OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 5/31/2007 at 8:00:00 AM and was duly recorded as document number A-1136080
W MARK KRUPSKI-Co Recorder,by___Deputy
___p
Well Certificate: ___ Received ___ Not Required
Abstr. – yes ____ no ____
Fees:
Total $46.00

Received from/return to:
OLMSTED COUNTY PUBLIC WORKS
ATTN: DALE PRESTEGARD

HIGHWAY EASEMENT

53.08.43.040710

FOR VALUABLE CONSIDERATION SENECA FOODS CORPORATION, a Corporation under the laws of the State of New York, Grantor(s),hereby convey(s) and warrant(s) to the County of Olmsted, a political subdivision of the State of Minnesota, Grantee, its successors and assigns, a perpetual easement for the location, grading, construction, inspection, maintenance, repair, and use of a public highway and highway right-of-way, and uses and restrictions incident thereto, together with the unrestricted right to improve the same, in, under, over, and upon real property in Olmsted County, Minnesota, described as follows:

That part of the SW ¼ SE ¼ of Section 8, Township 105N, Range 13W described as follows: Parcel No. 3 as identified on the Olmsted County Right of Way Plat No. 168, County State Aid Highway 1, said plat filed of record with the Olmsted County Recorder on March 15, 2007, as document # A-1129086.

Grantor(s) do(es) hereby grant and convey to Grantee all grasses, shrubs, trees, and other natural growth now existing on the real property described above or that may hereafter be planted or grown thereon, and the right to use and remove all earth and other materials lying within the above described real property.

Grantor(s) do(es) hereby release Grantee, its successors and assigns, from all claims for any and all damages resulting to the lands through and across which the highway easement hereby conveyed is located by reason of the location, grading, construction, inspection, maintenance, repair, improvement and use of a public highway and highway right-of-way, and uses and restrictions incident thereto, and the removal of natural growth and materials from the premises hereby conveyed.

5-30-07
Co. Public Works
Dale Prestegard
WV

Paul Palmby

Its: Executive Vice President & C.O.O.

AND

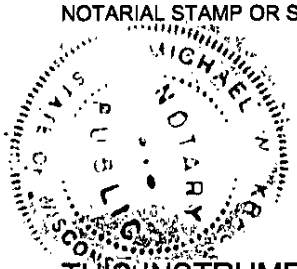
Roland Bruenig

Its: Chief Financial Officer

STATE OF WISCONSIN)
) ss.
COUNTY OF ROCK)

The foregoing instrument was acknowledged before me this 24 day of May, 2007, by Mr. Paul Palmby and Mr. Roland Bruenig it's Executive Vice President & C.O.O. and Chief Financial Officer, Grantor(s).

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)



SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

THIS INSTRUMENT WAS DRAFTED BY:
Olmsted County Public Works
2122 Campus Drive SE, Suite 200
Rochester, MN 55904
(507) 285-8231

T:\Highway Division\Engineering Division\Engineering Projects\CSAH 1\SAP 55-601-17\RIGHT OF WAY\Seneca\Seneca hwy easement.doc