Form No. 639A—Highway Easement. (Revised 1954) ROUCHLEAU MINNEAPOLIS

PREPARED BY V

CHECKED BY V

HIGHWAY EASEMENT

Gaylord E. Kautz and wife, Doris M.

351326

Grantor S., *of* Olmsted County, *Minnesota, for and in consideration of* One dollar and other good and valuable consideration *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 following described tract;

Starting at a point which is 769.0 feet west of quarter corner on the east section line of Sec-10-Town-108N-Range-14W, thence north 243.5 feet to a point, thence west 712 feet to a point, thence south 243.5 to a point, thence east 712 feet to the place of beginning, being in the NE¼ said Sec.-10; which lies within a distance of seventy-five (75) feet on the northerly side of the following described centerline of County State Aid Highway No.12.

Commencing at the center of said section 10, thence proceed in an easterly direction along said centerline thereof for 1,340.27 feet, thence deflect to the right on a 2°00' curve (delta angle 15°25') for 770.85 feet and there terminating.

Containing five tenths (0.5) acre, more or less, in addition to the existing highways.

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 thereon.

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 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 13th *day of* February, *19* 74

In presence of:

Witness Clifford Coffin

Witness Ken Norman

× Gaylord Kautz

× Doris Mae Kautz

STATE OF MINNESOTA
County of Olmsted } ss.

On this 13th day of February, 19 74, before me personally appeared Gaylord Kautz and Doris Mae Kautz, husband and wife, 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.

Delores L. Blaine
Notary Public Olmsted County, Rochester, Minneso
Commission expires April 28, 1977

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.

June 27, 19 74

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

357328

DEPARTMENT OF HIGHWAYS
(HIGHWAY EASEMENT)

PROOFED
GRANTOR
GRANTEE
TRACKED
PAID
CHG: None

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 27 day of June, 1974 at 3 o'clock P M., and that the same was duly recorded in Book 493 of Misc, on page 502

Register of Deeds.

By Lois Knutson Deputy.

ROUSHER PRINTERS

Co Atty