PREPARED BY cc
CHECKED BY ✓

HIGHWAY EASEMENT

385 143

William O'Neill and wife, Loretta, (Fee owner)
Thomas J. O'Neill, single (Contract buyer)

Grantors, 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 east half of the southeast quarter (E½ SE¼) of section 33, township 106 north, range 13 west;

which lies within a distance of fifty (50) feet on the south side 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 3,920 feet to the point of beginning of the centerline to be described; thence in a prolongation along the last described course for 511.05 feet, thence deflect to the left on a 7°00' curve (delta angle 90°24') having a length of 1,291.43 feet for 300 feet and there terminating;

Containing 0.3 acre, more or less, in addition to the existing highway.

And the said grantors, 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, 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, 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 8th *day of* September, 19 76

In presence of:

Witness Clifford Coffin — William O'Neill

Witness Dela Nawson — Loretta O'Neill

Thomas J. O'Neill

STATE OF MINNESOTA
County of Olmsted } ss.

On this 8 th day of September, 1976, before me personally appeared William O'Neill and Loretta O'Neill, husband and wife, and Thomas J. O'Neill, single to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Delores L. Moline
Notary Public in and for 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.

385123

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)
PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
CHG. None
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 1:14 o'clock P.M., and that the same was duly recorded in Book 4 of Misc on page 723.

HARRY M. EVANS
~~Register of Deeds~~ County Recorder
By Jan Lenatun Deputy.

REGISTER RECORDER

to Highway