No. 639A—Highway Easement—(Revised 1954). BOUCHER MINNEAPOLIS

PREPARED BY _____
CHECKED BY ✓

HIGHWAY EASEMENT

First National Bank and Trust Company of Minneapolis, as trustee

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

Six hundred eighty-six - - - - - - - - - - - - - - *Dollars* ($ 686.00)

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 southwest quarter (SW¼) of section twenty-two (Sec 22) township one hundred six north, range fifteen west (T106N-R15W);
which lies within a distance of sixty (60.0) feet on the west side of the following described centerline of County State Aid Highway Number Three (CSAH #3);
Beginning at the south quarter (S¼) corner of said section twenty-two (Sec 22) north along the east boundary of said southwest quarter (SW¼) for two thousand six hundred twenty and thirty-one hundredths (2620.31) feet and there terminating;
Containing one and sixty-four hundredths (1.64) acres more or less in addition to the existing highways;
Together with the right to construct and maintain so long as County State Aid Highway Number Three (CSAH #3) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the west 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 fifteen (15.0) 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 8th *day of* December, *19*66

In presence of:

Witness _____

Witness Lucile L. Reed

FIRST NATIONAL BANK OF MINNEAPOLIS
(formerly First National Bank and Trust Company)

By _____
Its Assistant Vice President

Attest: _____
Its Assistant Secretary

As Trustee.

STATE OF MINNESOTA
County of ..... } **ss.**

On this ..... **day of** ....., 19....., **before me personally appeared**

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

.....

STATE OF MINNESOTA)
)
County of Hennepin)

On this 8th day of December, 1966, before me appeared John R. Hall and John F. Hunziker to me personally known, who, being by me duly sworn, did say that they are the Assistant Vice President and the Assistant Secretary of First National Bank of Minneapolis, a national banking association, formerly First National Bank and Trust Company of Minneapolis, as Trustee, that the seal affixed to the foregoing instrument is the corporate seal of said association, and that said instrument was executed in behalf of said association by authority of its Board of Directors; and that said John R. Hall and John F. Hunziker acknowledged said instrument to be the free act and deed of said association, as Trustee aforesaid.

JOHN BURMASTER,
Notary Public, Hennepin County, Minn.
My Commission Expires Mar. 22, 1968.

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.

April 16, 1970

Elden L. Hansen
~~Assistant Attorney General.~~ County Attorney.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

322304

..... to .....

DROPPED
GRANTOR
GRANTEE
TRACTED
PAID
CHG. None
REV. STAMP
MTG. TAX

STATE OF MINNESOTA
County of Olmsted } **ss.**
Office of Register of Deeds.

I hereby certify that the within instrument was filed for record in this office on the 20 **day of** April, **19**70
at 1 **o'clock** P **M., and that the same was duly recorded in Book** 5-3 **of** Misc **on page** 895

Harry D. Evans
Register of Deeds.

By Doris M. Bahe **Deputy.**

ROUSHER PRINTING CO.