

constructing and maintaining a slope over, across and upon the slope property, as described above, as the Grantee shall determine is required for the construction of a street on the road, and the right and authority to make all excavations, cuts, embankments, and fills required for the construction of the slopes in and upon the slope property, and the right and authority to maintain the property and the integrity of the slope, as the City determines necessary, in its discretion, and Grantor does hereby further release the Grantee from all claims or demands which Grantor may have or hereafter acquire against the Grantee by reason or on account of any injury sustained by the slope property, on account of the construction or maintenance of the slopes.

3. Grantor shall not excavate, dig, trench, bore or in any way alter the slope property, nor shall Grantor construct any improvements or structures of any kind on the slope property without Grantee's prior written consent, which consent may be withheld by Grantee in its sole discretion.

IN WITNESS WHEREOF, the parties have executed this Slope Easement Deed as of the day and year first above written.

GRANTOR:

BAVARIAN HILLS DEVELOPMENT CORPORATION

By: Dale A. Gloe  
Dale Gloe, President

By: Marsha J. Gloe  
Marsha Gloe, Secretary

GRANTEE:

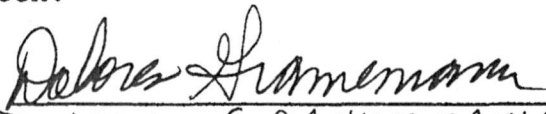
CITY OF HERMANN, MISSOURI

By: Norbert Englert  
NORBERT ENGLERT, Mayor

STATE OF MISSOURI           )  
                                  ) ss.  
COUNTY OF GASCONADE       )

On the 13 day of February, 2006, before me appeared DALE GLOE and MARSHA GLOE, to me personally known, who being by me duly sworn, did say that they are the President and Secretary, respectively, of Bavarian Hills Development Corporation, that said instrument was signed in behalf of said corporation, by authority of its Board of Directors, and that said instrument is the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

  
DOLORS GRANNEMANN  
Notary Public, State of Missouri  
Commissioned in GASCONADE County

My commission expires:  
2/28/08


**Dolores Grannemann - Notary Public  
Notary Seal for State of  
Missouri - Gasconade County  
My Commission Expires 2/28/2008**

STATE OF MISSOURI           )  
                                  ) ss.  
COUNTY OF GASCONADE       )

On the 13 day of February, 2006, before me appeared NORBERT ENGLERT, to me personally known, who being by me duly sworn, did say that he is the Mayor of the City of Hermann, Missouri, a Missouri municipal corporation, that said instrument was signed in behalf of said corporation, by authority of its Board of Directors, and that said instrument is the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

**Dolores Grannemann - Notary Public  
Notary Seal for State of  
Missouri - Gasconade County  
My Commission Expires 2/28/2008**

  
DOLORS GRANNEMANN  
Notary Public, State of Missouri