OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 9/14/2007 at 3:30:00 PM and was duly recorded as document number A-1147417
W MARK KRUPSKI-Co Recorder,by___Deputy
___P
Well Certificate: ___ Received ___ Not Required
Abstr. – yes ____ no ____
Fees:
Total $46.00

HIGHWAY EASEMENT

53.08.24.040702

FOR VALUABLE CONSIDERATION Benjamin E. Sheehan, a single person and Steven J. Sheehan, a single person, as tenants in common, 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 SE ¼ NW 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. 167, County State Aid Highway 1, said plat filed of record with the Olmsted County Recorder on March 15, 2007, as document # A-1129085.

Grantor does 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 does 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.

9-12-07
Co. Public Works
Dale P.

Benjamin E. Sheehan

Steven J. Sheehan

STATE OF MINNESOTA)
) ss.
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me this 18th day of June, 2007, by Benjamin E. Sheehan, a single person and Steven J. Sheehan, a single person, Grantors.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

DALE SCOTT PRESTEGARD
NOTARY PUBLIC-MINNESOTA
My Commission Expires Jan. 31, 2010

SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

CONSENT OF LIENHOLDER

Eastwood Bank, Mortgagee and holder of a mortgage executed by Benjamin E. Sheehan, a single person and Steven J. Sheehan, a single person, dated August 3, 2007 recorded in the Office of the County Recorder as Document A-1143720 on August 9, 2007.

CONSENTS to the grant of the foregoing Highway Easement, AND AGREES that in the event of the foreclosure of said mortgage, or other sale or transfer of the mortgage or the real property described in said mortgage under judicial proceedings or otherwise, the same shall be subject to said easement.

FURTHER Eastwood Bank does 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 highway easement hereby consented to 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 above-described.

Eastwood Bank

By: _____
Peter Stellpflug

Its: Vice President

STATE OF MINNESOTA)
) ss.
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me this 7th day of September, 2007, by Peter Stellpflug, the Vice President of Eastwood Bank, a corporation under the laws of the State of Minnesota, on behalf of the corporation.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

DALE SCOTT PRESTEGARD
NOTARY PUBLIC-MINNESOTA
My Commission Expires Jan. 31, 2010

_____
SIGNATURE OF PERSON TAKING ACKNOWLEDGMENT

THIS INSTRUMENT WAS DRAFTED BY:
Olmsted County Public Works
2122 Campus Drive SE, Suite 200
Rochester, MN 55904-4744
(507) 285-8231