No. 2618—Highway Easement—(Re 1939) Miller-Davis Co., Minneapolis, Minn.

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

John C. and Agnes H. Walters (husband and wife)
[illegible]
Dover, Minnesota

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

One and no/100 ---------- *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:

himself, his
And the said grantor....., 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, his
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 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, his
And the said grantor....., 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 5th *day of* April, 1947

In presence of:

Witness W. J. Murphy

Witness Loci Kaltenbrun

* John C. Walters

Agnes H. Walters

A strip of land lying over and across the Northeast one-quarter (NE¼) of the Northwest one-quarter (NW¼) of Section thirty (Sec. 30) Township one hundred seven North Range eleven West (T107N-R11W).

Said strip being all that part of the above described tract which lies within a distance of thirty-three (33.0) feet on the West side of the centerline of State Aid Road Number twenty-one (S.A.R. #21) as the same passes over and across said tract. Said centerline being described as follows:

Commencing at the Southeast (SE) corner of the Northeast one-quarter (NE¼) of the Northwest one-quarter (NW¼) of Section thirty (Sec. 30) Township one hundred seven North Range eleven West (T107N-R11W) as a point of beginning; thence North along the East line of the above described tract for a distance of one thousand three hundred fourteen and twenty-one hundredths (1314.21) feet to the Northeast (NE) corner of the above described tract and there terminating.

Excluding therefrom right-of-way of existing highways.

Comprising seventy-six hundredths (0.76) acres more or less.

Together with the right to construct and maintain so long as State Aid Road Number twenty-one (S.A.R. #21) shall be maintained in its present location and of its present width, a backslope or embankment of approximately four to one (4 to 1) slope on the West side 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 and to furnish additional fencing material made necessary by said work.

State of Minnesota, }
County of Olmsted } *ss.*

On this 5th *day of* April, *19*47, *before me personally appeared*

John C. & Agnes H. Walters (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.*

EVELYN N. KRUGER
NOTARY PUBLIC, OLMSTED COUNTY, MINN.
MY COMMISSION EXPIRES NOV. 19, 1949.

Evelyn N. Kruger
Notary Public

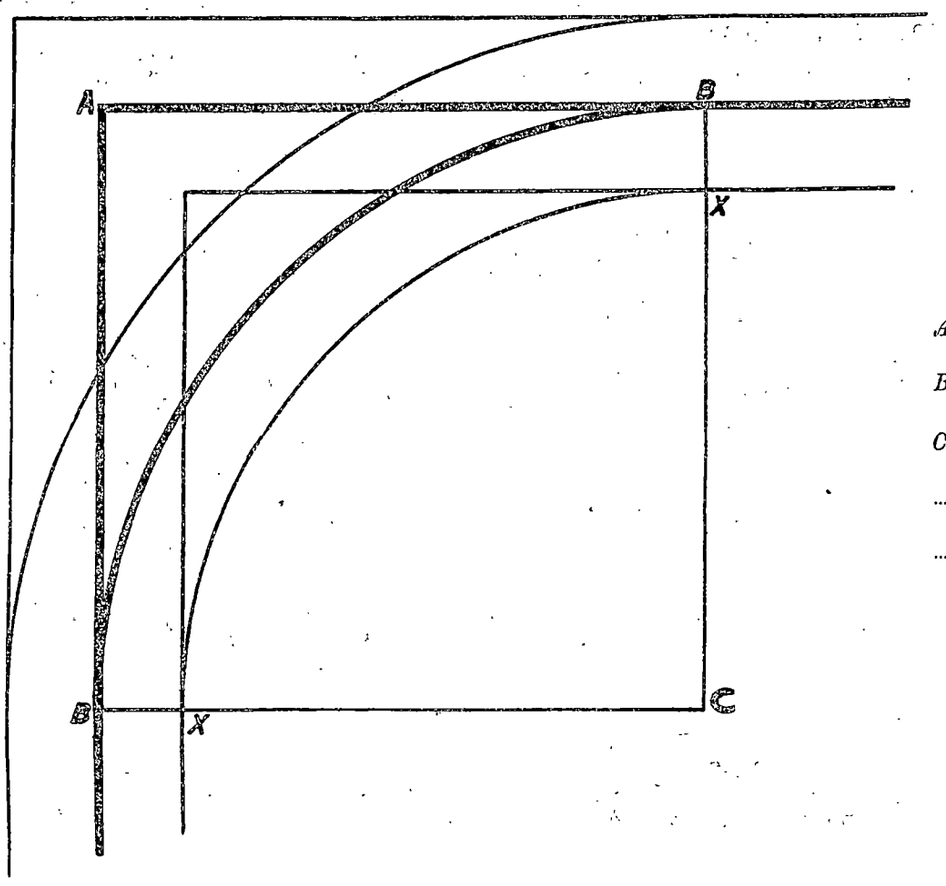
I hereby certify that the within easement will convey to the County of Olmsted

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.

April 10, 1947

Thomas J. Scanlan
(County Attorney)
(Assistant Attorney General)



A-B = ...*Ft.*

B-C = ...*Ft.*

C-X = ...*Ft.*

.....*Degree Curve*

.....*Acres of land required*

174680

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

John C. Walters et ux

to

County of Olmsted

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 23 *day of* May, *19*47, *at* 11:20 *o'clock* A. *M., and that the same was duly recorded in Book* Q-1 *of* Misc. *on pages* 501.

M. J. Smith
Register of Deeds.

By ..... *Deputy.*