Form No. 639A — Highway Easement. Poucher, Mpls.

PREPARED BY dlh
CHECKED BY dlh

HIGHWAY EASEMENT

Robert R. Johnston and wife, Virginia M. Johnston

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 East 800 feet of that part of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section 14, T105N-R12W lying East of the public road now designated as County Road No. 137.

Also a strip of land being 50 feet wide lying parallel to and immediately adjacent to the above described North 50 feet and beginning 350 feet West of the northeast corner of said Northeast Quarter (NE¼) and run west 150 feet and there terminating.

Containing 0.41 acre more or less in addition to the existing and presently used right of way of County Road No. 137.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ 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 covey to the County 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 ~~(himself~~ themselves), ~~(his~~ 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 coveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor s, for ~~(himself~~ themselves), ~~(his~~ 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 of Olmsted

Dated this 13th day of May, 1991.

In Presence of:

Robert R Johnston

Witness ____

Witness ____

Virginia M Johnston

STATE OF MINNESOTA

County of Olmsted

On this 13th day of May, 1991, before me personally Robert R. Johnston and Virginia M. Johnston

appeared 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 _____ 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 May, 1991

Robert W. Hunstad
Asst. County Attorney. ~~Assistant Attorney General.~~

602865

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

TO

ABSTRACT
WELL CERT.
TRACKED
PAID
CHG.

STATE OF MINNESOTA
County of Olmsted
Office of County Recorder.

I hereby certify that the within instrument was filed for record in this office on the 17 day of May, 1991 at 1 o'clock PM., and that the same was duly recorded in Book 4-5 of Misc on page 360

LOIS FINSTUEN
County Recorder.

By Gerald D. Fagerness
Deputy.

Poucher, Mpls.

D. Narveson