Prepared by.....

Checked by.....

HIGHWAY EASEMENT

John J Erwin and Violet I. Erwin

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

One hundred seven and 50/100----------*Dollars* ($ 107.50)

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:

All that part of the east half of the southwest quarter ($E\frac{1}{2}$ $SW\frac{1}{4}$) of Section twenty-three (Sec.23) 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 "T".

From the east quarter corner of said section twenty-three (Sec.23) west along the north boundary of the southeast quarter ($SE\frac{1}{4}$) thereof one thousand six hundred forty three and seven tenths (1643.7) feet; thence deflect left fifty minutes ($0^{\circ}50'$) one thousand twenty-nine and one tenth (1029.1) feet to a place of beginning of the centeerline to be described; thence in a prolongation of the last described course three hundred five (305.0) feet; thence deflect left on a four degree ($4^{\circ}00'$) circular curve delta angle twenty-five degrees twenty-five minutes ($25^{\circ}25'$) six hundred thirty-five and four tenths (635.4) feet thence on a tangent to said curve four hundred sixty-eight and six tenths (468.6) feet and there terminating.

Containing eighty-six hundredths (0.86) acres more or less in addition to the existing highways.

Together with the right to construct 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 either 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.

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.

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.

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

Dated this 24th *day of* May, *19* 57

In presence of:

Witness Clara Feil

Witness Alvina Feil

John J Erwin

Violet I. Erwin

State of Minnesota, }ss.
County of Olmsted }

On this 28th *day of* May, 19 57, *before me personally appeared*

John J. and Violet I. Erwin

to me known to be the person 2 *described in and who executed the foregoing instrument, and acknowledged that* they *executed the same as* their *free act and deed.*

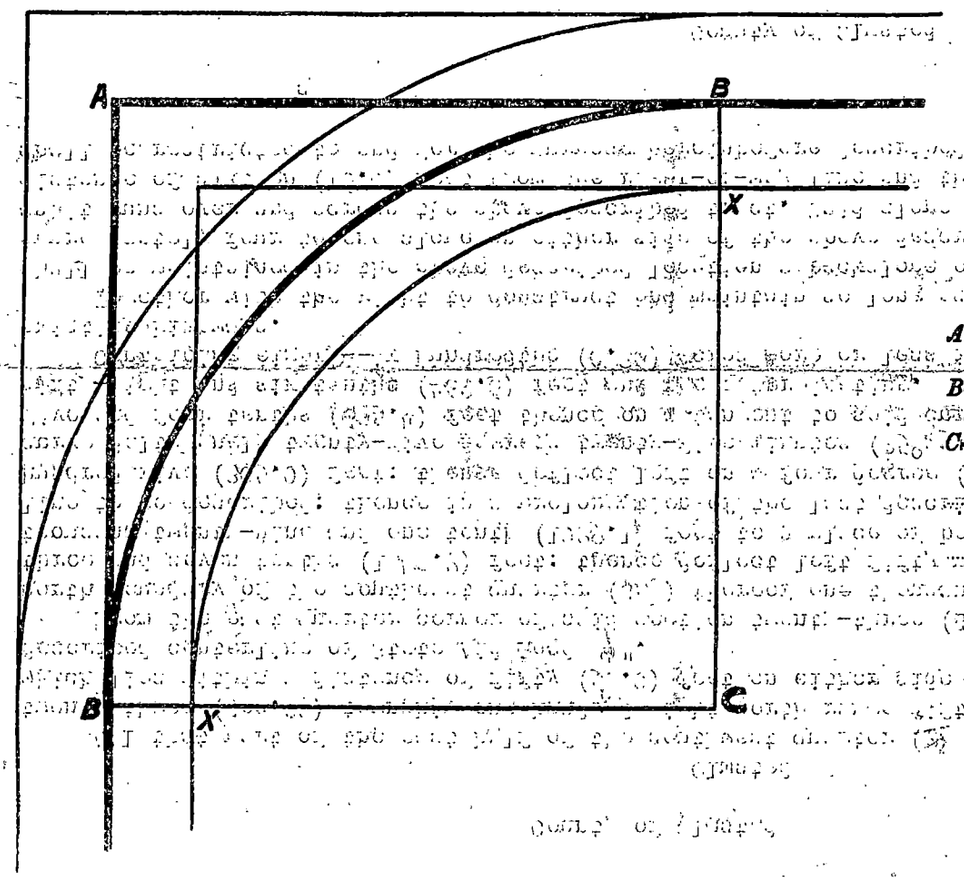
Evelyn M. Krueger
Notary Public, Olmsted County, Minn.
My Commission Expires Nov. 18, 1963

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.*

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* May, 19 58, *at* 10:20 *o'clock* A *M., and that the same was duly recorded in* Book D-2 *of* Misc. *on pages* 135

John Moore
Register of Deeds.

By ..... *Deputy.*

PROOFED
EXAMINED
GRANTEE
TRACKED
PAID
CHG.
REV. STAMP
ATTY. TAX

1 X 237089

135