Prepared by.....

Checked by.....

HIGHWAY EASEMENT

Stanley, Alfred & Mavis Kettner, all single persons

Rochester, Minnesota Route #3

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 s and warrant s 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....., for ~~themselves, their~~ himself, his 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....., for ~~themselves, their~~ himself, his 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....., for ~~themselves, their~~ himself, his 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 27th *day of* Dec., 19 46

In presence of:

Witness Arthur Mohlke

Witness Arthur Mohlke

W. J. Murphy

Stanley Kettner

Alfred Kettner

Mavis Kettner

A strip of land lying over and across the East one-half ($E\frac{1}{2}$) of the Southwest one-quarter ($SW\frac{1}{4}$) of Section twenty-seven (Sec. 27) Township one hundred seven North - Range thirteen West (T107N-R13W).

Said strip being all that part of the above described tract which lies within a distance of thirty-three (33.0) feet on each side of the centerline of State Aid Road No. 11 as the same passes over and across said tract, said centerline being described as follows:

Commencing at a point on the South boundary of the above described tract eight hundred ninety-four and sixty-four one hundredths (894.64) feet West of the Southeast corner of said tract for place of beginning; running thence Northeasterly on a transition curve to the left whose coordinates are X_c one hundred forty-nine and eighty-seven one hundredths (149.87) feet and Y_c four and fifty-eight one hundredths (4.58) feet for a distance of one hundred fifty (150.0) feet; thence on a seven degree (7°) curve, central angle ninety degrees (90°) for a distance of one thousand one hundred thirty-five and seventy-one one-hundredths (1135.71) feet; thence on a transition curve to the left whose coordinates are X_c one hundred forty-nine and eight-seven one hundredths (149.87) feet and Y_c four and fifty-eight one hundredths (4.58) feet for a distance of one hundred fifty (150.0) feet to a point on the East boundary of the above described tract which is eight hundred ninety-four and sixty-four one hundredths (894.64) feet North of the Southeast corner of said tract and there terminating.

Excluding therefrom right-of-way of existing highways.

Comprising one and thirty-one one hundredths (1.31) acres more or less.

The transition curves described above are curves in which the degree of curve (arc definition) varies as the distance from the beginning of the transition, X_c is the distance along the subtangent from the beginning to the end of the transition, Y_c is the offset distance from the subtangent to the end of the transition.

Together with the right to construct and maintain along the South and East boundaries of the $E\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 27, T107N-R13W so long as State Aid Road No. 11 shall be maintained in its present location, a backslope or embankment of approximately three to one (3 to 1) slope on both sides of the above described strips. Said slopes not to exceed more than sixty-six (66.0) feet from said centerline. 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.

State of Minnesota, }
County of Olmsted } ss.

On this 27th *day of* Dec. *, 19* 46*, before me personally appeared* Stanley, Alfred and Maris Kettler, all single persons, *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.*

G. C. Leonard

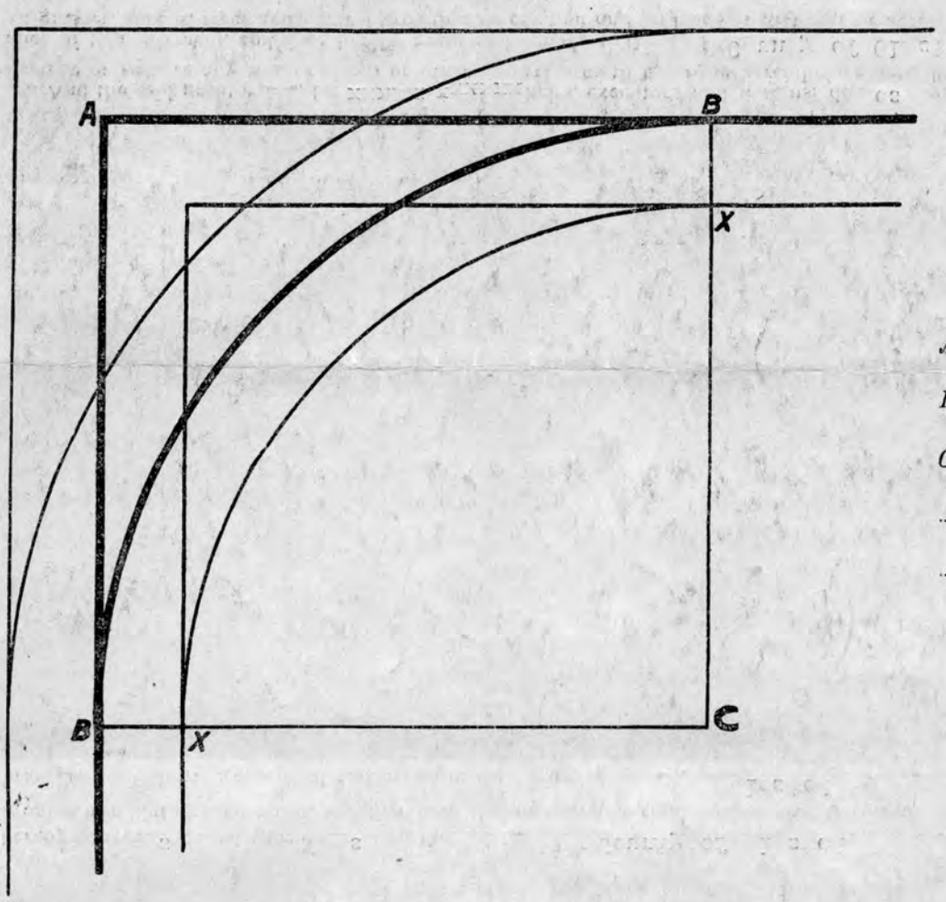
A. C. LEONARD
NOTARY PUBLIC, OLMSTED COUNTY, MINNESOTA
MY COMMISSION EXPIRES MARCH 31, 1952

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.

Mar. 7, 1947

Thomas Scanlan
(County Attorney)
(~~Assistant Attorney General~~)



A-B = ... *Ft.*

B-C = ... *Ft.*

C-X = ... *Ft.*

..... *Degree Curve*

..... *Acres of land required*

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

Alfred Stanley et al

to

County of Olmsted

No. 173589

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 10th *day of* March *19* 47*, at* 4 *o'clock* P. *M., and that the same was duly recorded in Book* Q-1 *of* Misc. *on pages* 193

Mary Little
Register of Deeds.

By D. Moore
Deputy.

1.75

Co Auditor