PREPARED BY _____

CHECKED BY _____

HIGHWAY EASEMENT

76355

James G. Delano and wife, Alice E. Delano

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

Forty-five and no cents *Dollars ($* 45.00 *)*

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 following described tract:

A part of the north half of the southwest quarter ($N\frac{1}{2}SW\frac{1}{4}$) of Section twenty-four (Sec 24) township one hundred six north, range fifteen west (T106N-R15W) described by metes and bounds as follows: Beginning at the northeast corner of said quarter, thence westerly along the north line of said quarter section a distance of one thousand eighty-one and five hundredths (1081.05) feet to the centerline of the township road, thence southerly along said centerline a distance of five hundred five (505.0) feet, thence easterly along a line parallel to the south line of the north half ($N\frac{1}{2}$) of said quarter section a distance of one thousand one hundred forty-eight and forty-one hundredths (1148.41) feet to the east line of said quarter section, thence north along said east line of said quarter section a distance of five hundred and four tenths (500.4) feet to the place of beginning; the west thirty-three (33.0) feet thereof being subject to rights of the public for roadway purposes;

which lies within a distance of fifty (50.0) feet on the east side of the followin described centerline of County State Aid Highway number fifteen (CSAH #15):

Beginning at a point on the east and west quarterline of Section twenty-four (Sec 24) township one hundred six north, range fifteen west (T106N-R15W), distant one thousand eighty-one and five hundredths (1081.05) feet west of th center of said section, thence run southwesterly at an angle of ninety-five degrees, twenty-six minutes ($95^{o}26'$) with said east and west quarterline for five hundred five (505.0) feet and there terminating;

Containing twenty-nine hundredths (0.29) acres more or less in addition to the existing highways;

Together with the right to construct and maintain so long as County State Aid Highway number fifteen (CSAH #15) shall be maintained in the above described location a backslope or embankment of approximately four to one (4:1) slope o the east 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....., 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 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* February, *19*62

In presence of:

James G. Delano

Witness Esther L. Schell Minnesota Alice E. Delano

Witness Donald D. Nameson

STATE OF MINNESOTA
County of Olmsted } ss.

On this 28th day of February, 19 62., before me personally appeared James G. and Alice E. Belano, husband and wife, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

Evelyn M. Kruse

EVELYN M. KRUSE
Notary Public, Olmsted County, Minn.
My Commission Expires Nov. 10, 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.

Oct. 5, 1962

D. P. Mattson
County Attorney.
Assistant Attorney General.

PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
CHG.
REV. STAMP
MTG. TAX

DEPARTMENT OF HIGHWAYS
(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 9th day of Oct, 19 62 at 10 o'clock A. M., and that the same was duly recorded in Book 6-3 of Misc on page 393

Harry L. Hanna
Register of Deeds.

By Helen Fuchs
Deputy.

ROUCHLEB
RUNNEMEDE

269355