Doc No. A- 1416503
OFFICE OF COUNTY RECORDER
OLMSTED COUNTY, MINNESOTA

I hereby certify that this document was filed in this office for record on --January 24, 2017 9:07 AM
W. MARK KRUPSKI - Co. Recorder by deputy: ms
Well Certificate: _____ Abstract: _____ Fee: $46.00

PWSC
1188 50TH ST SE
ATT ; DALE PRESTEGARD
ROCHESTER, MN 55904

pt SE SE → 32-107-13
13.32. 41.033 to 56

HIGHWAY EASEMENT

FOR VALUABLE CONSIDERATION, the undersigned GRANTOR, hereby conveys and warrants 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 of the SE ¼ of Section 32, Township 107 North, Range 13 West, shown as Parcel 13 on Olmsted County Highway Right of Way Plat No. 204, County State Aid Highway 9. Said plat filed of record with the Olmsted County Recorder on April 1, 2016, as document A-1393439

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. Grantee, after any work contemplated hereunder, shall restore, to the extent feasible, the impacted areas to a substantially similar condition that existed prior to the work.

Grantee agrees to defend, indemnify, and hold Grantor harmless from and against any and all claims, demands, actions, causes of action, suits, judgments, executions or liability whatsoever, including without limitation, all reasonable costs and defense thereof and attorney fees, relating thereto, which may be brought, arise, come against or be incurred by Grantor and its/his successors and assigns, as a result of the use of the Highway Easement, subject to the state tort limits set forth in Chapter 466 of the Minnesota Statutes. However, Grantee shall not be obligated to indemnify Grantor or its/his successors and assigns for any claims arising out of the use of the Highway Easement where Grantor or its/his successors and assigns negligent action(s) is a proximate cause of any injury or property damage sustained by a third party claimant.

Said easement for the purpose of providing permanent public road right of way for Olmsted County State Aid Highway 9. All being subject to easements, covenants, and restrictions of record

No chg

1-24-2017
PWSC
MS

EXECUTED as of this 30th day of December, 2016

GRANTOR

Terrence Frederick Kappauf

STATE OF MINNESOTA)
) SS
COUNTY OF OLMSTED)

The foregoing instrument was acknowledged before me on this 30th day of Dec, 2016 by Terrence Frederick Kappauf, a single person, Grantor.

Notarial Stamp or Seal

Notary Public

STACEY J. McKNIGHT
NOTARY PUBLIC
MINNESOTA
MY COMMISSION EXPIRES JAN. 31, 2020

Drafted by:

SRF Consulting Group, Inc.
One Carlson Parkway,
Suite 150
Minneapolis, MN 55447
763-475-0010