Form No. 659A—Highway Easement. (Revised 1964) RECORDER

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

U22063

Fee Owner Ellen B. Byrne, a single person
Contract Buyer Ernest H. Christie and wife, Lorraine

Grantor S, 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 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 Five (Sec. 5) township one hundred four north, range fifteen west (T104N-R15W);

which lies within the right of way boundary of County Road Number 149 delineated in said tract of land as Parcel No. 3 on the Plat designated as Olmsted County Highway Right of Way Plat No. 15 on file and of record in the office of the County Recorder in and for Olmsted County, said Parcel No. 3 containing 1.4 acres more or less in addition to the existing highways.

And the said grantor S, for themselves, their heirs, executors and assigns, do convenant 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 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.

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 15th day of August, 1970

In presence of:

Witness Gerald Lawler — Ernest H. Christie

Witness Clifford Coffin — Lorraine Christie

Ellen B. Byrne

STATE OF MINNESOTA

County of Olmsted } ss.

On this 15 th day of August, 19 78, before me personally appeared

Ellen B. Byrne, a single person and
Ernest H. Christie and wife, Lorraine Christie

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 — MINNESOTA
OLMSTED COUNTY
MY COMMISSION EXPIRES APR. 28, 1984

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.

June 4, 19 80 D. V. Matter

County Attorney.
Assistant Attorney General.

422063

ABSTRACT
CRANTOR
GRANTEE
TRACKED
PAID
CHG.

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 4 day of January, 1980 at 3 o'clock P M., and that the same was duly recorded in Book I-4 of Misc on page 877

Louis Spaulding
COUNTY RECORDER

By D Kelly Deputy.