Form No. 4994—Highway Easement. (Revised 1954) RECORDER

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

RONALD G. MILLER and CAROLYN J. MILLER, Husband and Wife,

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 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:

The south 50 feet of the following described tract:

That part of the Southwest Quarter of the Southwest Quarter of Section 1, Township 104 North, Range 14 West, Olmsted County, Minnesota, described as follows: Beginning at a point on the south line of said Southwest Quarter a distance of 720.00 feet easterly of the southwest corner (for the purposes of this description bearings are assumed and based on said south line being North 90°00'00" East); thence North 0°00'00" a distance of 590.00 feet; thence North 90°00'00" East, 480 feet; thence South 0°00'00" a distance of 325.00 feet; thence North 90°00'00" West, 155.00 feet; thence South 0°00'00" a distance of 265.00 feet to the south line of said Southwest Quarter; thence North 90°00'00" West along said south line, 325.00 feet to the point of beginning ; subject to right of way for County Road 106 over southerly side thereof; containing 5.56, more or less, including said road right of way.

SW SW 1-104-14

Containing 0.13 Acres, more or less, in addition to existing highway.

And the said grantor__, for themselves, their 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 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 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 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 27th day of December, 19 82

Ronald G. Miller

Carolyn J. Miller

STATE OF NEW YORK
County of Albany } ss.

On this 27 day of December, 19 82 before me personally appeared

RONALD G. MILLER and CAROLYN J. MILLER, husband and wife,

to me known to be the person described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Thomas Prawdzik

THOMAS PRAWDZIK
NOTARY PUBLIC, STATE OF NEW YORK
RESIDING IN SCHENECTADY COUNTY
MY COMMISSION EXPIRES MARCH 30, 1985

THOMAS PRAWDZIK NOTARY PUBLIC SCHENECTADY COUNTY, N.Y.

I hereby certify that the within easement will convey to the _____ 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.

_____, 19 _____

County Attorney.
Assistant Attorney General.

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

449863

to

ABSTRACT
GRANTOR
GRANTEE
TRACKED
PAID
CHG:

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 January, 1983 at 9 o'clock A M., and that the same was duly recorded in Book O-4 of Misc on page 144

LOIS FINSTUEN
COUNTY RECORDER
By Pamela D. Fenner Deputy.

FEE $ 5.00