No. 2618—Highway Easement—(Revis 9) 172492 Miller-Davis Co., Minneapolis, Minn.

Prepared by.....

Checked by.....

HIGHWAY EASEMENT

Anna Lucy Kalmes and John B. Kalmes her husband
Dorthy Jane Kocer and Donald Kocer her husband

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

One hundred twenty-five and no/100---------- *Dollars* ($ 125.00)
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:

~~himself~~ ~~his~~

And the said grantor 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.

~~himself~~, ~~his~~

And the said grantor 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.

~~himself~~ ~~his~~

And the said grantor 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

The consent of the undersigned mortgagee to the within easement is hereby given this 6th day of August, 1956.

Witnesses: [illegible]

THE FEDERAL LAND BANK OF SAINT PAUL
By [illegible] Vice-Pres. W. R. Fankhane
By [illegible] Asst. Secy. P. O. McGuire

Dated this 24th *day of* January *1956*

In presence of:

Witness Esther C. Schellhammer — Anna Lucy Kalmes

Witness Rudolph D Anderson — Dorothy Jane Kocer

Donald V Kocer

John B Kalmes

All that part of the northeast quarter (NE¼) of section three (Sec.3) township one hundred five north range twelve west (T105N-R12W) except a strip one hundred feet wide conveyed for railway right-of-way as of record, which lies within a distance of fifty (50.0) feet on the west side of the following described centerline of State Aid Road number seven (SAR#7).

From the northwest corner of section thirty-five (Sec.35) township one hundred six north range twelve west (T106N-R12W) south along the west boundary ofsaid section to the southwest corner thereof for a point of beginning of the centerline to be described; thence deflect forty one minutes (0°41') one thousand two hundred ninety nine and six tenths (1299.6) feet; thence deflect right one degree thirty one minutes(1°31') for four hundred fifty seven and two tenths (457.2) feet; thence deflect left one degree six minutes (1°06') for eight hundred eighty (880.0) feet and there terminating.

Containing one (1.0) acre more or less in addition to the existing highways.

Together with the right to construct and maintain so long as State Aid Road number seven (SAR#7) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the west side of the above described right-of-way as it runs over and across the above described tracts. 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 24th day of January, 19 56, before me personally appeared

Anna Lucy, Kalmes, Dorothy Jane Kocer, Donald Kocer and John B. Kalmes

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 D. Kruger

EVELYN D. KRUGER
Notary Public, Olmsted County, Minnesota
My Commission Expires Nov. 15, 1959

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.

Aug. 16, 1956 — D. P. Mattson
(County Attorney)
(Assistant Attorney General)

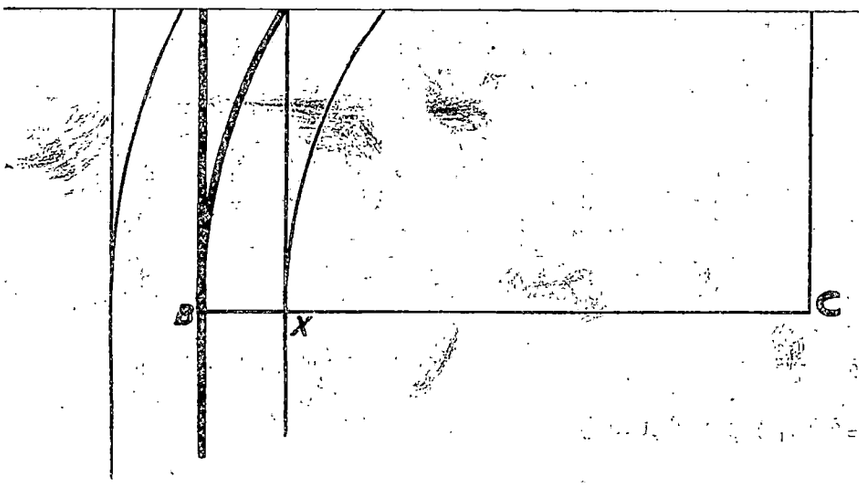
STATE OF MINNESOTA }
COUNTY OF RAMSEY } ss.

On this 7th day of August, 1956, before me, a notary public, personally appeared W. R. Fankhanel and F. O. McGuire to me personally known, and to me personally known to be officers, to-wit; Vice President and Assistant Secretary, respectively, of The Federal Land Bank of Saint Paul, a corporation, and to me personally known to be the persons who executed the within and foregoing instrument in behalf of said corporation as such officers, who being each by me duly sworn, did each for himself say that they are such officers of said corporation described in and which executed the within and foregoing instrument, that the seal affixed to the within and foregoing instrument is the corporate seal of said corporation, and that said instrument was executed in behalf of said corporation by authority of its Board of Directors, and said officers acknowledged said instrument to be the free act and deed of said corporation, and further acknowledged to me that said corporation executed the same.

G. HUMER,
Notary Public, Ramsey County, Minn,
My commission expires Oct. 19, 1960.

G. Humer

4498



C-X = ... Ft.

..... Degree Curve

..... Acres of land required

PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
REG.
V. STAMP
G. TAX

227666

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 27 day of Aug. 19 56 at 11 o'clock A. M. and that the same was duly recorded in Book K-2 of Misc. on pages 485

Register of Deeds.

By ..... Deputy.

Olg Audelson
Del W&P