Form No. 689A—Highway Easement. (Revised 1954) POUCHER

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Robert C. Neill and Virginia F. Neill, his wife

42805

*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 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 Olmsted in the State of Minnesota:

All that part of the following described tracts;

The North one hundred sixty-five (165) feet of the north 30 acres of the southwest quarter of the northwest quarter (SW¼NW¼), and Commencing at the northwest corner of the south half of the northwest quarter (S½NW¼) thence South 165 feet for a place of beginning, thence south 62.39 feet, thence east 223.81 feet thence deflect to the right on a curve 125.92 feet, thence southeast 11.34 feet, thence east 998.50 feet thence north to a point which is 165 feet south of northeast corner of the southwest quarter of the northwest quarter (SW¼NW¼), thence west to beginning, all being in Section ten (Sec 10) township one six north, range thirteen west (T106N-R13W);

which lies within a distance of sixty (60) feet on the east side of the following described centerline of County State Aid Highway Number eleven (CSAH #11);

Beginning at a point on the west boundary of said Section ten (Sec 10) distant one thousand ninety-five and thirty-seven hundredths (1095.37) feet north of the southwest corner of said northwest quarter (NW¼) thereof, thence north along said west boundary for two hundred (200) feet and there terminating.

Also all that part of the above described tract that lies within a distance of one hundred (100) feet on the east side of the following described centerline of County State Aid Highway number eleven (CSAH #11);

Beginning at a point on the west boundary of said Section ten (Sec 10) distant one thousand one hundred seventy-five and thirty-seven hundredths (1175.37) feet north of the southwest corner of said northwest quarter (NW¼) thereof, thence north along said west boundary for seventy (70) feet and there terminating.

Containing eleven hundredths (0.11) acre more or less in addition to the existing highways.

And the said grantor s, 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 grantor s, 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 grantor s, 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 July 27 *day of* July, *19* 78

In presence of:

Witness Gerald Lawler — Robert C. Neill

Witness Dean Narveson — Virginia F. Neill

STATE OF MINNESOTA
County of Olmsted } ss.

On this 27th day of July, 1978, before me personally appeared Robert C. Neill and wife, Virginia F. Neill 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.

Delores L Moline

DELORES L. MOLINE
NOTARY PUBLIC — MINNESOTA
OLMSTED COUNTY
MY COMMISSION EXPIRES APR. 28, 1984

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.

Jan 4, 1980.

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

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG. None

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 4 day of Jan., 1980 at 3 o'clock P M., and that the same was duly recorded in Book I-4 of Misc on page 616

LOIS FINSTUEN
Register of Deeds
COUNTY RECORDER
By Sarah M. Bahe
Deputy.

422051