Form No. 639A--Highway Easement.

PREPARED BY ✓
CHECKED BY ✓

HIGHWAY EASEMENT

57 8947

Robert J. Spencer and wife, Marion B. Spencer - fee owners
A. Roger Barsness and wife, Carolyn F. Barsness - contract buyers

Grantor s, of Olmsted County, Minnesota, for and in consideration of One dollar and other good & 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 North 50 feet of the Northeast Quarter (NE¼) of Section 4, T105N-R14W, less the West 500 feet of the North 1132 feet.

Containing 0.84 acre more or less in addition to the existing and presently used right of way of County Road No. 148.

And the said grantor s, for themselves, their heirs, executors and assigns, do covenant 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.

Dated this 1ST day of SEPTEMBER, 1989

In presence of:

Witness

Witness

Carolyn F. Barsness
A. Roger Barsness
Robert J. Spencer
Marion B. Spencer

STATE OF MINNESOTA
County of Olmsted } ss.

On this 1st day of September, 19 89, before me personally appeared Robert J. & Marion B. Spencer and A.Roger & Carolyn F. Barsness 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.

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.

5 March, 19 90 Robert W. Von Peterl

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

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

57894

to

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG

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 7 day of March, 19 90 at 11½ o'clock A M., and that the same was duly recorded in Book E-5 of Misc on page 345.

LOIS FINSTUEN
County Recorder.
By Gerald M. Fersues
Deputy.

ROLLMER
PARK RAPIDS

D. Narveson