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

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

Merton J. Koelsch & Jennie Koelsch, his wife
Alberta Koelsch, Widow
F. R. Jones, Widower
Ebbie L. Witter and Olive M. Witter, his wife

Grantors, of Olmsted County, *Minnesota, for and in consideration of*

Three hundred twenty-six and 50/100---------- ---------*Dollars* ($ 326.50)

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 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.

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.

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 16th *day of* February, 1955

In presence of:

Merton J. Koelsch

Witness Rudolph D Anderson Jennie Koelsch

Witness Esther L Schellhammer Alberta Koelsch

F R Jones

Olive M Witter & Ebbie L Witter

All that part of the following described tract: The east half of the northeast quarter ($E\frac{1}{2}$ $NE\frac{1}{4}$) of section twenty-six (Sec. 26) and the west ten (10.0) acres of the southwest quarter of the northwest quarter ($SW\frac{1}{4}$ $NW\frac{1}{4}$) and the west two and one half ($2\frac{1}{2}$) acres of the north twenty (20.0) acres of the southwest quarter ($SW\frac{1}{4}$) in section twenty-five (Sec. 25) all in township one hundred eight north range fifteen west (T108N-R15W) which lies within a distance of fifty (50.0) feet on either side of the following described centerline of State Aid Road number four (S.A.R. #4).

From a point on the east line of said section twenty-six (Sec. 26) distant forty-one and six tenths (41.6) feet north on the east quarter corner thereof, run southwesterly at an angle of ninety-two degrees twelve minutes ($92^{\circ}12'$) with said east section line one thousand three hundred thirty-seven and four tenths (1,337.4) feet to a point of beginning of the line to be described; thence northeasterly on the last desdribed course for eight hundred sixteen (816.0) feet; thence deflect right on a six degree ($6^{\circ}00'$) circular curve, delta angle sixty-nine degrees thirty-six minutes ($69^{\circ}36'$) for nine hundred thirty-three (933.0) feet and there terminating.

Containing two (2.0) 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 four (S.A.R. #4) shall be maintained in the above described location a back-slope or embankment of approximately four to one (4:1) slope on both sides 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 16th *day of* February, *19* 55, *before me personally appeared*

Merton J. Koelsch, Jennie Koelsch, Alberta Koelsch, F. R. Jones, Eddie L. Witter & Olive M. Witter

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 M. Bruggeman
Public, Olmsted County
My Commission Expires

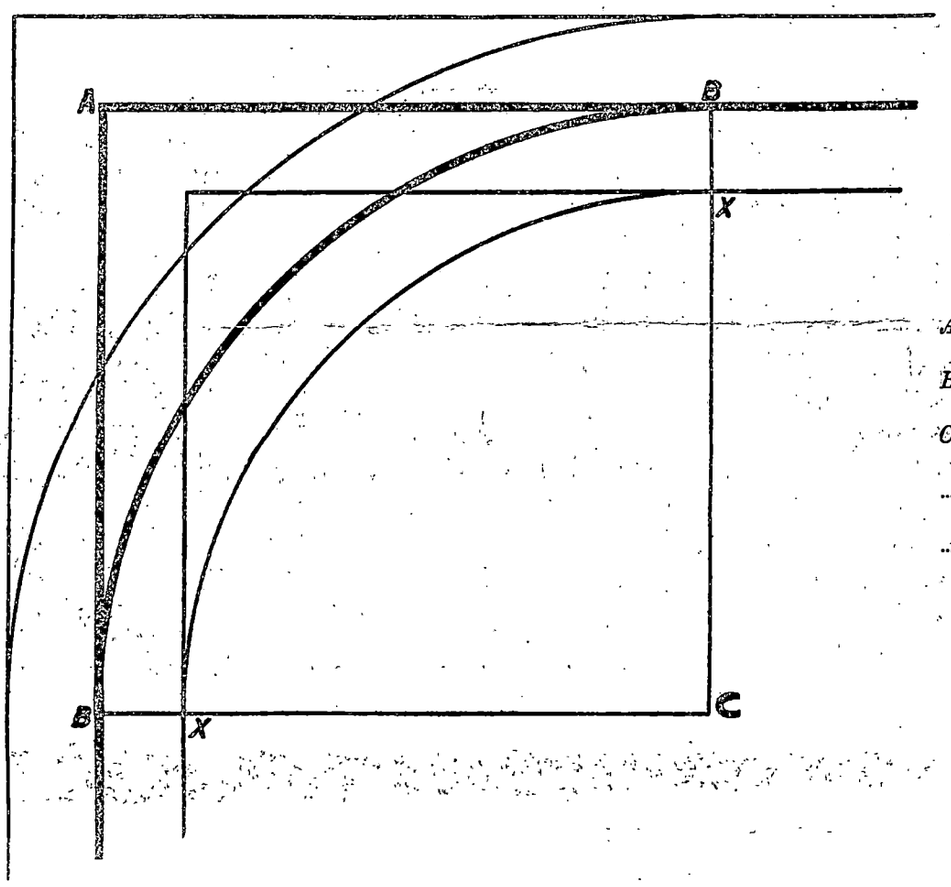
I hereby certify that the within easement will convey to the County of Olmsted

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.

July 14, 1955

D. P. Matteson
(County Attorney)
(Assistant Attorney General)



A-B — ..... *Ft.*

B-C — ..... *Ft.*

C-X — ..... *Ft.*

..... *Degree Curve*

..... *Acres of land required*

223956

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 7th *day of* Feb., *19* 55, *at* 12 *o'clock* M., *and is the same was duly recorded in Book* A-2 *of* Misc. *on pages* *19*3

Tena Moore
Register of Deeds.
By E. P.
Deputy.

Co Engr. 1-75