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

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

Harold D. Shea and Ida Shea, his wife
Viola, Minnesota

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

One hundred and no/100---------- *Dollars* ($100.00) *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:

A parcel of land in the Southwest one-quarter (SW¼) of section sixteen (Sec. 16) township one hundred seven north range twelve west (T107N-R12W) more particularly described as follows: Beginning at a point on the south line of said section sixteen (Sec. 16), distant two thousand seventy-nine and two tenths (2,079.2) feet east of the Southwest corner thereof; thence run north at an angle of ninety degrees no minutes (90°00') with said south section line for a distance of three hundred seventy-four and three tenths (374.3) feet to the west boundary of the Chicago and Northwestern Railway Company right-of-way; thence southeasterly along right-of-way of Chicago and Northwestern Railway Company a distance of three hundred ninety-eight and five tenths (398.5) feet to south line of said section sixteen (Sec. 16); thence run west along south line of said section sixteen (Sec. 16) a distance of one hundred thirty-six and seven tenths (136.7) feet to point of beginning.

Excluding therefrom right-of-way of existing highway.

Containing 0.53 acres more or less.

Together with the right to construct a new channel for Whitewater Creek for a distance of three hundred (300.0) feet south of the above described parcel and to slope and improve present channel for a distance of four hundred (400.0) feet as it runs northerely from the above described parcel.

And the said grantor s, ~~himself xxx 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 hereon.

And the said grantor s, ~~himself xxx 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 grantor s, ~~himself xxx his~~, 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 County of Olmsted

Dated this 2nd *day of* Nov, *19*50.

In presence of:

Harold D. Shea

Witness Esther L. Schellhammer Mrs. Ida Shea

Witness Harry J. Peterson

State of Minnesota, } ss.
County of OLMSTED }

On this 2nd day of November, 1950, before me personally appeared

Harold D. Shea, and Ida Shea, his wife

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.

EVELYN N. KRUGER
Notary Public, Olmsted County, Minnesota
My Commission Expires Nov. 18, 1956

Evelyn N. Krueger

I hereby certify that the within easement will convey to the

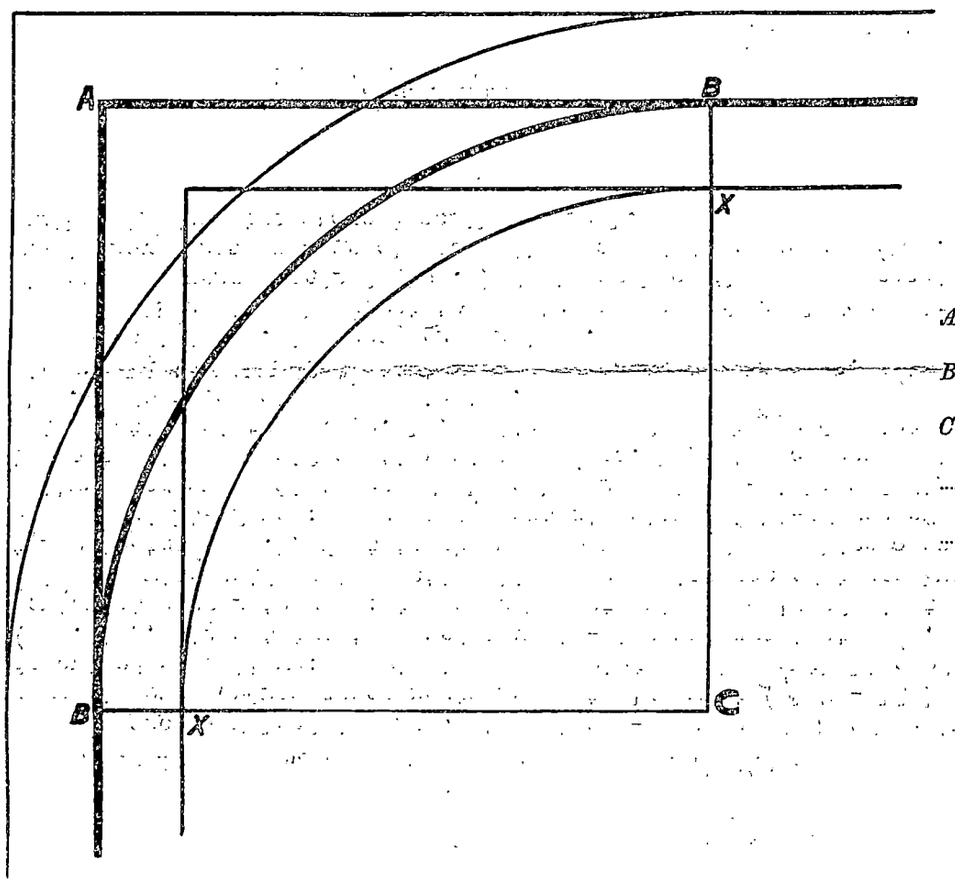
County of Olmsted

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.

August 29, 1951

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



A-B = ... Ft.

B-C = ... Ft.

C-X = ... Ft.

..... Degree Curve

..... Acres of land required

198166

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 office on the 29 day of August, 1951, at 2 o'clock P. M., and at the same was duly recorded in book 3-1 of Misc. on pages 503

Register of Deeds.

By ..... Deputy.