94400

HIGHWAY EASEMENT

PREPARED BY _____

CHECKED BY _____

Frederick J. Daly and wife, Marlene I. Daly

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

One dollar and other good & 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 West 60 feet of the following described tract:
Beginning at the northwest corner of Section 1, T107N-R14W; thence on an assumed bearing of North 89 degrees 52 minutes 20 seconds East along the North line of said Section 1 a distance of 920.00 feet; thence South 185.00 feet; thence South 74 degrees 30 minutes 00 seconds West, 332.04 feet; thence North 88 degrees 53 minutes 10 seconds West, 600.00 feet to the West line of said Section 1; thence North along said West line a distance of 260.00 feet to the point of beginning.
Containing 0.06 acre more or less in addition to the existing and presently used right of way of County Road No. 133.

And the said grantor s, for (himself ~~herself~~ themselves) (his ~~her~~ 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 covey to the County 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 s, for (himself ~~herself~~ themselves) (his ~~her~~ 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 coveyed, such portable snow fences during such months as weather conditions make necessary.

And the said grantor s, for (himself ~~herself~~ themselves) (his ~~her~~ 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 16 day of January, 19 94

In Presence of:

Witness _____ Frederick J. Daly

Witness _____ Marlene I. Daly

STATE OF MINNESOTA

County of Olmsted

On this 16th day of January, 1991, before me personally Frederick J. and Marlene I. Daly

appeared 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.

Donald D. Narveson

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

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.

8 April, 1991

Robert W. Mc Partlin
Asst. County Attorney. ~~Assistant Attorney General.~~

600446

DEPARTMENT OF HIGHWAYS

(HIGHWAY EASEMENT)

ABSTRACT
WELL CERT.
TRACKED
PAID
CHG.

STATE OF MINNESOTA
County of Olmsted
Office of County Recorder.
I hereby certify that the within instrument was filed for record in this office on the 8 day of April, 1991 at 11 o'clock a M., and that the same was duly recorded in Book N-5 of Misc on page 77.

Lucille Lenahan
County Recorder.

By _____ Deputy.

Poucher, Mpls.