HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

3457/37

Aileen Evenson, widow
(Formerly Aileen Schauer)

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

One dollar and other good and valuable consideration *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:

All that part of the following described tract:

The south half of the northeast quarter (S½ NE¼) and the south 20 acres of the east half of the northwest quarter (E½ NW¼) of section 33, township 106 north, range 13 west;

which lies within a distance of fifty (50) feet on the north and west side and all that part which lies southeasterly of the following described centerline of County Road #111:

Commencing at the west quarter corner of said section 33, thence proceed in an easterly direction along said quarterline thereof for 1,303.30 feet to the point of beginning, thence in a prolongation along the last described course for 3,127.75 feet, thence deflect to the left on a 7°00' curve (delta angle 90°24') for 1,291.43 feet, thence on tangent to said curve for 495 feet and there terminating.

Containing 4.6 acres, more or less, in addition to the existing highway.

And the said grantors, ~~himself~~, ~~his~~ 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 grantors, ~~himself~~, ~~his~~ 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 grantors, ~~himself~~, ~~his~~ 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 of Olmsted.

Dated this 20th *day of* August, 19 76

In presence of:

Aileen Evenson

Witness Clifford Coughlin

Witness Dean Harrison

STATE OF MINNESOTA
County of Olmsted } ss.

On this 20 th day of August, 19 76, before me personally appeared Aileen Evenson, widow 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.

Delores L. [illegible]
Notary Public Olmsted County, Minnesota
My commission expires April 28, 1977

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.

March 22, 1977

D P Matter
County Attorney.
Assistant Attorney General.

PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
CHG. final

385129

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

STATE OF MINNESOTA
County of Olmsted } ss.
Office of ~~Register of Deeds~~.

I hereby certify that the within instrument was filed for record in this office on the 22 day of March, 1977 at 4:4 o'clock P M., and that the same was duly recorded in Book A of Misc. on page 729.

HARRY H. EVANS
County Register of Deeds.
By Jane Knutson Deputy.

RECORDER
RAMSEY

to Highway