Form No. 639A—Highway Easement. (Revised 1954) VOUCHER NUMBER FOUR

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

Myron E. Bernard and wife, Beth M.
Lloyd Greenlee and wife, Joanne

33/158

Grantors, of Olmsted County, *Minnesota, for and in consideration of* One dollar and other good and valuable considerations *Dollars* ($1.00) *receipt of which is hereby acknowledged,*

hereby convey...s...and warrant...s...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; himself, his

The south thirty (30) acres of the southeast quarter of the southeast quarter ($SE\frac{1}{4}SE\frac{1}{4}$) less the south half of the northeast quarter of the southeast quarter of the southeast quarter ($S\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}SE\frac{1}{4}$) of section ten (Sec.10), the northeast quarter of the northeast quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of section fifteen (SEC.15), and also commencing at the southwest corne of the northwest quarter of the northwest quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of section fourteen (Sec.14) thence east thirty (30) rods, thence north fifty-seven (57) rods, thence west thirty (30 rods to the west line of said section fourteen (Sec.14), thence south to beginning, all being in township one hundred five north, range twelve west (T105N-R12W);

which lies within a distance of sixty (60) feet on either side of the following described centerline of County State Aid Highway Number Seven (CSAH #7);

From the northwest corner of said section fourteen (Sec.14) thence easterly along the north boundary of said section for thirty-four and forty-eight hundredths (34.48) feet, thence southeasterly at an angle to the section line of seventy-five degrees fifteen minutes ($75^{\circ}15'$) for seven hundred four and fourteen hundredths (704.14) feet for a plac of beginning of the centerline to be described. Thence in a prolongation of the last described course deflect to the right on a one degree thirty-five minute ($1^{\circ}35'$) circular curve, deflection angle of eleven degrees seven minutes thirty seconds ($11^{\circ}07'30''$) for seven hundred two and sixty-three hundredths (702.63) feet and there terminating. Beginning again at the above described place of beginning and proceed in a northwesterly direction N14°45'W for three hundred forty-nine and sixty-five hundredths (349.65) feet thence deflect to the right on a one degree forty-five minute ($1^{\circ}45'$) circular curve, deflection angle of twelve degrees twenty-one minutes thirty seconds ($12^{\circ}21'30''$) for seven hundred six and nineteen hundredths (706.19) feet, thence on tangent to said curve for three hundred four (304) feet and there terminating;

Containing three and twenty-eight hundredths (3.28) acres more or less in addition to the existing highways.

And the said grantor...s..., for 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.

himself, his

And the said grantor...s..., for 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.

himself, his

And the said grantor...s..., for 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 7th *day of* April, *19* 71

In presence of:

Witness Dean Hanson

Witness Kay O. Swanson

Lloyd Greenlee

Joanne Greenlee

Myron E. Bernard

Beth M. Bernard

STATE OF MINNESOTA
County of Olmsted } ss.

On this 7th day of April, 19 71, before me personally appeared Myron E. Bernard and wife Ruth M. Floyd Greenlee and wife Joanne 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.

Tarsella Mathesen
Notary Public
My commission expires 3-31-75

I hereby certify that the within easement will convey to the County of Olmsted 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.

August 5, 19 71

Eldon J. Sherman
County Attorney.
~~Assistant Attorney General.~~

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
CHG. None

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 5 day of August, 19 71 at 11 o'clock A M., and that the same was duly recorded in Book 413 of Misc. on page 479

Nancy J. Evans
Register of Deeds.

By Lois Knutson Deputy.

3311186

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