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

6069/185

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

George O. Zeigler and wife, Jeanette Zeigler aka
Geo. O. Zeigler and E. Jeanette Zeigler

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 East 40 feet of the following described tract;
Beginning at the Northeast corner of Section 21, T106N-R11W, thence South 4 chains and 60 links, thence North 70.5° West, 13 chains and 58 links, thence East 12 chains and 43 links to place of beginning, and also the East 70 feet of the North 98.5 feet of the above described tract.

Containing 0.12 acre more or less in addition to the existing and presently used right of way of CSAH No. 10.

"CORRECTION EASEMENT"

This instrument is intended to correct an error in the legal description found in that easement dated April 21, 1986, recorded October 21, 1986 in Book W-4 of Misc. Records, page 556, which incorrectly described the lands involved as being in Section 27, T106 N.R11W, instead of the correct Section 21 T106N.R11W herein.

~~And the said grantor ____, 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 _____ 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 ____, 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 _____~~

Dated this 15th day of July, 19 91.

In Presence of:

Witness

Witness

Geo. O. Zeigler

E. Jeanette Zeigler

STATE OF MINNESOTA

County of Olmsted

On this 1st day of July, 1991, before me personally

Geo. O. Zeigler and E. Jeanette Zeigler

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 COMMISSION EXPIRES 5-30-97

I hereby certify that the within easement will convey to the County of Olmsted 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.

12 July, 1991

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

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 12th day of July, 1991 at 4 o'clock P M., and that the same was duly recorded in Book H-5 of Misc on page 710

LOIS FINSTUEN
County Recorder.

By Doreen Mueller Deputy.
Poucher, Mpls.

Doreen Narveson

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