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

Prepared by

Checked by

HIGHWAY EASEMENT

Arthur J. Kelly and Rose M. Kelly, his wife
Simpson, Minnesota

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

Two hundred and no/100---------- *Dollars* ($ **200.00**)

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

All that part of the southeast quarter of the southeast quarter (SE¼ SE¼) of section 1 township 105 north range 14 west, less the north 21 rods of the east 13 rods thereof; which lies within a distance of 50.0 feet on either side of the following described centerline of State Aid Road number 1.

From the southeast corner of the northeast quarter of the southwest quarter (NE¼ SW¼) of section 5 township 105 north range 13 west, thence west along south boundary of said northeast quarter of the southwest quarter (NE¼ SW¼) a distance of 1,325.2 feet, thence deflect to the right 2°06' a distance of 2,605.7 feet, thence deflect to the left 13°00' a distance of 2,361.6 feet, thence deflect to the right 12°24' a distance of 1,300.3 feet, thence deflect to the right 39°49' a distance of 568.1 feet, thence deflect to the left on a 7°00' circular curve, delta angle 40°56' a distance of 168.2 feet for a point of beginning. Thence in a prolongation of the last described course a distance of 416.5 feet, thence on a tangent to said curve a distance of 155.9 feet, thence deflect to the right on a 0°10' curve, delta angle 1°05' a distance of 538.0 feet and there terminating.

Containing 0.6 acres more or less in addition to the existing highways.

Together with the right to construct and maintain so long as State Aid Road number 1 shall be maintained in its present location, a backslope of approximately four to one (4 to 1) slope on the south side of the above described centerline, said slope not to exceed a distance of 66.0 feet. The use, however, by the county of all land which lies more than 50.0 feet from said centerline shall be restricted to and for the purpose hereinbefore described.

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.

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.

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 12th *day of* Nov *,* 1950.

In presence of:

Witness Lotta E. Kelly — Arthur J. Kelly

Witness Harriet Peterson — Rose M. Kelly

State of Minnesota, }ss.
County of Olmsted

On this 13th *day of* May, 1950, *before me personally appeared*

Arthur J. Kelly and Rose M. Kelly, his wife

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.*

EVELYN N. KRUGER
Notary Public, Olmsted County, Minnesota
My Commission Expires Nov. 18, 1956

Evelyn N. Kruger

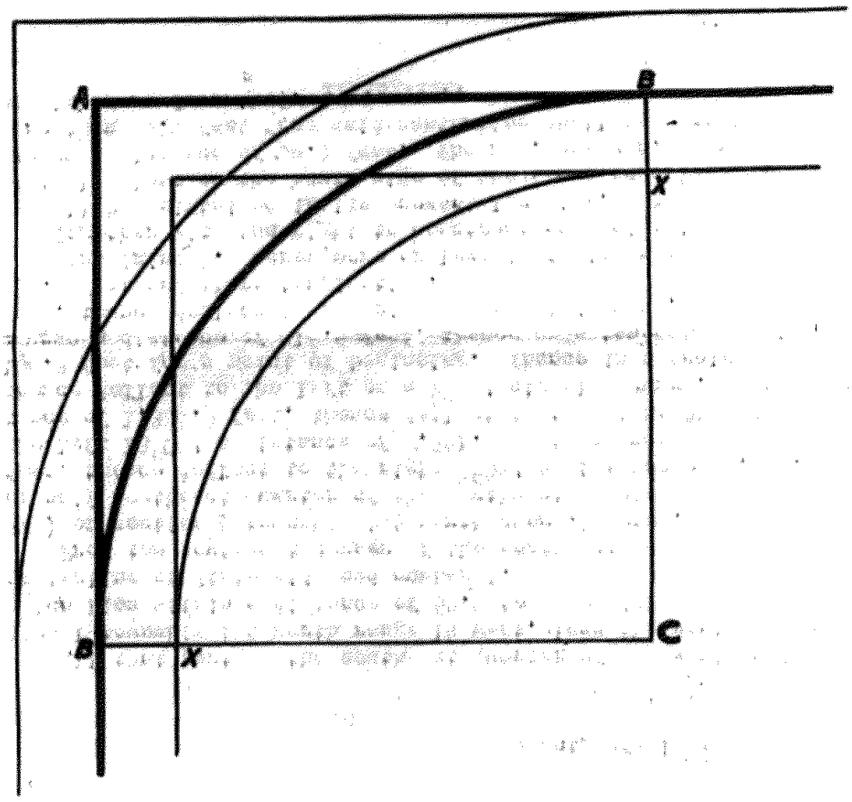
I hereby certify that the within easement will convey to the County

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.

June 12, 1950

(County Attorney)
(Assistant Attorney General)



A-B — ..... Ft.

B-C — ..... Ft.

C-X — ..... Ft.

..... Degree Curve

..... Acres of land required

190860

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

to

PROJECT
TRACT
TRANSFER
PAID
CHG.
REVENUE STAMPS
MTG. REF.

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 13 *day of* June, 1950, *at* 8½ *o'clock* A. M., *and that the same was duly recorded in Book* ..... *of* ..... *on pages* .....

Register of Deeds.

By T. R. Moore
Deputy.