No. 2618—Highway Easement—(Revised 1939) B 100 #153186 Miller-Davis Co., Minneapolis, Minn.

#7

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

John O'Neil deceased
Katherine O'Neil Administratrix

Grantor....., *of* County of Olmsted, *Minnesota, for and in consideration of*

One hundred and no/100 ---------- *Dollars* ($ 100.00)
receipt of which is hereby acknowledged,

hereby convey s and warrant s 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.....in the State of Minnesota:

himself, his
And the said grantor....., 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 ..... all grasses, shrubs, trees and natural growth now existing on said lands or that may be hereafter planted or grown hereon.

himself, his
And the said grantor....., for themselves, their heirs, executors and assigns do..... hereby release the.....
.....
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.....
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.

himself, his
And the said grantor....., for themselves, their heirs, executors and assigns, do..... further covenant 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.....

The consent of the undersigned mortgagee to the within easement is hereby given this 7th day of August, 1956.

Dated this 20th *day of* February, *1956*.

In presence of:

Witness Catherine Le Shellhammer

Witness Richard L Justine
E. Hymer
A Weibel

Katherine O'Neil Administratrix

THE FEDERAL LAND BANK OF SAINT PAUL

By- W. R. Fankhanel Vice-Pres.

By- F. O. McGuire Asst Secty

AKA
8.

All that part of the East Half of the Northeast Quarter (E½-NE¼) which includes Lots 1 to 59 inclusive of the platted portion of the Village of Cummingsville excepting therefrom Lot 53, in Section twenty-eight (Sec.28) township one hundred five north range twelve west (T105N-R12W) which lies with in a distance of fifty (50.0) feet on the east side of the following described centerline of State Aid Road number seven (SAR #7).

From the northeast corner of section twenty one (Sec.21) township one hundred five north range twelve west (T105N-R12W) south along east boundary thereof to the east quarter corner of said section twenty one (Sec.21), thence in a prolongation of the above described course two hundred eighty seven and eight tenths (287.8) feet; thence deflect left twenty two degrees thirty minutes (22°30') one thousand four hundred sixty seven and four tenths (1467.4) feet; thence deflect right sixty-eight degrees twenty-nine minutes (68°29') seven hundred eighty eight and seven tenths (788.7) feet; thence deflect left twenty two degrees fourteen minutes (22°14') four hundred seventy six and eight tenths (476.8) feet to a point of beginning of the centerline to be described; thence in a prolongation of the last described course three hundred seventy two and four tenths (372.4) feet; thence deflect left on a six degree (6°00') circular curve delta angle twenty three degrees two minutes (23°02') three hundred forty seven and nine tenths (347.9) feet and there terminating.

Containing forty-five hundredth (0.45) acres more or less in addition to the existing highways.

Together with the right to construct and maintain so long as State Aid Road number seven (SAR #7) shall be maintained in the above described location a backslope or embankment of approximately four to one (4.1) slope on the East side of the above described right-of-way as it runs over and across the above described tract. Said slope not to exceed a distance of sixteen (16.0) feet from the right-of-way line and the use by the County shall be restricted to and for the purpose hereinbefore described.

State of Minnesota, } ss.
County of Olmsted }

On this 20th day of February, 56, before me personally appeared

Katharine O'Neil, Administratrix

to me known to be the person described in and who executed the foregoing instrument, and acknowledged that she executed the same as her free act and deed.

Evelyn L Krueger
Notary Public, Olmsted County, Minnesota
My Commission Expires Nov. 18, 1956

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. provided that proper letters of Administration are filed.
I further approve said easement as to form and execution.

Nov. 21, 1957

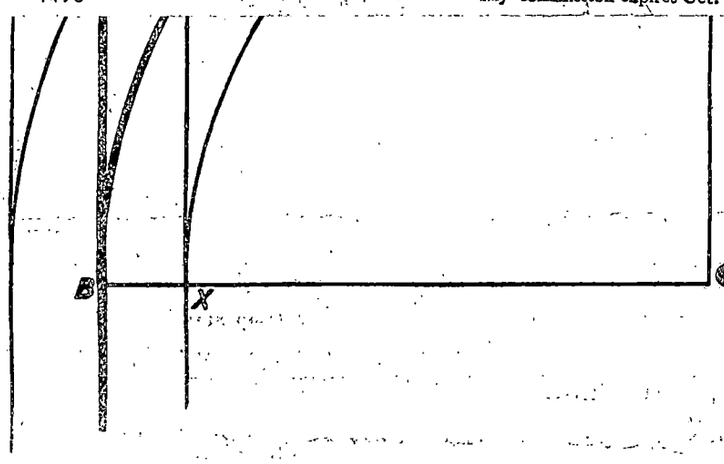
D. P. Mattson
(County Attorney)
(Assistant Attorney General)

STATE OF MINNESOTA }
} ss.
COUNTY OF RAMSEY }

On this 8th day of August, 19 56, before me, a notary public, personally appeared W. R. Fankhanel and F. O. McGuire to me personally known, and to me personally known to be officers, to-wit; Vice President and Assistant Secretary, respectively, of The Federal Land Bank of Saint Paul, a corporation, and to me personally known to be the persons who executed the within and foregoing instrument in behalf of said corporation as such officers, who being each by me duly sworn, did each for himself say that they are such officers of said corporation described in and which executed the within and foregoing instrument, that the seal affixed to the within and foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in behalf of said corporation by authority of its Board of Directors; and said officers acknowledged said instrument to be the free act and deed of said corporation; and further acknowledged to me that said corporation executed the same.

G. HUMER,
Notary Public, Ramsey County, Minn.
My commission expires Oct. 19, 1960.
G. Humer

4498



.....Degree Curve

.....Acres of land required

236246

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

State of Minnesota, } ss.
County of Olmsted }

Office of Register of Deeds.
I hereby certify that the within instrument was filed for record in this on the 25 day of Nov., 1957, at 10:20 o'clock A. M., and that the same was duly recorded in Book Q-2 of Misc. on pages 571

Register of Deeds.

Deputy.

PROCEED'D
GRANTOR
GRANTEE
TRACKED
PAID
CHG.
REV. STAMP
MTG. TAX

Re: Mtg. P. 3.00