OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 10/17/2011 at 11:45 AM and was duly recorded as document number A- 1270295

W MARK KRUPSKI - Co Recorder, by_____ Deputy

Well Certifcate:____ Received ____ Not Required

Abstr. - yes _____ no _____

$46.00

Received from/return to:

OLMSTED COUNTY PUBLIC WORKS
DALE PRESTEGARD
2122 CAMPUS DR SE
ROCHESTER MN 55904

DOCUMENT TYPE: Highway Easement

RE: Harold & Hazel Zitzow

RETURN TO: Dale Prestegard (Olmsted Public Works)

LEGAL: pt SE-NE } 22-106-11
pt NE-SE }
61.22.14.046916

"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 _____

Harold T. Zitzow and wife, Hazel J. Zitzow

Grantor s, 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 tracts:
A part of the Southeast Quarter of the Northeast Quarter and a part of the Northeast Quarter of the Southeast Quarter of Section 22, Township 106 North, Range 11 West, Olmsted County, Minnesota, described as follows BEGINNING at the southeast corner of the Southeast Quarter of the Northeast Quarter of said Section 22; thence South 88 degrees 43 minutes 16 seconds West along the south line of said Southeast Quarter of the Northeast Quarter for a distance of 863.00 feet; thence North 01 degrees 16 minutes 44 seconds West, at right angles, for a distance of 240.09 feet to a point in the centerline of Olmsted County Road No. 142; thence South 88 degrees 36 minutes 19 seconds East along said centerline for approximately 863 feet to a point in the east line of said Southeast Quarter of the Northeast Quarter; thence southerly along said east line for a distance of 199.80 feet to the POINT OF BEGINNING. ALSO, BEGINNING at the northeast corner of the Northeast Quarter of the Southeast Quarter of said section 22; thence South 88 degrees 43 minutes 16 seconds West along the north line of said Northeast Quarter of the Southeast Quarter for a distance of 380.00 feet; thence South 01 degree 16 minutes 44 seconds East at right angles, for a distance of 75.00 feet; thence North 88 degrees 43 minutes 16 seconds East, parallel with said north line, for a distance of approximately 380 feet to a point in the east line of said Northeast Quarter of the Southeast Quarter; thence northerly for a distance of 75.00 feet to the POINT OF BEGINNING,
which lies within a distance of 50 feet on the south side of the existing centerline of County Road No. 142 as presently located. 0.34 acre.

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 28th day of MARCH, 19 90.

In Presence of:

× Harold T. Zitzow

Witness _____ × Hazel J. Zitzow

Witness _____

NoChg

Dale Prestegard

DH20 MS

STATE OF MINNESOTA

County of Olmsted

On this 28th day of March, 19 90, before me personally

Harold T. Zitzow and Hazel J. Zitzow

appeared to me known to be the person s 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 com. Exp. May 30, 1991

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.

_____, 19____

_____
County Attorney.

_____
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.