Doc No. A- 1478738
OFFICE OF COUNTY RECORDER
OLMSTED COUNTY, MINNESOTA

Pt SW-SW → 2-107-13
73.02. 33.033228

I hereby certify that this document was filed in this office for record on --August 13, 2019 12:56 PM
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

COVER SHEET

August 13th, 2019

DOCUMENT TYPE: HIGHWAY EASEMENT

NAME: OLMSTED COUNTY PUBLIC WORKS

RETURN TO: Jeremy Douglas, PWSC

LEGAL DESCRIPTION:

(See Attached)

Cover sheet added by Public Works for Recording Purposes

DWSC
8-13-19
MS

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Warren L. Beighley and wife, Elda S.

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

Seventy-eight - - - - - - - - - - - - - - - - - - *Dollars* (*$* 78.00)

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:

The west half of the southwest quarter ($W\frac{1}{2}SW\frac{1}{4}$) of Section two (Sec 2) township one hundred seven north, range thirteen west (T107N-R13W);

which lies within a distance of fifty (50.0) feet on the north side of the following described centerline of County Road "M" (CR "M");

Beginning at the southwest corner of said section two (Sec 2) east along the south line thereof for one thousand three hundred eight and five hundredths (1308.05) feet and there terminating;

Containing fifty-two hundredths (0.52) acre more or less in addition to the existing highways;

Together with the right to construct and maintain so long as County Road "M" (CR "M") shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the north 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 forty-five (45.0) feet from the right of way line and the use by 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 16th *day of* April, *19*64

In presence of:

Witness Arthur L. Schell Warren L Beighley

Witness Donald D. Aanerud Elda S. Beighley

STATE OF MINNESOTA }
County of Olmsted } ss.

On this 16th day of April, 19 64, before me personally appeared

Warren L. Beighley and Elda S. Beighley

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 }
County of ..... } ss.

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.

RETURN TO