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

PREPARED BY CC
CHECKED BY ✓

HIGHWAY EASEMENT

385726

James L. Clark and wife, Kay E. (Contract buyer)
Edmund Leo Clark and wife, Fern L. (Fee owner)

*Grantor*s, *of* Olmsted County, *Minnesota, for and in consideration of* One dollar and other good and valuable consideration *Dollars* ($ 1.00) *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:

The south fifty (50) feet of the south half of the northeast quarter ($S\frac{1}{2}$ $NE\frac{1}{4}$) of section 32, township 106 north, range 13 west;

Containing 1.01 acres, more or less, in addition to the existing highway.

And the said grantors, 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.

And the said grantors, 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.

And the said grantors, 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 2nd *day of* August, *19* 76

In presence of:

Witness Clifford Coffin

Witness Debra Magnuson

Edmund Leo Clark
Fern L. Clark
James L. Clark
Kay E. Clark

STATE OF MINNESOTA
County of Olmsted } ss.

On this 2 nd day of August, 19 76, before me personally appeared Edmund Leo Clark and Fern L. Clark, husband and wife and James L. Clark and Kay E. Clark, husband and wife to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Delores L. Molitor
Notary Public Olmsted County, Minnesota
Commission expires April 28, 1977

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.

March 22, 1977.

D. P. Mattson
County Attorney.
Assistant Attorney General.

PROOFED
GRANTOR
GRANTEE
TRACKED
CHG:

385126

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

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 22 day of March, 1977, at 4:14 o'clock P. M., and that the same was duly recorded in Book 4 of Misc on page 726.

HARRY H. EVANS
Register of Deeds

By Lois Lenaburn Deputy.

ROLLEMER PRINTERS

to Highway