Form No. 639A--Highway Easement.

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Donald W. Behnken and wife, Lucille E. Behnken

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:

The South sixty (60) feet of the South 2/3 of the West 3/4 of the South half (S½) of Section 13, T107N-R13W, 5 1/2

and

Also a strip of land being 10 feet wide lying parallel to and immediately adjacent to the above described South sixty (60) feet (North side). Said strip beginning 2692.3 feet East of the Southwest corner of said Section 13, and running Easterly 100 feet.

Containing 2.49 acres more or less in addition to the existing and presently used right of way of CSAH No. 2.

~~And the said grantor ____, 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.~~

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 ____, 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 3rd day of APRIL, 1986

In presence of:

Witness

Witness

Donald W. Behnken

Lucille E. Behnken

STATE OF MINNESOTA
County of Olmsted } ss.

On this 3rd day of April, 19 86, before me personally appeared Donald W. Behnken and wife, Lucille E. Behnken 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.

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 _____ 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.

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG

_____, 1986 _____
Asst. County Attorney. Assistant Attorney General.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

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 14 day of Nov., 1986 at 11 o'clock AM., and that the same was duly recorded in Book W-4 of Misc. on page 759

LOIS FINSTUEN
County Recorder.
By Catherine L. Lee
Deputy.

ROUCHLEB PRINTING CO.

515862

Highway 2 exit.