No. 2418—Highway Easements—(Revised 1939) Miller-Davis Co., Minneapolis, Minn.

Prepared by .....

Checked by .....

HIGHWAY EASEMENT

Kenneth Borst and Alma Borst, husband and wife

Grantor s, of Olmsted County *Minnesota, for and in consideration of* One and no/100---------- *Dollars ($* 1.00 *)* *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 North one-half of the Northeast one-quarter (N½ NE¼) also that part of the Northeast one-quarter of the Northwest one-quarter (NE¼ NW¼) described as follows: Commencing thirty-seven (37.0) rods West of the Northeast corner thereof, thence East thirty-seven (37.0) rods to the Northeast corner, thence South eighty (80.0) rods, thence Northwest in a straight line to the place of beginning all being in Section thirty (Sec. 30) township one hundred six North, range thirteen West (T106N-R13W) which lies within a distance of fifty (50.0) feet Northerly and Easterly of the following described centerline of State Aid Road number twenty-two (SAR #22).

From the East quarter corner of said Section thirty (Sec. 30) West along the South boundary of the Northeast one-quarter (NE¼) thereof one thousand seven hundred seventy and one tenth (1,770.1) feet; thence deflect right fifty-six degrees fifteen minutes (56°15') one thousand five hundred forty-one and two tenths (1,541.2) feet for a place of beginning of the centerline to be described; thence in a prolongation of the last described course seventy-nine and seven tenths (79.7) feet; thence deflect right on a one degree thirty minute (1°30') circular curve, delta angle ten degrees eighteen minutes (10° 18') six hundred eighty-six and seven tenths (686.7) feet; thence on a tangent to said curve seven hundred fifteen and six tenths (715.6) feet and there terminating.

Containing six tenths (0.6) 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 twenty-two (SAR #22) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope on the North and West side of 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 ex-

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 14th *day of* Sept *19*57

In presence of:

Witness Kenneth Borst

Witness Alma Borst

Witness Richard L. Schellhammer

Witness Robert F. Grabau

State of Minnesota,

County of Clmsted } ss.

On this 19th day of September, 1957, before me personally appeared

Kenneth and Alma Borst

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.

[illegible]

I hereby certify that the within easement will convey to the [illegible]

[a] 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.

[illegible], 19[illegible]

[illegible]
(County Attorney)
(Assistant Attorney General)

A-B — [illegible] Ft.

B-C — [illegible] Ft.

C-X — [illegible] Ft.

[illegible] Degree Curve

[illegible] Acres of land required

243442

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 28th day of Nov, 1958, at 2 o'clock P M., and that the same was duly recorded in Book [illegible] of [illegible] on page [illegible]

Tom Mund
Register of Deeds

By [illegible] Deputy

RECEIVED
GRANITE
CERTIFIED
Dept. of Highways
CHG.
EXEMPT
MTG. TAX

c/m·c. Hwy Dept
c/o Art Shellhammer