Pt NENW
7-105-15
55.07.21.043433

Pt SESW
6-105-15
55.06.34.043429

OFFICE OF COUNTY RECORDER
Olmsted County, Minnesota

I hereby certify that this document was filed in this office on 6/26/2012 at 12:15 PM and was duly recorded as document number A- 1291839

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: Permanent Highway Easement

NAME: Olmsted County Public Works

RETURN TO: Dale Prestegard

LEGAL DESCRIPTION:

Part the north half of the Northwest Quarter (N ½ NW ¼) of section seven (Sec 7) and all that part of the Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of section six (Sec 6) which lies South of the highway, all being in Township one hundred five North, range fifteen West (T105N-R15W)

Cover sheet added by Olmsted County Public Works Office for Recording Purposes.

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Clarence Riess and Marlene Riess, his wife

Grantor....., of County of Olmsted *, Minnesota, for and in consideration of*

Six hundred thirty-seven dollars and fifty cents ($ 637.50)

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:

The north half of the northwest quarter (N½NW¼) of Section seven (Sec 7) and all that part of the southeast quarter of the southwest quarter (SE¼SW¼) of Section six (Sec 6) which lies south of the highway, all being in township one hundred five north, range fifteen west (T105N-R15W);

which lies within a distance of fifty (50.0) feet on either side of the following described centerline of County State Aid Highway number twenty-six (CSAH #26);

From a point on the west line of said Section six (Sec 6) distant eighty-eight and seventeen hundredths (88.17) feet north of the southwest corner thereof, thence north seventy-eight degrees, twenty-six minutes east (N78°26'E) for seven hundred forty-one and thirty-six hundredths (741.36) feet, thence deflect to the right on a three degree (3°00') circular curve, delta angle twenty-four degrees three minutes (24°03') for five hundred nine four and sixty-four hundredths (594.64) feet for a place of beginning of the centerline to be described, thence in a prolongation of the last described course two hundred seven and three hundredths (207.03) feet, thence on a tangent to said curve eight hundred twenty-six and six hundredths (826.06) feet, thence deflect of the left on a two degree (2°00') circular curve, delta angle twelve degrees thirty minutes (12°30') for three hundred nine an ninety-one hundredths (309.91) feet and there terminating;

Together with that parcel lying south of the highway and north of the above described centerline;

Containing four and twenty-five hundredths (4.25) acres more or less in addition to the existing highways;

Together with the right to construct and maintain so long as County State Ai Highway number twenty-six (CSAH #26) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on either side of the above described right of way as it runs over and across the above described tract. Said slope not to exceed a distance of twenty-five (25.0) feet from the right of way line and the use b the County shall be restricted to and for the purpose hereinbefore described

And the said grantor....., for himself, his 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 convey to the County of Olmsted 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, his 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 conveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor....., for himself, his 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 2Nd *day of* May *, 19*63

In presence of:

Clarence Riess

Witness Arthur L. Schellhammer

Marlene Riess

Witness Donald D. Norman

STATE OF MINNESOTA
County of Olmsted } ss.

On this 2nd day of May, 19 63, before me personally appeared

Clarence Riess and Marlene Riess

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.

Delores L. Moline

DELORES L. MOLINE
Notary Public, Olmsted County, Minn.
My Commission Expires April 21, 1970

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 } ss.
County of .....

Office of Register of Deeds.

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 .....

.....
Register of Deeds.

By .....
Deputy.

RECORDER