OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 3/31/2010 at 3:15 PM and was duly recorded as document number A- 1226638

W MARK KRUPSKI - Co Recorder, by_____ Deputy

Well Certifcate:____ Received ____ Not Required

Abstr. - yes _____ no _____

Received from/return to:
OLMSTED COUNTY PUBLIC WORKS
2122 CAMPUS DR SE
ROCHESTER MN 55904

pt NW-SW → 10-106-11
61.10.23.070089

HIGHWAY EASEMENT

FOR VALUABLE CONSIDERATION Ferrier Farms, a Partnership consisting of Craig Ferrier and John Ferrier, 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 Northwest Quarter of the Southwest Quarter of Section 10, Township 106 North, Range 11 West, Olmsted County, Minnesota described as follows:

Parcel No. 5 as identified on Olmsted County Right of Way Plat No. 174, County State Aid Highway 10, said plat filed of record with the Olmsted County Recorder on November 19, 2009, as document # A-1217244.

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.

NC Olmsted county 3-31-2010 Public works MS

Ferrier Farms

By: _____
Craig Ferrier, Partner

By: _____
John Ferrier, Partner

STATE OF MINNESOTA)
) ss.
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me this 10 day of February 2010, by Craig Ferrier and John Ferrier, Partners in Ferrier Farms, a Partnership on behalf of Grantor.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

DALE PRESTEGARD
Notary Public
Minnesota
My Commission Expires January 31, 2015

_____
Signature of Person Taking Acknowledgment

Return document after recording to:
Dale Prestegard
Olmsted County Public Works
2122 Campus Drive SE Suite 200
Rochester, MN 55904-4744

Loan No. _____

CONSENT OF LIENHOLDER

Root River State Bank, a Corporation organized and existing under the laws of the State of Minnesota, and holder of a mortgage executed by Ferrier Farms, a Partnership consisting of Craig Ferrier and John Ferrier, dated March 7 2003, recorded in the Office of the County Recorder as Document A-959608 on March 18 2003. Said mortgage extended on January 5, 2010 by document A-1220948 recorded in the Office of the Count Recorder on January 8, 2010.

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 Highway Easement.

FURTHER, Root River State Bank of Chatfield 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.

Root River State Bank

By: Charles M. Johnson Jr. By: Suzanne M Keefe

Its: President & CEO Its: V.P.

STATE OF MINNESOTA)
) ss.
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me this 30 day of March 2010, by Charles M. Johnson Jr. and Suzanne M. KeeFe its ~~Vice~~ President/CEO and Vice President of Root River State Bank, a Corporation organized and existing under the laws of the State of Minnesota.

NOTARIAL STAMP OR SEAL (OR OTHER TITLE OR RANK)

DALE PRESTEGARD
Notary Public
Minnesota
My Commission Expires January 31, 2015

Signature of Person Taking Acknowledgment

This Instrument was drafted by Olmsted County Public Works
2122 Campus Drive SE, Suite 200 Rochester, MN 55904-4744