Form 2 3M 9-57 Minn. Highway Dept.—WARRANTY DEED—By Individual 5580 (391) 901 Neg. 3

THIS INDENTURE, Made this 9th *day of* May , *19* 60 ,
between HOWARD P. WHARTON and IVA M. WHARTON, Husband and Wife
of the County of Olmsted *and State of* Minnesota , *party of the first part, and the STATE OF MINNESOTA, party of the second part,*

WITNESSETH, That the said part of the first part, in consideration of the sum of
Four thousand Three hundred and Sixty Five----------*Dollars* ($ 4,365.00)
to them *in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, do hereby Grant, Bargain, Sell and Convey unto the said party of the second part, its successors and assigns, Forever, all the tract or parcel of land lying and being in the County of* Olmsted *and State of Minnesota, described as follows, to-wit:*

All that part of the following described tract:

That part of the north half of the southwest quarter (N½ SW¼)of section 5, township 104 north, range 14 west, described as follows: Commencing for a place of beginning at a point in the north line of the southwest quarter of said section 5, which is 1135.95 feet east of the northwest corner thereof, and running thence east along the north line 503.25 feet; thence south parallel with the north and south quarter line, a distance of 865.55 feet; thence west parallel with said north line 503.25 feet, and running thence north 865.55 feet to the place of beginning;

which lies northwesterly of a line run parallel with and distant 171 feet southeasterly of the following described line:

MAY 27 1960
Stipulation
Int. Added
Abs No. 2416
Amt. 4365.00

From a point on the east and west quarter line of said section 5, distant 1455.7 feet east of the west quarter corner thereof, run southwesterly at an angle of 54°35' with said east and west quarter line for 1025.5 feet; thence deflect to the left at an angle of 90° for 12 feet to the point of beginning of the line to be described; thence deflect to the left at an angle of 90° for 100 feet; thence deflect to the right on a 5°00' curve(delta angle 18°34'32") for 371.5 feet; thence on tangent to said curve for 700 feet and there terminating;'

containing 5.95 acres, more or less, in addition to the existing highway;

also a right to construct slopes on and remove materials from the following described strip, which right shall cease on December 1, 1964:

A strip 25 feet in width adjoining and southeasterly of the above described strip: Beginning opposite a point on the above described line, distant 356 feet south westerly of its point of termination (when measured along said [illegible]) and extending southwesterly to the west line of the above described tract;

containing 0.29 acre, more or less.

The amount of the STATE DEED TAX due on this Instrument as required by Extra Session Laws of MINNESOTA, 1959, chapter 70, Article XII, is the sum of $ 4.95



TO HAVE AND TO HOLD THE SAME, Together with all the hereditaments and appurtenances thereunto belonging or in anywise appertaining, to the said party of the second part, its successors and assigns, Forever.
And the said Howard P. Wharton and Iva M. Wharton
part ies of the first part, for their *heirs, executors and administrators, do covenant with the said party of the second part, its successors and assigns, that* they are *well seized in fee of the lands and premises aforesaid, and ha ve good right to sell and convey the same in manner and form aforesaid, and that the same are free from all encumbrances.*

And the above bargained and granted lands and premises, in the quiet and peaceable possession of the said party of the second part, its successors and assigns, against all persons lawfully claiming or to claim the whole or any part thereof, subject to encumbrances, if any, hereinbefore mentioned, the said party of the first part will Warrant and Defend.

IN TESTIMONY WHEREOF, The said parties of the first part ha ve hereunto set their hand s the day and year first above written.

IN PRESENCE OF
S. M. Morris
Jeanie Lorenz

Howard P. Wharton
Iva M. Wharton

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STATE OF MINNESOTA
COUNTY OF) OLMSTED } ss.

On this 9th day of May, 19 60, before me a NOTARY PUBLIC within and for said County, personally appeared HOWARD P. WHARTON AND IVA M. WHARTON, Husband and Wife to me known to be the person s described in, and who executed the foregoing instrument, and acknowledged that it he Y executed the same as their free act and deed.

L M Morin

Notary Public, Olmsted County, Minn.
My Commission Expires, July 25 1963

APPROVED
L. P. ZIMMERMAN
COMMISSIONER OF HIGHWAYS
BY E. J. ROWLAND
ENGINEER OF LANDS & R-W

I Hereby certify that this instrument conveys to the State of Minnesota for highway purposes, a good title to the land therein described, free and clear of all incumbrances. I further approve said instrument as to form and execution. Date May 20, 1960
Michael R. Moriarty
Special Assistant Attorney General

STATE OF MINNESOTA
FILE NO. 76040

Deed Tax paid $ 2.75
Cert. No. 16874
County Treasurer

Form 2—Minn. Highway Dept.

Doc. No. 253443

WARRANTY DEED
By Individual

To
STATE OF MINNESOTA

Office of the Register of Deeds:
State of Minnesota } ss.
County of Olmsted
I hereby certify that the within Deed was filed in this office for record on the 9th day of June, 1960 at 3 o'clock P M., and was duly recorded in Book of Deeds page
Register of Deeds.
By Deputy.

Taxes for the year 19 on the land described within, paid this 9th day of June, 1960.
County Treasurer.
By Deputy.

Taxes paid and Transfer entered this 9th day of June, 1960.
County Auditor.
By Deputy.

PRICE $
CHARTER
GRANTEE
TRACT
PAID
CHG.
REV. STAMP
MTG TAX