No. 2618—Highway Easement—(Revised 1939) R-41-C Miller-Davis Co., Minneapolis, Minn.

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

William H. Rubow and wife, Alina Rubow
August Rubow Jr. and wife, Mary Rubow
Elizabeth Moehnke and husband, Hubert Moehnke
Emma Mundt and husband, Emil Mundt
Ida Stolz Schmidt and husband, Fred
Newton J. Haggerty and wife, Lucille Haggerty

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

Thirty dollars and no/100---------- *Dollars* ($ 30.00)

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:

himself xxxhisx

And the said grantor.s., 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 hereon.

himself xxxhisx

And the said grantor.s., 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.

himself xxxhisx

And the said grantor.s., for themselves, their heirs, executors and assigns, do further covenant 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 15th *day of* April *19* 41

In presence of:

Witness W. J. Murphy

Witness Harold Peterson

Olmsted County Bank & Trust Co., Gdn. for Ida Stolz Schmidt

By [illegible] President

Wm H Rubow. Alina Rubow

Elizabeth Moehnke. Hubert Moehnke

Emma Mundt Emil Mundt

August Rubow Jr. Mary Rubow

Newton J. Haggerty Lucille Haggerty

A strip of land lying over and across that part of the Northeast quarter (NE¼) of Section eleven (Sec. 11) Township one hundred six North-Range thirteen West (T106N-R13W) lying South of the centerline of U. S. Highway No. 14 as the same passes over and across said tract, excepting all highways.

Said strip being all that part of the above described tract which lies within a distance of thirty-three (33.0) feet on each side of the following described centerline:

Commencing at a point on the South line of the Northeast quarter (NE¼) of Section eleven (Sec. 11) Township one hundred six North-Range thirteen West (T106N-R13W) which point is distant eight hundred fifty-six and six-tenths (856.6) feet East of the Southwest corner thereof; thence deflect to the left on a seven (7) degree curve, central angle thirty-seven degrees no minutes (37°-00') for a distance of one hundred seventy-nine and four-tenths (179.4) feet; thence deflect to the left on a transition curve whose coordinates are Xc one hundred forty-nine and eighty-seven hundredths (149.87) feet and Yc four and fifty-eight hundredths (4.58) feet for a distance of one hundred fifty (150.0) feet; thence North fifteen degrees thirty-four minutes East (N15°-34'E) on a tangent to said curve for a distance of twenty-four and one-tenth (24.1) feet; thence on a transition curve to the right whose coordinates are Xc one hundred ninety-nine and seventy-eight hundredths (199.78) feet and Yc six and ninety-eight (6.98) feet for a distance of two hundred (200.0) feet; thence on a six (6) degree curve central angle seventeen degrees thirty-three minutes (17°-33') for a distance of ninety-two and five-tenths (92.5) feet; thence on a transition curve to the right whose coordinates are Xc one hundred ninety-nine and seventy-eight hundredths (199.78) feet and Yc six and ninety-eight hundredths (6.98) feet for a distance of two hundred feet; thence North one degree fifty-nine minutes West (N1°-59'W) on a tangent to said curve for a distance of six hundred twenty-nine and four-tenths (629.4) feet to a point on the South edge of the pavement of Trunk Highway No. 14, together with two (2) intersection curves described as follows: West curve commencing at a point on the above described centerline eighty-seven and four-tenths (87.4) feet South of the intersection with Trunk Highway No. 14; thence deflect to the left on a fifty (50) degree curve, central angle seventy-four degrees forty minutes (74°-40') for a distance of one hundred forty-nine and three-tenths (149.3) feet to a point on the South line of the pavement of Trunk Highway No. 14 and there terminating. East curve commencing at a point on the above described centerline eighty-seven and four-tenths (87.4) feet South of the intersection with Trunk Highway No. 14; thence deflect to the left on a eighty-six (86) degree curve central angle one hundred five degrees twenty-six minutes (105°-26') for a distance of one hundred twenty-two and six-tenths (122.6) feet to a point on the South line of the pavement of Trunk Highway No. 14 and there terminating.

Excluding therefrom right of way of existing highways.

Comprising fifty-five hundredths (0.55) acres more or less.

Together with the right to construct and maintain so long as County Aid Road R shall be maintained in its present location and of its present width, a backslope or embankment of approximately three to one (3 to 1) slope on both sides of the above described strip. The use however, by the County, of all land which lies more than thirty-three (33.0) feet from said centerline shall be restricted to and for the purpose herein described and the County further agrees to furnish whatever labor is required to move and reset fences made necessary by said work.

The transition curves described above are curves in which the degree of curve (arc definition) varies as the distance from the beginning of the transition, Xc is the distance along the subtangent from the beginning to the end of the transition, Yc is the offset distance from subtangent to the end of the transition.

State of Minnesota, } ss.
County of Olmsted }

On this 15th day of April, 1941, before me personally appeared Wm F. Rubow, Alvina Rubow, Elizabeth Mochnke, August Mochnke, Hubert Mochnke, Emma Mundt, Emil Mundt, Clarence Rubow & Mary Rubow, Newton J. & Lucille Waggrity, C. A. Dahlstein 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.

LILLIAN MILLER
NOTARY PUBLIC, OLMSTED COUNTY, MINN.
MY COMMISSION EXPIRES AUG. 31, 1946.

Lillian Miller

I hereby certify that the within easement will convey to the

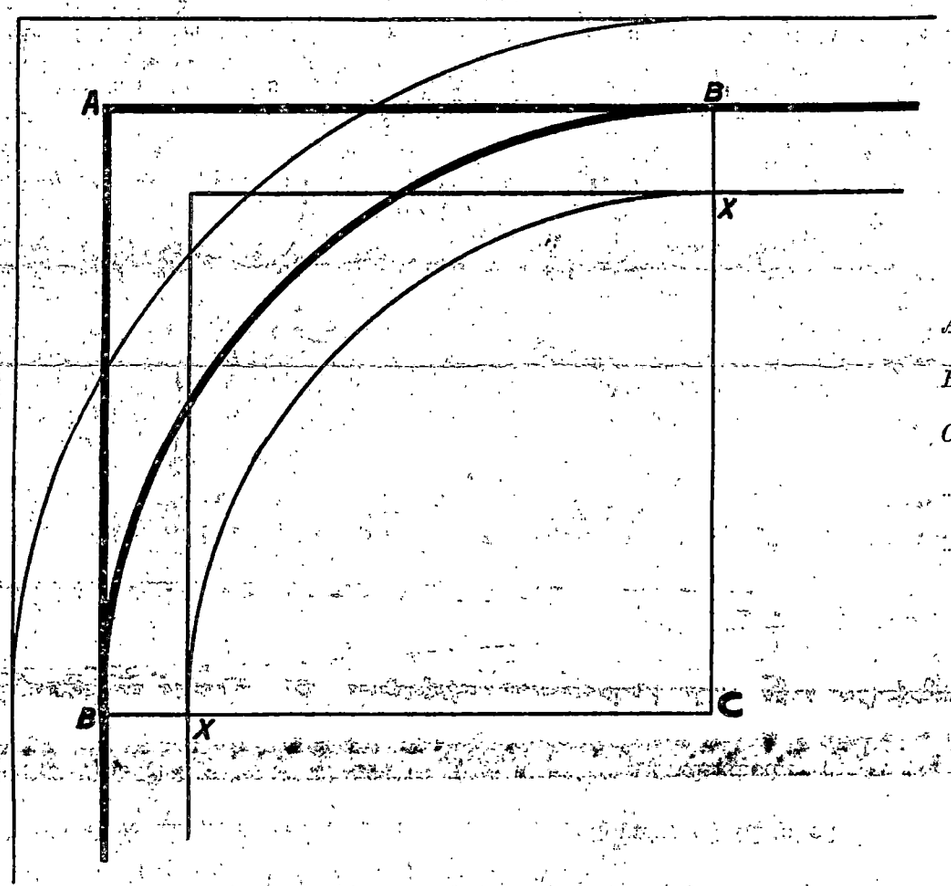
for highway purposes a good title to the land therein described, free and clear of all incumbrances.

I further approve said easement as to form and execution.

....., 19.....

(County Attorney)

(Assistant Attorney General)



A-B = ...Ft.

B-C = ...Ft.

C-X = ...Ft.

.....Degree Curve

.....Acres of land required

145910

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

State of Minnesota, } ss.
County of Olmsted }

Office of Register of Deeds.

I hereby certify that the within instrument was filed for record in this office on the 2 day of May, 1941, at 2 o'clock P. M., and that the same was duly recorded in Book 179 of Deeds on pages 309

W. J. Luce
Register of Deeds

By ..... Deputy.

State of Minnesota,)
ss.
County of Olmsted)

On this 15th day of April, 19 41 before me personally appeared William H. Rubow and Alina Rubow, his wife; August Rubow Jr. and Mary Rubow, his wife; Elizabeth Moehnke and Hubert Moehnke, her husband; Emma Mundt and Emil Mundt, her husband; Newton J. Haggerty and Lucille Haggerty, his wife; & C.F.Dabelstein, Pres. of Olmsted County Bank & Trust Co. Cdn. for Ida Stolz Schmidt 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.

LILLIAN MILLER
NOTARY PUBLIC, OLMSTED COUNTY, MINN.
MY COMMISSION EXPIRES AUG. 31, 1946

Lillian Miller

I hereby certify that the within easement will convey to the

premises unless a permit therefor in writing shall have first been obtained from the.....

Dated this.....*day of*.....*, 19*.....

In presence of: .....

Witness..... .....

Witness..... .....

.....

