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

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

Randall S. Edson aka Randall Edson and wife, Marcia M. Edson aka Marcia Edson

Grantor s, of Olmsted County, Minnesota, for and in consideration of

One dollar and other good & valuable consideration Dollars ($1.00)

receipt of which is hereby acknowledged.

0936

hereby convey ____ and warrant ____ to the County of Olmted 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:

All that part of the following described tract:

All of that part of the South One Half of the Southwest Quarter (S½SW¼) and that part of the South Sixteen (16) acres of the North One Half of the Southwest Quarter (N½SW¼) all in Section 11, T107N-R14W, lying westerly of the middle of the South Fork Zumbro River and Easterly of the following described line; Commencing at the Southwest corner of said Section 11, thence East, assumed bearing, along the South line of said Section 11, a distance of 1,520 feet for a point of beginning of the line to be described: thence North 37°02'30" West 316.50 feet; thence North 31°49' West, 100.00 feet; thence North 26°27' West, 81.30 feet; thence North 39°34' West, 138.30 feet; thence North 36°52'30" West, 311.24 feet to the centerline of County Road No. 133; thence North 5°55'57" West along said centerline, 16.39 feet; thence North 19°49'35" West along said centerline, 390.72 feet; thence North 14°48'36" West along said centerline, 157.33 feet; thence North 9°20'02" West along said centerline, 109.95 feet; thence North 1°43'58" West along said centerline 151.86 feet, more or less, to the North line of the South Sixteen (16) acres of the North One Half of the Southwest Quarter (N½SW¼) of said Section 11 and there terminating,

which lies within the right of way boundary of County Road No. 133 delineated as in said tract of land as Parcel No. 2 of the plat designated as Olmsted County Highway Right of Way Plat No. 70 on file and of record in the office of the County Recorder in and for Olmsted County. S½ SW NW SW

Said Parcel No. 2 containing 0.13 acre more or less in addition to the existing and presently used right of way of County Road No. 133.

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 July 16 day of July, 1991.

In Presence of:

Randall Edson

Witness Marcia Edson

Witness

STATE OF MINNESOTA

County of Olmsted

On this 16th day of July, 19 91, before me personally

Randall and Marcia Edson

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 _____ 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.

14 Aug., 1991

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

ABSTRACT
WELL CERT.
TRACKED
PAID
CHG.

609365

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

TO

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 14 day of Aug., 1991 at 3:12 o'clock P M., and that the same was duly recorded in Book 425 of Misc on page 919.

LOIS FINSTUEN
County Recorder.
By Nancy Johnson Deputy.

Poucher, Mpls.

D. Narveson