No. 639A—Highway Easement—(Revised 1954). POUCHER

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY ✓

Sold 301

Owen L. Hart and wife, Monda E.

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

Four hundred sixty and no cents - - - - - - - - *-Dollars* ($460.00 *)*

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 northwest quarter (NW¼) of Section twenty-seven (Sec 27) township one hundred six north, range fifteen west (T106N-R15W);
which lies within a distance of Sixty (60.0) feet on either side of the following described centerline of County State Aid Highway Number three (CSAH #3);
Beginning at the north quarter (N¼) corner of said section twenty-seven (Sec 27) south along the quarterline thereof for one thousand eight hundred eighteen and ninety-three hundredths (1818.93) feet, thence deflect to the right on a seven degree (7°00') circular curve delta angle ninety degrees twenty-three minutes (90°23') for one thousand two hundred ninety-one and nineteen hundredths (1291.19) feet and there terminating;
Containing two and three tenths (2.3) 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 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 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 ~~themselves, 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 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 ~~themselves, 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 conveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor....., for himself, his ~~themselves, 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 21st *day of* July *, 19*66

In presence of:

Witness Esther Schellhammer — Owen L Hart

Witness Donald D. Genesen — Monda E. Hart

STATE OF MINNESOTA
County of Olmsted } ss.

On this 21st day of July, 19 66, before me personally appeared Owen L. Hart and Monda E. Hart, his wife to me known to be the person 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.

April 16, 1970

Eldon J. Hussman
Asst County Attorney.
~~Assistant Attorney General.~~

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

322307

PROOF'D
GRANTOR
GRANTEE
TRACKED
PAID
CHG. None
REV. STAMP
MTG. CAN

to

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 S-3 of Misc on page 898

Mary U. Evans
Register of Deeds.

By Carol M. Bahr
Deputy.

RECEIVED
REGISTER