Form No. 639A--Highway Easement.

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Darrel R. Miller and wife, Ruby Miller
Chester Maxson and wife, Lou Ann Maxson - Contract Buyers

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:

The West 60 feet of the following described tracts;
The North half ($N\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) and the North 24 rods of the South half ($S\frac{1}{2}$) of the Northwest Quarter ($NW\frac{1}{4}$) all being in Section 30, T108N-R15W.

W1/2-NW

Containing 1.05 acres, more or less, in addition to the existing and presently used right of way of CSAH No. 5.

~~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~~ 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, 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

Dated this 9th day of April, 1985

In presence of:

Witness

Witness

Chester Maxson
Lou Ann Maxson
Darrel R. Miller
Ruby Miller

STATE OF MINNESOTA
County of Olmsted } ss.

On this 9th day of April, 1985, before me personally appeared Darrel R. Miller and wife, Ruby Miller; Chester Maxson and wife, Lou Ann Maxson 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.

Donald D. Narveson

Donald D. Narveson
Notary Public-Minnesota
Olmsted County
My com. Exp. May 30, 1991

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.

July 19, 1985 Michael D. Hanley

~~Asst.~~ County Attorney. ~~Assistant Attorney General.~~

490037

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

ABSTRACT
GRANTOR
GRANTEE
TRACED
PAID
CHG none

STATE OF MINNESOTA
County of Olmsted } ss.

Office of County Recorder.

I hereby certify that the within instrument was filed for record in this office on the 22 day of July, 1985 at 3:30 o'clock P M., and that the same was duly recorded in Book 701 of Misc. on page 4.

LOIS FINSTUEN
County Recorder

By Catherine L. Evans Deputy.

ROUSCHER MINNEAPOLIS