Form No. 639A—Highway Easement. (Revised 1954) DOUGHER MINNEAPOLIS

PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Lud839

Elizabeth McBride and Harold McBride, wife and husband

Grantor__, 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:

Commencing at the Southeast corner of the Southeast Quarter of the Northwest Quarter of Section 26; Township 105 North, Range 14 West, Thence 24 rods North; thence West 35 rods; thence South 24 rods; thence East 35 rods to the point of beginning.

All that part of the above described tract described as follows; the East 50 feet of the South 24 rods of the Southeast Quarter, South one-half of the Northwest Quarter EXCEPT the South 33 feet thereof.

Containing 0.14 acres more or less in addition to the existing County Road No. 120 right of way in the south 24 rods of the Northwest Quarter of said Section 26.

And the said grantor____, for ~~themselves, their~~ himself, his heirs, executors and assigns, do____ convenant 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____, for ~~themselves, their~~ himself, his 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____, for ~~themselves, their~~ himself, his 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 21st day of April, 1981

In presence of:

Witness Gerald Lawler

Mrs. Elizabeth McBride

Harold McBride H. McB

Witness _____

STATE OF MINNESOTA
County of Olmsted } ss.

On this 21st day of April, 19 81, before me personally appeared

Harold and Elizabeth McBride, husband and wife
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

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.

July 2, 1982 D P Matter
County Attorney.

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG: Yearly

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 6 day of July, 1982 at 3½ o'clock P M., and that the same was duly recorded in Book 77-4 of Misc. on page 178

LOIS FINSTUEN
COUNTY RECORDER
~~Register of Deeds~~.

By Catherine A. Lisowe Deputy.

44839

C. Coffin