(47)

*..epared by*.....

*Checked by*.....

# HIGHWAY EASEMENT

Benjamin F. Dunn and Alta Z. Dunn, his wife
1115 8th Avenue S. E.
Rochester, Minnesota

Kappauf

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

Twenty and no/100 *Dollars* ($ 20.00 )
*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~~ And the said grantors, 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~~ 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.

~~himself~~ And the said grantors, 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* 14th *day of* August, 19 51.

Benjamin F. Dunn

*In presence of:*

*Witness* Esther L. Schellhammer Alta Z. Dunn

*Witness* Hannah Peterson

A strip of land fifty (50.0) feet in width lying parallel with and immediately adjacent to the centerline of State Aid Road "O" as the same passes over and across the East thirty (30.0) rods of the West sixty-four (64.0) rods of Southeast one-quarter (SE¼) of the Southwest one-quarter (SW¼) of Section thirty-two (Sec. 32) Township one hundred seven North Range thirteen West (T107N-R13W), Said centerline being described as follows:

Commencing one thousand eight hundred eighty and one-tenth (1,880.1) feet East and three and eight-tenths (3.8) feet South of the Southwest (SW) corner of Section thirty-two (Sec. 32) Township one hundred seven North Range thirteen West (T107N-R13W), thence East four hundred ninety four and eight tenths (494.8) feet to a point two thousand three hundred seventy-four and nine tenths (2,374.9) feet East and one and four tenths (1.4) feet South of the Southwest (SW) corner of Section thirty-two (Sec. 32) Township one hundred seven North Range thirteen West (T107N-R13W) and there terminating.

Excluding right-of-way of existing highways.

Comprising sixteen hundredths (0.16) acres more or less.

Together with the right to construct and maintain so long as State Aid Road "O" shall be maintained in the above described location a backslope of approximately four to one (4:1) slope on the north side of the above described strip, said slope not to extend more than seventy-five (75.0) feet from the above described centerline. The use however by the County of all land which lies more than fifty (50.0) feet from said centerline shall be restricted to and for the purpose hereinbefore described.

State of Minnesota, } ss.
County of Olmsted }

On this 14th day of August, 19 51, before me personally appeared

Benjamin F. Dunn and Atta Z. Dunn, his wife

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.

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

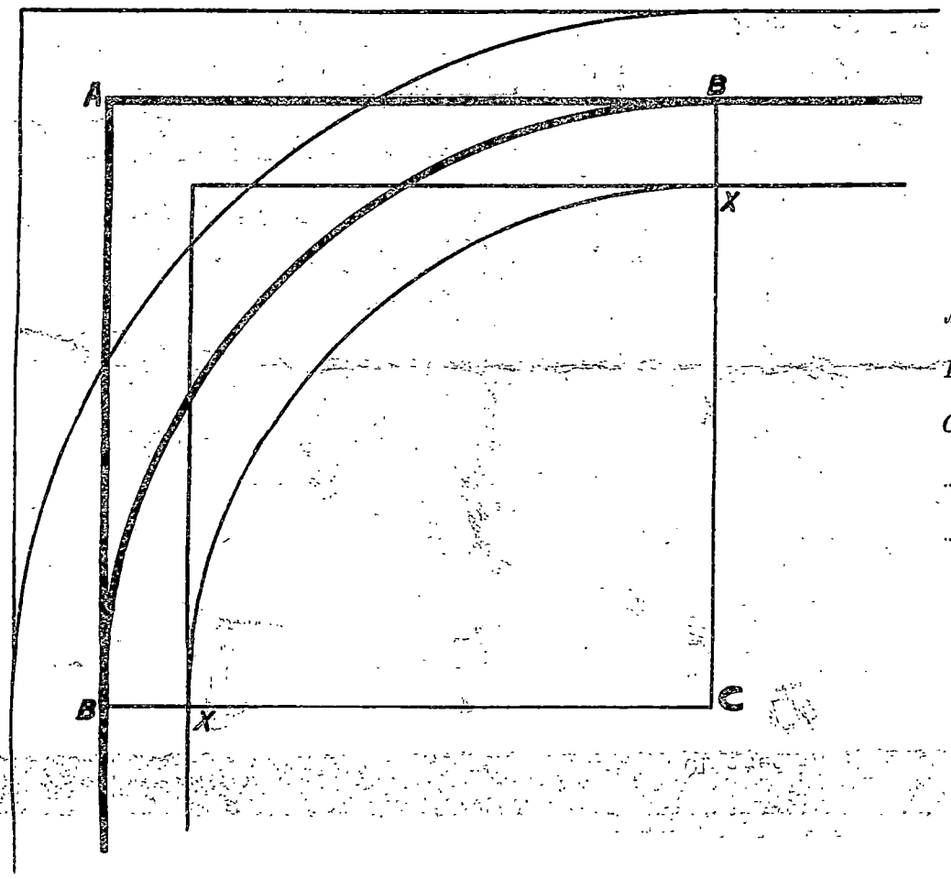
County of Olmsted

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.

August 29, 1951

D. F. Mattson
assistant (County Attorney)
(Assistant Attorney General)




A-B = ..... Ft.

B-C = ..... Ft.

C-X = ..... Ft.

..... Degree Curve

..... Acres of land required

198203

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 31st day of August, 1951, at 11 o'clock A. M., and that the same was duly recorded in Book 3-L of Misc. on page 527

Register of Deeds.

By ..... Deputy.

FEE PAID
CHG.
REV. STAMP
MTG. TAX