OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 6/28/2011 at 1:00 PM and was duly recorded as document number. A- 1262670

W MARK KRUPSKI - Co Recorder, by_____ Deputy

Well Certifcate:____ Received ____ Not Required

Abstr. - yes _____ no _____

Fees: $46.00

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

COVER SHEET

DOCUMENT TYPE: Easement

NAME: Shorter

RETURN TO: Olmsted County Public Works

LEGAL DESCRIPTION: N ½ SW, NW-SE 1-108-14 Pt.
84.01.42.054024

"COVER SHEET ADDED BY OLMSTED COUNTY PROPERTY RECORDS OFFICE FOR RECORDING PURPOSES."

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

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

James H. Shorter

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

Metes and Bounds Subdivision Split Dollars ($ _____)
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:

All that part of the following described tract that lies within 50 feet of the existing centerline of County Road No. 114 as presently located;
That part of the NE1/4 SW1/4 and NW1/4 SE1/4 all in Section 1, T108N-R14W, Olmsted County, Minnesota, described as follows: Beginning at the northeast corner of said NE1/4 SW1/4 being an inplace cast iron monument, thence on an assumed bearing of N89°44'51"W 352.87 feet along the north line of said NE1/4 SW1/4 to a 1/2" inside diameter iron pipe with a plastic cap stamped "RLS 21940" (IRON PIPE); thence S02°36'17"E 433.40 feet to an IRON PIPE; thence S89°44'50"E 385.34 feet to Point "A"; thence continuing S89°44'50"E 152.46 feet to the centerline of County Road No. 114 and an IRON PIPE; thence N12°19'53"W 160.56 feet along said centerline to an IRON PIPE; thence N10°59'51"W 96.55 feet along said centerline to an IRON PIPE; thence N09°54'04"W 184.09 feet along said centerline to the north line of said NW1/4 SE1/4 and an IRON PIPE; thence N89°40'08"W 120.24 feet along said north line to the point of beginning.
Containing 0.17 acre more or less in addition to the existing and presently used right of way of County Road No. 114.

And the said grantor ___, 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 ___, 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 ___, 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 10th day of JANUARY, 19 96

In Presence of:

James H. Shorter

Witness _____

Witness _____

627-11
City PW-Dale Prestegaard

STATE OF MINNESOTA

County of Olmsted

On this 10th day of January, 1996, before me personally James H. Shorter

appeared to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Donald D. Narveson

DONALD D. NARVESON
NOTARY PUBLIC - MINNESOTA
My Commission Expires Jan. 31, 2000

I hereby certify that the within easement will convey to the Olmsted County 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.

June 27, 19 2011

County Attorney.

Thomas M. Conway

Assistant Attorney General.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

TO

STATE OF MINNESOTA
County of
Office of County Recorder.
I hereby certify that the within instrument was filed for record in this office on the
day of , 19
at o'clock M., and that the same was duly recorded in Book of
on page .

County Recorder.

By Deputy.

Poucher, Mpls.