Form No. 639A — Highway Easement. Poucher, Mpls.

0584062

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Elaine I. Larsen - fee owner
Lawrence P. Larsen and wife, Marjorie A. Larsen - fee owners
Lloyd Smith and wife, Barbara J. Smith - contract buyers

Grantor s, of Olmsted County, Minnesota, for and in consideration of

One dollar & Other good and valuable considerations Dollars ($ 1.00)

receipt of which is hereby acknowledged.

hereby convey _____ and warrant _____ to the County of Olmsted grantee, for highway purposes, together with the unrestricted right to improve the same, free and clear of all incumbrances, the following described real estate in the County of Olmsted in the State of Minnesota:

The North 60 feet of the West Half (W1/2) of the Northeast Quarter (NE1/4) of Section 3, T106N-R12W.

Containing 0.7 acre more or less in addition to the existing and presently used right of way of County State Aid Highway No. 9.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ their) heirs, executors and assigns, do ____ covenant never to cut, damage, destroy or remove any tree or shrub or other natural growth upon the hereinbefore described premises for the continuance of this easement, and does hereby grant and covey to the County all grasses, shrubs, trees and natural growth now existing on said lands or that may be hereafter planted or grown thereon.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ their) heirs, executors and assigns do ____ hereby release the County of Olmsted its successors and assigns, from all claims for any and all damages resulting to the lands through and across which the parcel of land hereby conveyed is located by reason of the location, grading, construction, maintenance, and use of a public highway over and upon and the removal of materials from the premises hereby conveyed and from the uses incident thereto, and the County of Olmsted shall have the right to use and remove all earth and other materials lying within the parcel of land hereby conveyed and the right to construct and maintain, upon the lands adjoining the parcel hereby coveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ their) heirs, executors and assigns, do ____ further convenant never to construct, erect, or maintain or allow or suffer any other person to construct, erect or maintain any sign or bill board or other advertising device upon the lands adjoining the parcel hereby conveyed closer than one hundred (100) feet from the said premises unless a permit therefor in writing shall have first been obtained from the County of Olmsted

Dated this 19th day of JANUARY, 19 93

In Presence of:

Witness Evelyn E Woods

Witness Notary for Gillespie Co. Texas

EVELYN E. WOODS
Notary Public
STATE OF TEXAS
My Comm. Exp. MAY 7, 1996

Lloyd Smith

Eugene I Larsen

Barbara J Smith

x Lawrence P Larsen

x Marjorie A Larsen

STATE OF MINNESOTA

County of Olmsted

On this 19th day of January, 19 93, before me personally

Lloyd Smith and Barbara J. Smith

appeared to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Donald D. Narveson

DONALD D. NARVESON
NOTARY PUBLIC—MINNESOTA
OLMSTED COUNTY
MY COMMISSION EXPIRES 5-30-97

I hereby certify that the within easement will convey to the _____ for highway purposes a good title to the land therein described, free and clear of all incumbrances.

I further approve said easement as to form and execution.

18 March, 19 93

Asst County Attorney.

Robert W. Mayhew

Assistant Attorney General.

ABSTRACT
WELL CERT
TRACKED
PAID
CHG

658462

DEPARTMENT OF HIGHWAYS

(HIGHWAY EASEMENT)

TO

STATE OF MINNESOTA
County of Olmsted
Office of County Recorder.

I hereby certify that the within instrument was filed for record in this office on the 2nd day of July, 1993 at 2 o'clock P M., and that the same was duly recorded in Book M-5 of Misc on page 277.

MARY CALLOMON County Recorder.

By Nancy Johnson Deputy.

Poucher, Mpls.

Dear Narveson
Pub. works

STATE OF MINNESOTA)
) ss.
COUNTY OF OLMSTED)

On March 9, 1993, before me personally appeared

Elaine I. Larsen

to me known to be the person described in and who executed the foregoing instrument and being duly sworn acknowledged that she executed the same as her free act and deed.

Donald D. Narveson

DONALD D. NARVESON
NOTARY PUBLIC—MINNESOTA
OLMSTED COUNTY
MY COMMISSION EXPIRES 5-30-97

STATE OF ~~MINNESOTA~~ TEXAS)
) ss.
COUNTY OF Gillespie)

On March 4, 1993, before me personally appeared Lawrence P Larsen to me known to be the person described in and who executed the foregoing instrument and being duly sworn acknowledged that he executed the same as his free act and deed.

EVELYN E. WOODS
Notary Public
STATE OF TEXAS
My Comm. Exp. MAY 7, 1996

Evelyn E. Woods

STATE OF ~~MINNESOTA~~ TEXAS)
) ss.
COUNTY OF Gillespie)

On March 4, 1993, before me personally appeared Marjorie A. Larsen to me known to be the person described in and who executed the foregoing instrument and being duly sworn acknowledged that she executed the same as her free act and deed.

EVELYN E. WOODS
Notary Public
STATE OF TEXAS
My Comm. Exp. MAY 7, 1996

Evelyn E. Woods