Form No. 639A--Highway Easement. BOUCHER MINNEAPOLIS

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Alvina E. Von Osten, single - fee owner
Everal Gilbertson and wife, Rose A. Gilbertson - contract buyers

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 one hundred (100) feet of the Westerly 1116.41 feet and the South sixty (60) feet of the Easterly 118.94 feet of the following described tract:

The West half (W½) of the Southwest quarter (SW¼) and the West 10 acres of the Southeast quarter (SE¼) of the Southwest quarter (SW¼) of Section 17, T107N-R12W, less commencing at the Southwest corner of said Southwest quarter (SW¼); thence Northeast along the South line 1235.35 feet for the point of beginning; thence Northwest 404 feet; thence Northeast 128.35 feet; thence Northwest 912.68 feet to the North line of the Southeast quarter (SE¼) of the Southwest quarter (SW¼); thence Northeast 291.11 feet to the West line of the East 3/4 of SE¼SW¼; thence Southeast 1316.51 feet to the South line of Southwest quarter (SW¼); thence Southwest 419.96 feet to point of beginning.

Containing 1.79 acres more or less in addition to the existing and presently used right of way of CSAH No. 2.

SW-SW
SE-SW
17-107-12

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, 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 29th day of May, 19 86

In presence of:

Witness

Witness

Everal Gilbertson
Rose A Gilbertson
Alvina E Von Osten

STATE OF MINNESOTA
County of Olmsted } ss.

On this 29th day of May, 19 86, before me personally appeared Alvina E. Von Osten, Everal Gilbertson and Rose A. Gilbertson 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.

17 Dec., 1986

Robert W. Von Holtzbrinck
Asst. County Attorney. ~~Assistant Attorney General.~~

ABSTRACT
GRANTOR
GRANTEE
TRACT
PAID
CHK

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

STATE OF MINNESOTA
County of Olmsted } ss.

I hereby certify that the within instrument was filed for record in this office on the 17 day of Dec., 1986 at 9½ o'clock A M., and that the same was duly recorded in Book 4-4 of Misc. on page 987

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

ROUSCHER MINNEAPOLIS

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