257460

HIGHWAY EASEMENT

PREPARED BY _____
CHECKED BY ✓

Adaffa L. Holdredge, widow
Oscar Fenske, contract for deed

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

one hundred sixty-eight dollars and no cents *Dollars* ($ 168.00)
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 northeast quarter of the northeast quarter ($NE\frac{1}{4}NE\frac{1}{4}$) of section nineteen (Sec 19) and the north three and thirty-eight hundredths (3.38) acres of the east fourteen (14.0) acres of the west half northeast quarter ($W\frac{1}{2}NE\frac{1}{4}$) of section nineteen (Sec 19) all in township one hundred six north, range eleven west (T106N-R11W) which lies within a distance of fifty (50.0) feet on either side of the following described centerline of County Aid Road "O" (CAR "O").

From the north quarter corner of section twenty-three (Sec 23) township one hundred six north, range twelve west (T106N-R12W) east along the north boundary of said section two thousand six hundred forty and eight tenths (2640.8) feet, thence deflect left sixteen minutes ($0^{o}16'$) two thousand six hundred fifty-eight and four tenths (2658.4) feet, thence deflect right five degrees twenty-one minutes ($5^{o}21'$) two thousand six hundred ten (2610.0) feet, thence deflect right nineteen minutes ($0^{o}19'$) three thousand seven hundred thirty and three tenths (3730.3) feet for a place of beginning of the centerline to be described. Thence in a prolongation of the last described course one thousand five hundred fifty-five and eight tenths (1555.8) feet and there terminating.

Containing one and twelve hundredths (1.12) acres more or less in addition to the existing highways.

Together with the right to construct and maintain so long as County Aid Road "O" (CAR "O") shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) 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.

Exempt from state deed tax
Carl W. Poster
County Treasurer

And the said grantor....., for himself, his ~~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 thereon.

And the said grantor....., for himself, his ~~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....., for himself, his ~~themselves, their~~ heirs, executors and assigns, do..... further convenant 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 28th *day of* April, *19*60

In presence of:

Witness M. E. Connerson — Adaffa L. Holdredge

Witness Arthur C. Schaffhausen — Oscar Fenske

STATE OF MINNESOTA
County of Olmsted } ss.

On this 28th day of April, 1960, before me personally appeared Adolfo L Kilbridge & Asion Fenchu to me known to be the person described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Evelyn N. Krueger

EVELYN N. KRUEGER
Notary Public, Olmsted County, Minn.
My Commission Expires Feb. 16, 1969

I hereby certify that the within easement will convey to the said 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.

Dec. 27, 1960

W P Mattson
County Attorney.
Assistant Attorney General.

PROOFED ✓
GRANTOR
GRANTEE
TRACKED
PAID
CHG

257460

DEPARTMENT OF HIGHWAYS
REV. STAMP
MTG. TAX (HIGHWAY EASEMENT)

to

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 30 day of December, 1960 at 5 o'clock P. M., and that the same was duly recorded in Book 499 of Misc on page 139.

Mary T. Louana
Register of Deeds.

By Lucille Knutson
Deputy.

RECORDER
REMARKS