No. 639A—Highway Easement— sed 1954). BOUCHER MINNEAPOLIS

PREPARED BY _____

CHECKED BY 1/

HIGHWAY EASEMENT

Frederick H. Dewitt, single

32 & 30

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

Seventy-eight dollars and no cents *Dollars* ($ 78.00)

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 tracts;

Block four (4); Lots one (1) and two (2) of Block five (5); Block six (6); Lots five (5), seven (7) and eight (8) of Block ten (10); Lots five (5) and eight (8) of Block sixteen (16), all being in O'Ferrall's Addition to the City of Chatfield, Minnesota;

which lies within a distance of sixty (60.0) feet on either side of the following described centerline of County State Aid Highway Number ten (CSAH #10);

From a point on the east line of Section thirty-one (Sec 31) township one hundred five north, range eleven west (T105N-R11W) distant one thousand thirty-seven and fifty-nine hundredths (1037.59) feet south of the northeast corner of said Section thirty-one (Sec 31), thence proceed in a southerly and westerly direction at an angle of thirty-six degrees thirty-two minutes ($36^{\circ}32'$) to the said east line for two hundred fifty-three and twenty-one hundredths (253.21) feet for a place of beginning of the centerline to be described. Thence deflec to the right on a one degree eighteen minute ($1^{\circ}18'$) circular curve, delta angle nine degrees forty-seven minutes ($9^{\circ}47'$) for seven hundred fifty-two and fifty-six hundredths (752.56) feet, thence on tangent to said curve for eight hundred eighty and fifty-seven hundredths (880.57) feet and there terminating;

Containing fifty-two hundredths (0.52) acre 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 ten (CSAH #10) 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 fifteen (15.0) 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 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 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 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 15TH *day of* MARCH, 19 66

In presence of:

Frederick H. Dewitt

Witness Catherine Liebell Summers

Witness Donald D. Narveson

STATE OF MINNESOTA
County of Olmsted } ss.

On this 15th day of March, 19 66, before me personally appeared

Frederick H. DeWitt, single

to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

Delores L. Moline

DELORES L. MOLINE
Notary Public, Olmsted County, Minn.
My Commission Expires April 22, 1970

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

April 16, 1970

Eldon J. Evans
County Attorney.
~~Assistant Attorney General.~~

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

PROFILE
GRANTOR
GRANTEE
TR. SHEET
I. P. Done
CHG. STAMP
REV. STAMP
MTG. WAIVER

to

322308

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 20 day of April, 1970 at 1 o'clock P M., and that the same was duly recorded in Book 5-3 of Misc on page 892

Mary J. Evans
Register of Deeds.

By Carol M. Bahe
Deputy.

ROLLOMER
RECORDER