PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

Claire J. Fogarty and wife, Georgia B. Fogarty aka Georgia P. Fogarty
PatrickLee Fogarty and wife, Susan E., Contract Buyers

Grantors, of Olmsted County, Minnesota, for and in consideration of One dollar and other good and valuable considerations Dollars ($1.00) receipt of which is hereby acknowledged,

hereby convey s and warrants 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 southwest quarter (SW¼) and that part of the southwest quarter of the southeast quarter (SW¼SE¼) lying southwest of the road and northwest of the Root River; all in section 3, T105N-R13W;

which lies within a distance of fifty (50) feet on either side of the following described centerline of County Road No. 116;

Commencing at the southeast corner of said section 3, thence S88°05'43"W along said section line thereof for 810.0 feet, thence north for 8.03 feet to the point of beginning of the centerline to be described; thence proceed S88°29'05'W for 339.47 feet, thence deflect to the right on a 7°00' curve (delta angle 41°34'40") for 593.89 feet; thence N49°56'15"W on tangent to said curve for 1053.22 feet; thence deflect to right on a 9°00' Curve (delta angle 62°01') for 689.07 feet; thence on tangent to said curve for 160.53 feet; thence deflect to the left on a 3°30' curve (delta angle 20°28'30") for 585.0 feet; thence on a tangent to said curve for 39.36 feet; thence deflect to the left on a 15°00' curve (delta angle 82°25') for 549.44 feet; thence on a tangent to said curve for 995.9 feet; thence deflect to the right on a 15°00' curve (delta angle 45°00') for 300 feet and there terminating;

Also all that part of the above described southwest quarter (SW¼) that lies north and east of the above described centerline.

Containing one (1.0) acre more or less in addition to the existing highways.

SW-SE
SW¼

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.

Dated this 30TH day of AUGUST, 1984

In presence of:

Witness _____

Witness _____

Patrick Lee Fogarty

Susan E Fogarty

Georgia B Fogarty

Claire J Fogarty

STATE OF MINNESOTA
County of Olmsted } ss.

On this 31st day of August, 1984, before me personally appeared Claire J. Fogarty and wife, Georgia B. Fogarty aka Georgia P. Fogarty
Patrick Lee Fogarty and wife, Susan E. Fogarty
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.

Donald D. Narveson

Donald D. Narveson
Notary Public-Minnesota
Olmsted County
My com. Exp. May 30, 1991

THIS INSTRUMENT WAS DRAFTED BY

Name

Address

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

October 30, 1985

Michael S. Hvass
4551 County Attorney.
~~Assistant Attorney General.~~

10.00

43521

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

ABSTRACT
EXAMINATION
TRACKED
PAID
CHG

STATE OF MINNESOTA
County of Olmsted } ss.
Office of County Recorder.

I hereby certify that the within instrument was filed for record in this office on the 31st day of Oct, 1985 at 3:40 o'clock P M., and that the same was duly recorded in Book 44 of Misc on page 398.

LOIS FINSTAD
County Recorder.
By Nancy Johnson Deputy.

ROUCHLEB PRINTING CO.

6 days