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

PREPARED BY RO

CHECKED BY ✓

# HIGHWAY EASEMENT

Lowell Sheely and wife, Wilma

Grantors, of Olmsted County, Minnesota, for and in consideration of Metes and Bounds Subdivision Split Dollars ($ ---------- ) 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 east fifty (50) feet of the following described tract:

That part of the southeast quarter of the northeast quarter (SE¼ NE¼) and of the northeast quarter of the southeast quarter (NE¼ SE¼) of section 18, township 106 north, range 11 west, Olmsted County, Minnesota, described as follows: Commencing at the northeast corner of said section 18, thence south along the east line of said section a distance of 2253.49 feet to the point of beginning of the tract; thence continue south along the east line of said section for a distance of 935.22 feet; thence west for a distance of 620.49 feet; thence North 00°21'28" West for 947.17 feet; thence South 88°54'30" East for 626.52 feet to the point of beginning;

Containing 0.2 acre, more or less, in addition to the existing highway.

And the said grantor himself, his, 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 himself, his, 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 himself, his, 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 XXXXXXXXXXXXX

Dated this 9th day of August, 19 79

In presence of:

Witness Clifford Coffin — Lowell Sheely, Wilma Sheely

Witness

STATE OF MINNESOTA
County of Olmsted } ss.

On this 9th day of August, 19 79, before me personally appeared
Lowell Sheely and wife, Wilma

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

I hereby certify that the within easement will convey to the GRANTEE
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.

November 3, 1983

Asst. County Attorney.
Assistant Attorney General.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

46150?

to

Parcel

GRANTEE
TRACKED
PAID

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 November, 1983 at 3 o'clock P M., and that the same was duly recorded in Book G-4 of Misc on page 862

COUNTY RECORDER
Register of Deeds.

By _____ Deputy.

POUSHER MINNEAPOLIS