

STREET VACATION 7-22-68
WATERMAN AVE. FROM BLAKE TO ARTHUR

DORSEY, OWEN, MARQUART, WINDHORST & WEST

JAMES E. DORSEY (1889-1959)

DAVID E. BRONSON
KENNETH M. OWEN
DONALD WEST
WALDO F. MARQUART
JOHN W. WINDHORST
HENRY HALLADAY
JULE M. HANNAFORD
ARTHUR B. WHITNEY
JOHN G. DORSEY
RUSSELL W. LINDQUIST
DAVID R. BRINK
HORACE E. HITCH
VIRGIL H. HILL
ROBERT V. TARBOX
DEFOREST SPENCER
ROBERT J. JOHNSON
MAYNARD B. HASSELOQUIST
PETER DORSEY
GEORGE F. FLANNERY
CURTIS L. ROY
ARTHUR E. WEISBERG
DUANE E. JOSEPH
JOHN W. JONES
JAMES B. JESSEY

WILLIAM A. WHITLOCK
CHARLES O. HOWARD
EDWARD J. SCHWARTZBAUER
THOMAS M. BROWN
CORNELIUS D. MAHONEY
THOMAS S. ERICKSON
MICHAEL E. BRESS
PAUL G. ZERBY
RAYMOND A. REISTER
JOHN J. TAYLOR
BERNARD G. HEINZEN
WILLIAM J. HEMPEL
JOHN S. HIBBS
ROBERT O. FLOTTEN
MORTON L. SHAPIRO
JAMES F. MEEKER
JOHN D. LEVINE
ROBERT J. STRYK
DANIEL W. COHEN
JAMES M. CORUM
MICHAEL A. OLSON
LARRY W. JOHNSON
ROBERT A. JENSEN

LAW OFFICES

2400 FIRST NATIONAL BANK BUILDING

MINNEAPOLIS 2, MINNESOTA

FEDERAL 2-3351

OF COUNSEL
LEAVITT R. BARKER
LELAND W. SCOTT
HUGH H. BARBER

January 23, 1964

Mrs. Gretchen S. Alden
Village of Edina
4801 West 50th Street
Edina, Minnesota

Dear Mrs. Alden:

I enclose herewith a Resolution vacating a portion of Waterman Avenue between Blake Road and Arthur Street in the Village of Edina. You will note that this instrument has been duly recorded in the office of the Register of Deeds as Document No. 3452537 and in the office of the Registrar of Titles as Document No. 755373.

Very truly yours,



Thomas S. Erickson

TSE:ca
Enclosure

Also, recorded Resolution Vacating Alley - N-S Alley in Block 13, W. Mpls. Hts. Addn., between Monroe and Jackson Aves. and between Belmore Lane & Maloney Ave.

James A. Michelka

1-27-64

RESOLUTION VACATING STREET
WATERMAN AVENUE BETWEEN
BLAKE ROAD AND ARTHUR STREET

WHEREAS, two weeks' published notice and posted notice of a hearing to be had on July 22, 1963 at 7:00 P.M., on the proposed Vacation of that portion of Waterman Avenue hereinafter described has been given and made, and a hearing has been had thereon by the Village Council:

NOW, THEREFORE, BE IT RESOLVED by the Village Council of the Village of Edina, Hennepin County, Minnesota, that that portion of WATERMAN AVENUE LYING BETWEEN THE WEST LINE OF BLAKE ROAD AND THE EAST LINE OF ARTHUR STREET, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota, be and hereby is Vacated.

Adopted this 22nd day of July, 1963.

ATTEST:

(Signed) JAMES VAN VALKENBURG

Mayor Pro Tem

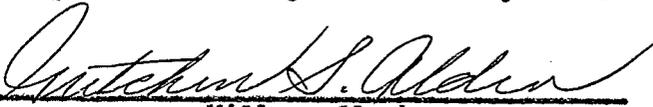
(Signed) GRETCHEN S. ALDEN

Village Clerk

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
VILLAGE OF EDINA)

I, Gretchen S. Alden, being the duly qualified and acting Village Clerk of the Village of Edina, Hennepin County, Minnesota, do hereby certify that I have examined the attached and foregoing resolution, entitled "RESOLUTION VACATING STREET" with the original thereof on file and of record in my office; and the same is a full, true and correct copy of such original resolution as duly passed and adopted by the Edina Village Council at its Regular Meeting held Monday, July 22, 1963.

WITNESS my hand and the seal of this Village this 13th day of December, 1963.



Village Clerk
Village of Edina

NSP

NORTHERN STATES POWER COMPANY

MINNEAPOLIS 2 MINNESOTA

November 18, 1963

Gretchen S. Alden, Village Clerk
Village of Edina
4801 W. 50th Street
Minneapolis 24, Minnesota

Dear Mrs. Alden:

Please be advised that satisfactory arrangements have been made with the adjacent property owners in connection with the proposed vacation of Waterman Avenue, West of Blake Road. These property owners have granted us easements for the retention of our overhead electric distribution facilities as now in place on Waterman Avenue. Therefore we have no objection to this vacation.

Thank you for your consideration in this matter.

Yours truly,

J. C. Pearce
Superintendent of Overhead
Minneapolis Division

By


Roy H. Anderson

Senior Right-of-Way Agent

JCP
RHA: jmh

330-5500

AFFIDAVIT OF PUBLICATION

Edina-Morningside Courier

Edina, Minnesota

State of Minnesota }
County of Hennepin } SS.

JOHN E. TILTON, being duly sworn, on oath says: that he now is and during all the time herein-
stated has been JOHN E. TILTON, the publisher.... and printerof the newspaper known
as The Edina-Morningside Courier, and has full knowledge of the facts herein stated.

That for more than one year immediately prior to the publication therein of the printed

.....Notice of public hearing on petition for vacation of that
.....part of Waterman ave. between Blake Rd. and Arthur St.

hereto attached, said newspaper was printed and published in the English language from its
known office of publication within the County of Hennepin, State of Minnesota, on Thursday of
each week in column and sheet form equivalent in space to 450 running inches of single column
two inches wide; has been issued from a known office established in said place of publication
equipped with skilled workmen and the necessary material for preparing and printing the same;
THE EDINA-MORNINGSIDE COURIER has had in its makeup not less than twenty-five percent
of its news columns devoted to local news of interest to said community it purports to serve, the
press work of which has been done in its said known place of publication; has contained general
news, comments and miscellany; has not duplicated any other publication; has not been entire-
ly made up of patents, plate matter and advertisements; has been circulated at and near its said
place of publication to the extent of 240 copies regularly delivered to paying subscribers; has been
entered as second class mail matter in local post office of its said place of publication; that there
has been on file in the office of the County Auditor of said county the affidavit of a person hav-
ing first hand knowledge of the facts constituting its qualifications as a newspaper for publication
of legal notices; and that its publishers have complied with all demands of said County Auditor
for proofs of its said qualification. A copy of each issue has been filed with the State Historical
Society, St. Paul.

That the printed notice of public hearing on petition for vacation
of that part of Waterman Ave. between Blake Rd. and Arthur St.
hereto attached as a part hereof was cut from the columns of said newspaper; was published

therein in the English language once a week for2.....successive weeks; that it was
first so published on the.....27th.....day of.....June....., 19...63...and
thereafter on.....Thursday.....of each week to and including the4th.....
day ofJuly....., 19...63.; and that the following is a copy of the lower case
alphabet which is acknowledged to have been the size and kind of type used in the publica-

tion of saidnotice of public hearing on petition for vacation of that
.....part of Waterman Ave. -
abcdefghijklmnopqrstuvwxyz

John E. Tilton
Publisher

Subscribed and sworn to before me this4th.....day ofJuly....., 19...63

Thomas D. Williams
Thomas D. Williams, Notary Public, Hennepin County, Minn.

My Commission Expires June 16, 1969

(Official Publication)
VILLAGE OF EDINA
HENNEPIN COUNTY, MINNESOTA
NOTICE OF PUBLIC HEARING ON
PETITION FOR VACATION OF
THAT PART OF WATERMAN
AVENUE BETWEEN BLAKE
ROAD AND ARTHUR STREET
NOTICE IS HEREBY GIVEN
That the Edina Village Council will
meet at the Edina Village Hall on
Monday, July 22, at 7:00 P.M. and
will at said time and place consider
the Petition of D. M. Gavin, 6409
Mendelssohn Lane, and others, for
the VACATION OF THAT PART OF
WATERMAN AVENUE LYING BE-
TWEEN THE WEST LINE OF
BLAKE ROAD AND THE EAST
LINE OF ARTHUR STREET, all
as platted and of record in the of-
fice of the Register of Deeds in
or for Hennepin County, Minne-
sota.
All objections and recommenda-
tions will be heard at said meeting.
BY ORDER OF THE EDINA
VILLAGE COUNCIL
GRETCHEN S. ALDEN
Village Clerk
(June 27, July 4, 1963)—EC—2A—5C

AFFIDAVIT OF PUBLICATION

Edina-Morningside Courier

Edina, Minnesota

State of Minnesota }
County of Hennepin } SS.

JOHN E. TILTON, being duly sworn, on oath says: that he now is and during all the time herein-stated has been JOHN E. TILTON, the publisher.... and printerof the newspaper known as The Edina-Morningside Courier, and has full knowledge of the facts herein stated.

That for more than one year immediately prior to the publication therein of the printed

.....Notice of public hearing on petition for vacation of that
.....part of Waterman ave. between Blake Rd. and Arthur St.

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That the printed notice of public hearing on petition for vacation of that part of Waterman Ave. between Blake Rd. and Arthur St. hereto attached as a part hereof was cut from the columns of said newspaper; was published

therein in the English language once a week for2.....successive weeks; that it was first so published on the.....27th.....day of.....June....., 19...63...and thereafter on.....Thursday.....of each week to and including the4th.....day ofJuly....., 19...63.; and that the following is a copy of the lower case

alphabet which is acknowledged to have been the size and kind of type used in the publication of said notice of public hearing on petition for vacation of that part of Waterman Ave. -
abcdefghijklmnopqrstuvwxyz

John E. Tilton
Publisher

Subscribed and sworn to before me this4th.....day ofJuly....., 19...63

Thomas D. Williams
Thomas D. Williams, Notary Public, Hennepin County, Minn.

My Commission Expires June 16, 1969

(Official Publication)
VILLAGE OF EDINA
HENNEPIN COUNTY, MINNESOTA
NOTICE OF PUBLIC HEARING ON
PETITION FOR VACATION OF
THAT PART OF WATERMAN
AVENUE BETWEEN BLAKE
ROAD AND ARTHUR STREET
NOTICE IS HEREBY GIVEN
That the Edina Village Council will meet at the Edina Village Hall on Monday, July 22, at 7:00 P.M., and will at said time and place consider the Petition of D. M. Gavin, 6409 Mendelssohn Lane, and others for the VACATION OF THAT PART OF WATERMAN AVENUE LYING BETWEEN THE WEST LINE OF BLAKE ROAD AND THE EAST LINE OF ARTHUR STREET, all as platted and of record in the office of the Register of Deeds in or for Hennepin County, Minnesota.
All objections and recommendations will be heard at said meeting.
BY ORDER OF THE EDINA VILLAGE COUNCIL
GRETCHEN S. ALDEN
Village Clerk
(June 27, July 4, 1963)—EC—2A—5C

VILLAGE OF EDINA
4801 W. 50th St.
Edina 24, Minn.

NOTICE OF PUBLIC HEARING ON
PETITION FOR VACATION OF THAT
PART OF WATERMAN AVENUE BETWEEN
BLAKE ROAD AND ARTHUR STREET

NOTICE IS HEREBY GIVEN that the Edina Village Council will meet at
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and others, for the VACATION OF THAT PART OF WATERMAN AVENUE LYING BETWEEN
THE WEST LINE OF BLAKE ROAD AND THE EAST LINE OF ARTHUR STREET, all as
platted and of record in the office of the Register of Deeds in and for
Hennepin County, Minnesota.

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

GRETCHEN S. ALDEN
Village Clerk

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
VILLAGE OF EDINA)

I, the undersigned, duly qualified and acting Police Patrolman for the Village of Edina,
County of Hennepin, Minnesota, do hereby certify that I have, this date, posted copies
of the attached and foregoing "NOTICE OF PUBLIC HEARING ON PETITION FOR VACATION OF THAT
PART OF WATERMAN AVENUE---" on official Village Bulletin Boards as follows:
1. Village Hall. 2. So. Blake Road between Mirror Lakes. 3. County Road #18 and N.
Village Limits.
DATED June 26, 63 (Signed) Alden Police Patrolman

Signed and sworn to before me, a Notary

Public in and for Hennepin County,

Minnesota, this 26 day of June, 1963.

Gretchen S. Alden
(Gretchen S. Alden)
My Commission Expires 1/12/68

VILLAGE OF EDINA
4801 W. 50th St.
Edina 2⁴, Minn.

NOTICE OF PUBLIC HEARING ON
PETITION FOR VACATION OF THAT
PART OF WATERMAN AVENUE BETWEEN
BLAKE ROAD AND ARTHUR STREET

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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

GRETCHEN S. ALDEN
Village Clerk

PETITION

To the Honorable Village Council
Village of Edina:

We, the undersigned, being the owners of all lots in the Village of Edina fronting on Waterman Avenue and lying between the West line of Blake Road and the East line of Arthur Street, do hereby petition the Village of Edina to vacate the aforesaid portion of said road.

As a condition to the aforesaid road vacation, we do hereby agree to execute and deliver to the Village of Edina such instruments as may be required to grant to the Village a permanent easement over said vacated road for the purpose of maintaining and servicing sewers located thereon.

<u>NAME</u>	<u>ADDRESS</u>
1. <u>Om. Gavin</u>	<u>6409 Mendelssohn Lane</u>
2. <u>James W. [unclear]</u>	<u>6413 MENDELSSOHN LANE</u>
3. <u>James W. [unclear]</u>	<u>PLAT 25290 PARCEL 6010 LOT 6</u>
4. <u>David J. [unclear]</u>	<u>EL RANCHO ADDITION</u>
5. <u>David J. [unclear]</u>	<u>6417 Mendelssohn Lane</u>
6. <u>David J. [unclear]</u>	<u>6419 Mendelssohn Lane</u>
7. <u>Carl W. Bye</u>	<u>529 Arthur St.</u>
8. <u>W. L. [unclear]</u>	<u>6405 Mendelssohn Lane</u>
9. <u>Emma [unclear]</u>	<u>604 Blake Rd.</u>
10. <u>Hilda K. Hollander</u>	<u>Lot 10, Block 2, Mendelssohn Heights</u>
10. _____	_____

P E T I T I O N

James J. Riley
Attorney at Law
3107 Fern Avenue North
Minneapolis 11, Minnesota

P 144 - Minutes Book 26 (J. M. Kavin (petty
a. Justice -
Mr. Anderson (Henry A)

935-6114 Business

929-9585 Home

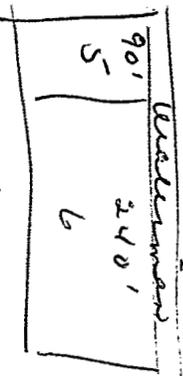
ASSESSMENT

Waterman Ave - from Arthur to
Blake -
Lot 5 + W 1/2 of L 6 - \$3000
(should each be 120')

lot 5 - 90'
6 120'

lot 6 140 - front
SE 100 - SE 1/4
4824 Rutledge

Plot book slices



lot 5 - E 1/4 - main
lot 6 - E 1/4 - front
& 6 Post lying N of the E
140'

(incl only 1/2 of road
lot 5
lot 6 (Acres and better))

Working Draft for July 12, 1962 Public Hearing
on Districting for (Location) of Waterman Ave
between Baker St and Arthur St

Friday July 17 Bl. 18 Mendocino
July 12. Day M. Day - 529 Arthur St

Mendocino St.

Block 2

- 5. Cecil B. Shea
 - 6. P.O. Mansfield
 - 7. G. G. (Manning)
 - 8. P. M. (Manning)
 - 9. P. J. (Manning)
 - 10. Mrs. Fay N. Mansfield
- 6419 Mendocino Drive
6417 Mendocino Drive
6413
6409
6405
Bl. 2 Alley Hill, Highway

Mendocino St.

Bl. 1

- 9. J. H. Mansfield
- 4917 Bridge St

Bl. 2 Mendocino St.

- 5. State of Mendocino
- 6. Bl. 140: G. G. (Manning)
- 6-140: J. B. (Manning)

- Mendocino St.
 - 29. Emma N. (Manning)
- 4824 (Manning)
604 Blake St

Mendocino St.

VILLAGE OF EDINA
4801 W. 50th St.
Edina 24, Minn.

NOTICE OF PUBLIC HEARING ON
PETITION FOR VACATION OF THAT
PART OF WATERMAN AVENUE BETWEEN
BLAKE ROAD AND ARTHUR STREET

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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

GRETCHEN S. ALDEN
Village Clerk

THOMAS VENNUM
LEONARD E. LINDQUIST
NORMAN L. NEWHALL
LAURESS V. ACKMAN
GERALD E. MAGNUSON
EDWARD M. GLENNON
ROBERT J. SHERAN
MELVIN I. ORENSTEIN
EUGENE H. KEATING
JAMES P. MARTINEAU
RICHARD J. FITZGERALD
PHILIP J. ORTHUN
SALISBURY ADAMS
MACLAY R. HYDE
JOHN A. FORREST
WILLIAM E. FOX
JERROLD F. BERGFALK
WILLIAM T. DOLAN
WILLIAM C. MORTENSEN

LEW SCHWARTZ
JOHN H. STROTHMAN
DAVID G. NEWHALL
DENNIS M. MATHISEN
KURTIS A. GREENLEY
ROBERT V. ATMORE
DAVID E. KRAUSE
JOHN B. WINSTON
DANIEL T. LINDSAY
MICHAEL E. MURPHY
LAURANCE R. WALDOCH
THOMAS H. GARRETT III
DAVID E. WEISS, JR.
HARRY C. PIPER III
DARYLE L. UPHOFF
WAYNE A. SIVERTSON
DAVID J. DAVENPORT
MARK R. JOHNSON
RONALD L. ROLLINS

LINDQUIST & VENNUM

4200 IDS CENTER
80 SOUTH 8TH STREET
MINNEAPOLIS, MINNESOTA 55402
TELEPHONE (612) 335-6651
CABLE ADDRESS: LINLAW

SUBURBAN OFFICE
WAYZATA MEDICAL BUILDING
250 NORTH CENTRAL AVENUE
WAYZATA, MINNESOTA 55391

September 14, 1973

City of Edina
4801 West 50th Street
Edina, Minnesota

ATTENTION: City Clerk

Gentlemen:

We request a certified copy of that resolution dated December 30, 1963 which vacates that part of Waterman Avenue lying between Arthur Street and Blake Road. Please bill us for any charges. Thank you.

Sincerely,

LINDQUIST & VENNUM



John B. Winston

JBW:lls

September 17, 1973

Mr. John E. Winston
Lindquist & Vonneg
4200 IDS Center
80 So. 8th Street
Minneapolis, MN 55402

Dear Mr. Winston:

Enclosed as you requested is a certified copy of the resolution adopted by the Edina Village Council on July 22, 1963, vacating that part of Waterman Avenue lying between Arthur Street and Blake Road.

Enclosed also is a statement in the amount of \$1.00 for this certified copy.

Yours very truly,

Village Clerk

enclosures (2)

