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

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

Theodore Weygand and Anna Weygand

*Grantor*s, *of* Olmsted County, *Minnesota, for and in consideration of* Twenty-Five and No/100 Dollars ($25.00) *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:

And the said grantor~~himself, his~~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~~himself, his~~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~~himself, his~~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 30th *day of* April, *19*57

In presence of:

Witness Esther L. Williamson — Theodore Weygand

Witness Richard L. Gustavus — Mrs Anna Weygand

All that part of the west half of the southwest quarter (W½ SW¼) of Section Twenty-three (Sec.23) township one hundred eight north range fifteen west (T108N-R15W) lying easterly of the County Road running northerly and southerly and crossing the Zumbro River, lying northerly of County Road "T" except what was formerly Lots 1,2,3,4,5&6 of Block 12 of the Village or townsite of New Haven now Vacated, and also excepting that tract sold to Independent School District No.32, describingas commencing at the southeast corner of what was formerly Block 12 of the Village or Townsite of New Haven Now vacated, running thence east with a bearing of 62°05' north along the northerly line of County Road "T" nineteen (19.0) rods, thence northwesterly parallel with the easterly line of said Block 12 twelve (12.0) rods, thence southwesterly parallel with County Road "T" nineteen (19.0) rods to the easterly line of said Block 12 extended northerly, thence southeasterly along said extended line 12 rods to point of beginning which lies within a distance of fifty (50.0) feet on the northerly side of the following described centerline of State Aid Road "T".

From the east quarter corner of said Section twenty-three (Sec.23) west along the north boundary of the southeast quarter (SE¼) thereof one thousand six hundred forty-three and seven tenths (1643.7 feet; thence deflect left fifty minutes (0°50') onr thousand six hundred fifty-seven and two tenths (1657.2) feet; thence deflect left twenty-five degrees twenty-five minutes (25°23') seven hundred sixty-four and seven tenths (764.7)feet for a place of begginning of the centerline to be described; thence in a prolongation of the last described course four hundred forty-five (445.0) feet and there terminating.

Containing two tenths (0.2) acres more or less in addition to the existing highways.

Together with the right to consrtuct and maintain so long as State Aid Road "T" shall be maintained in the above described location a backslope or embankment of approximately four to one slope on the north side of the above described right-of-way as it runs over and across the above described tract. Said slope not to exceed a distance of sixteen (16.0) feet from the right-of-way line and the use by the County shall be restricted to and for the purpose hereinbefore described

State of Minnesota, }ss.
County of Olmsted }

On this 30th *day of* April, *19*57, *before me personally appeared*

Theodore Weygand and Anna Weygand

*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. Krueger

EVELYN N. KRUGER
Notary Public, Olmsted County, Minn.
My Commission Expires Nov. 18, 1963

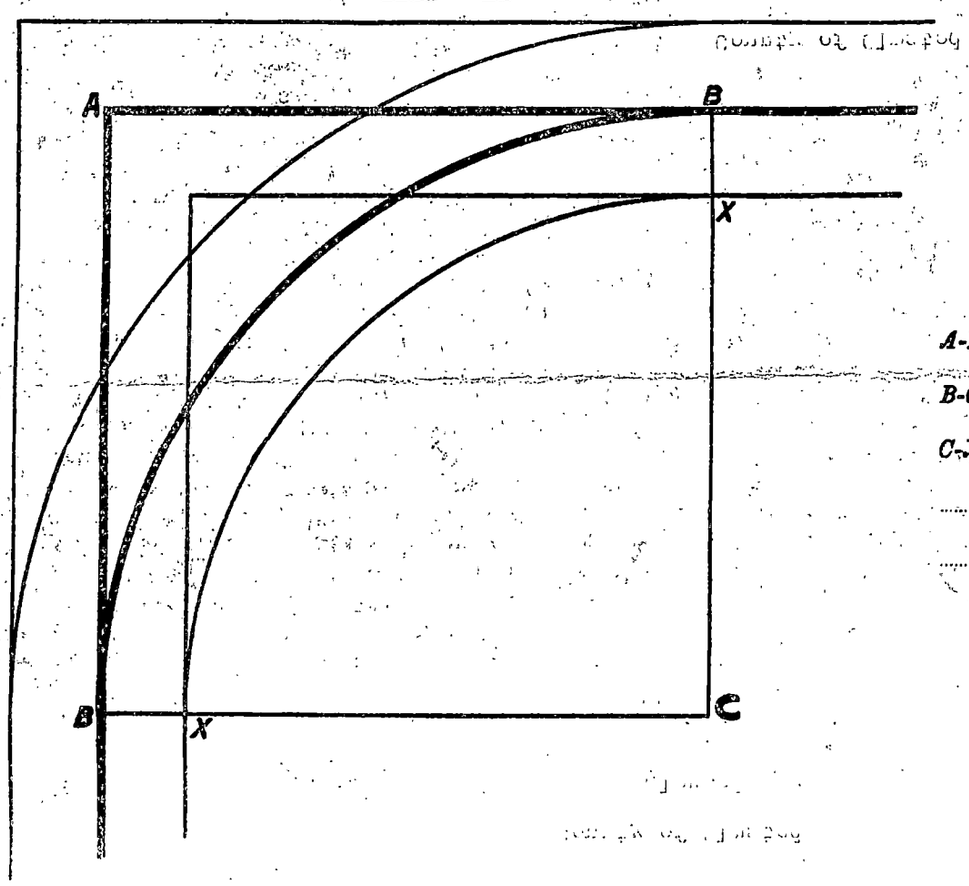
I hereby certify that the within easement will convey to the County of Olmsted

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.

January 4, *19*58 D. P. Mattson

(County Attorney)
(Assistant Attorney General)



A-B — ..... *Ft.*
B-C — ..... *Ft.*
C-X — ..... *Ft.*
..... *Degree Curve*
..... *Acres of land required*

237093

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 8 *day of* January, *19*58, *at* 10:20 *o'clock* A. M., *and that the same was duly recorded in* Book P-2 of Misc. *on pages* 139

Register of Deeds.

Deputy.

PROOFED
By GRANTOR
GRANTEE
TRACED

PAID
CHG.
REV. STAMP
MTG. TAX

1.75