

3/4/85 DRAINAGE & UTILITY EASEMENT
VACATION - Lot 22, Block 4,
Lake Edina 2nd Addition

3/4/85 Council Meeting was
cancelled due to
severe snowstorm.

Hearing was held on 3/18/85

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by D. M. Schram 2/19/88 Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

CONDITIONS _____

LOCATION Lot 22, Block 4, Lake Edina 2nd Addition

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina MN 55424 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by R. A. Olson Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

CONDITIONS _____

LOCATION Lot 22, Block 4, Lake Edina 2nd Addition

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:
City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by S. E. Fraser Acceptable Opposed Conditional

CONDITIONS _____

LOCATION Lot 22, Block 4, Lake Edina 2nd Addition

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

March 19, 1985

Bryce D. Huemoeller, P.A. .
P.O. Box 67
16670 Franklin Trail SE
Prior Lake, MN 55372

Re: Easement Vacation - Lot 22, Block 4, Lake Edina 2nd Addition

Dear Mr. Huemoeller:

Enclosed are two copies of Notice of Completion of Proceedings on the above referenced vacation of portion of easement on Lot 22, Block 4, Lake Edina 2nd Addition, together with two certified copies of the resolution adopted by the Edina City Council granting the vacation.

It is my understanding that you will arrange to have the documents filed with the Register of Deeds and entered into the transfer record of the County Auditor.

Very truly yours,

A handwritten signature in cursive script that reads 'Marcella M. Daehn'.

Marcella M. Daehn
City Clerk

cc: Thomas S. Erickson P.A.
Dorsey and Whitney



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

March 19, 1985

Thomas S. Erickson, P.A.
Dorsey and Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: Easement Vacation - Lot 22, Block 4, Lake Edina 2nd Addition

Dear Tom:

Enclosed is a copy of Notice of Completion of Proceedings on the above referenced vacation of portion of easement on Lot 22, Block 4, Lake Edina 2nd Addition for your files.

It is my understanding that Bryce D. Huemoeller, attorney for petitioners, will arrange to have the documents filed with the Register of Deeds and entered into the transfer record of the County Auditor. A copy of my letter to him is enclosed.

Very truly yours,

A handwritten signature in cursive script that reads "Marcella M. Daehn".

Marcella M. Daehn
City Clerk

enclosures (2)



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF PORTION OF DRAINAGE AND UTILITY EASEMENT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, on March 18, 1985, adopted a Resolution Vacating a Portion of Drainage and Utility Easement after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for drainage and utility purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The time of completion of proceedings and the effective date of said vacation is March 18, 1985.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA



Marcella M. Daehn
City Clerk

NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF PORTION OF DRAINAGE AND UTILITY EASEMENT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, on March 18, 1985, adopted a Resolution Vacating a Portion of Drainage and Utility Easement after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for drainage and utility purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The time of completion of proceedings and the effective date of said vacation is March 18, 1985.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

Marcella M. Daehn
City Clerk

RESOLUTION VACATING PORTION
OF DRAINAGE AND UTILITY EASEMENT

WHEREAS, a resolution of the City Council, adopted the 4th day of February, 1985, fixed a date for a public hearing on a proposed vacation of portion of easement for drainage and utility purposes; and

WHEREAS, two week's published and posted notice of said hearing was given and the hearing was held on the 18th day of March, 1985, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same, or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described portion of the drainage and utility easement be and is vacated effective as of March 18, 1984:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22,

and that the City Clerk is authorized and directed to cause a notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the Register of Deeds, in accordance with Minnesota Statutes, Section 412.851.

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

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina, do hereby certify that the foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of March 18, 1985, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 19th day of March, 1985.

City Clerk

Minnesota Suburban Newspapers, Inc.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

Donald K. Mortenson, being duly sworn on an oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Edina Sun-Current, and has full knowledge of the facts which are stated below.

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Notice of Public Hearing which is attached was cut from the columns of said newspaper; and was printed and published once each week, for one successive weeks; it was first published on Wednesday, the 13 day of February, 1985, and was thereafter printed and published on every _____ to and including _____, the _____ day of _____, 19____; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxy

BY: Donald K. Mortenson

TITLE: Operations Manager

Subscribed and sworn to before me on this

20 day of Feb, 1985

Meridel M. Hedblom

Notary Public **MERIDEL M. HEDBLOM**
 NOTARY PUBLIC - MINNESOTA
 HENNEPIN COUNTY
 My commission expires July 2, 1986

RATE INFORMATION

- | | |
|--|--|
| (1) Lowest classified rate paid by commercial users for comparable space | \$ 2.60 per line
(Line, word, or inch rate) |
| (2) Maximum rate allowed by law for the above matter | \$ 33.2¢ per line
(Line, word, or inch rate) |
| (3) Rate actually charged for the above matter | \$ 24.8¢ per line / 8.2¢ x-comp
(Line, word, or inch rate) |

(Official Publication)
 NOTICE OF PUBLIC HEARING ON VACATION OF EASEMENTS FOR DRAINAGE AND UTILITY PURPOSES
 LOT 22, BLOCK 4, LAKE EDINA 2ND ADDITION
 LOT 2, BLOCK 1, WARDEN ACRES PETERSON REPLAT IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA
 NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4601 W. 50th Street on March 4, 1985, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage and utility purposes:
 All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.
 The south 5 feet of Lot 2, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof and the north 5 feet of Lot 3, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof.
 All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.
 BY ORDER OF THE EDINA CITY COUNCIL.

MARCELLA M. DAEHN
 City Clerk
 (Feb. 13, 1985)-ED

(Official Publication)

NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENTS FOR DRAINAGE AND UTILITY PURPOSES
LOT 22, BLOCK 4, LAKE EDINA 2ND ADDITION
LOT 2, BLOCK 1, WARDEN ACRES PETERSON REPLAT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on March 4, 1985, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage and utility purposes:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The south 5 feet of Lot 2, Block 1, Warden Acres Peterson replat except the east 10 feet and the west 5 feet thereof and the north 5 feet of Lot 3, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

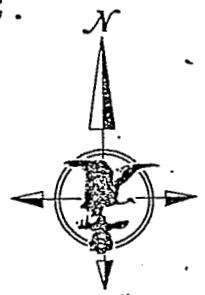
Please publish in the Edina Sun-Current on Wednesday, February 13, 1985
Please send two Affidavits of Publication



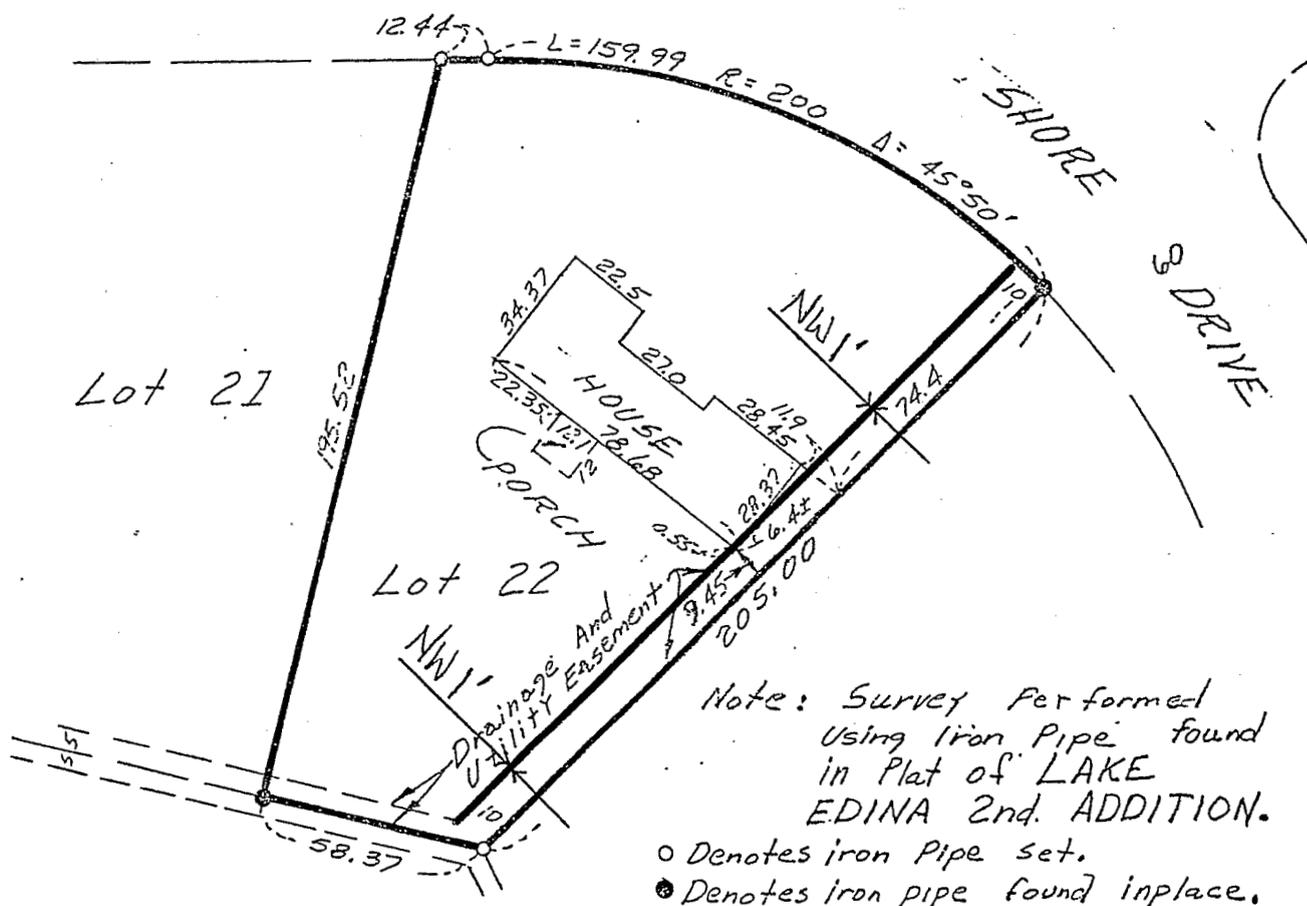
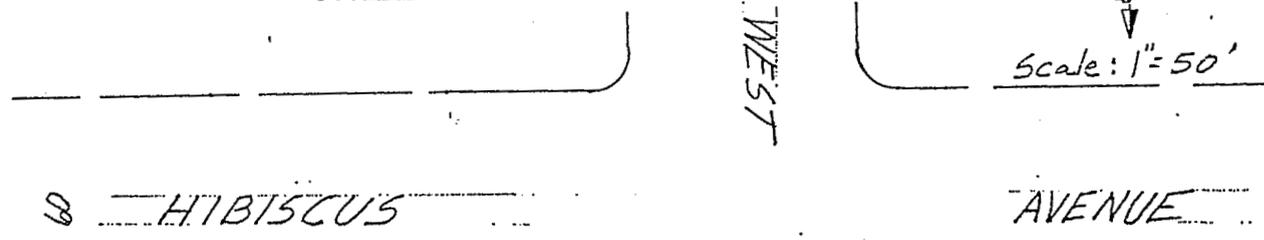
HARRY S. JOHNSON COMPANIES, INC.

401 WEST 79TH STREET
BLOOMINGTON, MINNESOTA 55420
PHONE (612) 884-5341

CERTIFICATE OF SURVEY FOR Walter Taner

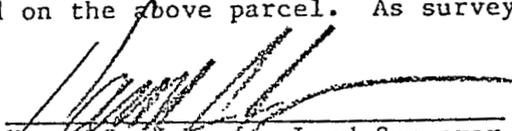


Scale: 1" = 50'



I hereby certify that this is a true and correct representation of a survey of the boundaries of:
Lot 22, Block 4, LAKE EDINA 2nd ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

It also shows the location of a house located on the above parcel. As surveyed by me this 16th day of August, 1984.


Harry S. Johnson, Land Surveyor
Minnesota Reg. No. 5065

1/1/74

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

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date February 14, 19 85, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing - Drainage + Utility Easement Vacation (Exhibit A), enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of a date 14 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

<u>Name</u>	<u>Address</u>
_____	_____
_____	_____
_____	_____
_____	_____

WITNESS my hand and seal of said City this 14th day of February, 19 85.

Marilla M. Daehn
Edina City Clerk

MAILING LIST - Drainage & Utility Easement Vacation
Lot 22, Block 4, Lake Edina 2nd Addition

31-28-24-31-0003

Walter L. Taney, Jr.
4701 Hibiscus Avenue So. (35)

0004

Robert E. Miller
6921 York Avenue So. (35)

0002

Helge Thomsen
4705 Hibiscus Av. (35)

Bryce D. Huemoeller, P.A.
P.O. Box 67
16670 Franklin Trail SE
Prior Lake, MN 55372

Stuart E. Fraser
Normandale Division
Northern States Power Co.
5309 W. 70th Street
Edina, MN 55435

William Schramm
Minnegasco
700 Linden Avenue W.
Minneapolis, MN 55403

Don Romain
NW Bell Telephone Company
6244 Cedar Avenue So.
Richfield, MN 55423

NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENTS FOR DRAINAGE AND UTILITY PURPOSES
LOT 22, BLOCK 4, LAKE EDINA 2ND ADDITION
LOT 2, BLOCK 1, WARDEN ACRES PETERSON REPLAT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on March 4, 1985, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage and utility purposes:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of ~~a line drawn parallel with and distant 9.00 feet northwesterly~~ of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The south 5 feet of Lot 2, Block 1, Warden Acres Peterson replat except the east 10 feet and the west 5 feet thereof and the north 5 feet of Lot 3, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk



HARRY S. JOHNSON COMPANIES, INC.

401 WEST 79TH STREET
BLOOMINGTON, MINNESOTA 55420
PHONE (612) 884-5341

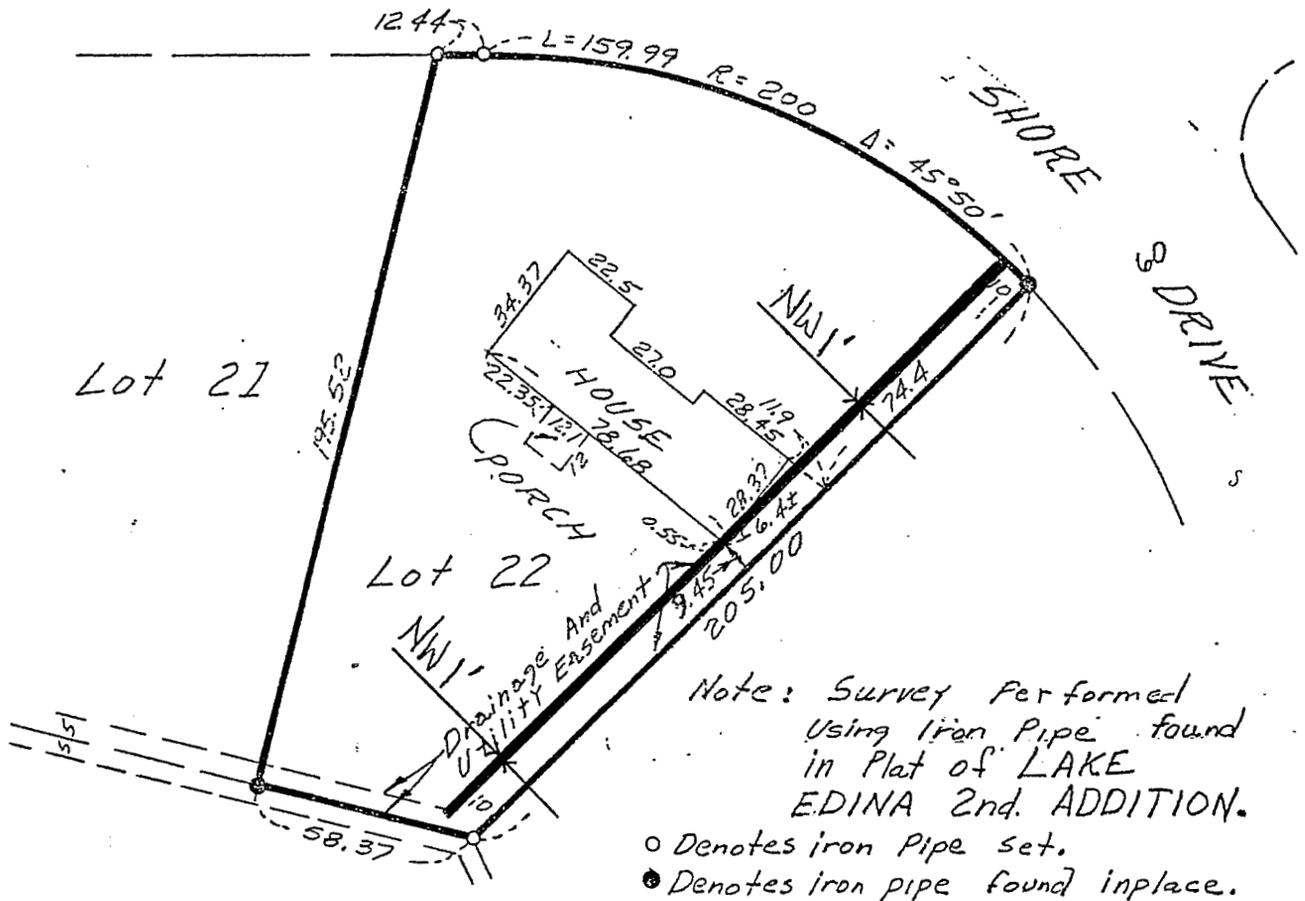
CERTIFICATE OF SURVEY FOR Walter Taner



Scale: 1" = 50'

§ HIBISCUS

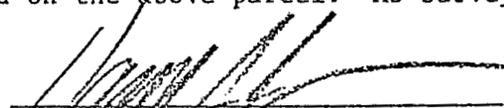
AVENUE



I hereby certify that this is a true and correct representation of a survey of the boundaries of:

Lot 22, Block 4, LAKE EDINA 2nd ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

It also shows the location of a house located on the above parcel. As surveyed by me this 16th day of August, 1984.


Harry S. Johnson, Land Surveyor
Minnesota Reg. No. 5065

(Official Publication)

NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENTS FOR DRAINAGE AND UTILITY PURPOSES
LOT 22, BLOCK 4, LAKE EDINA 2ND ADDITION
LOT 2, BLOCK 1, WARDEN ACRES PETERSON REPLAT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on March 4, 1985, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage and utility purposes:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The south 5 feet of Lot 2, Block 1, Warden Acres Peterson replat except the east 10 feet and the west 5 feet thereof and the north 5 feet of Lot 3, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Please publish in the Edina Sun-Current on Wednesday, February 13, 1985
Please send two Affidavits of Publication

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

AFFIDAVIT OF POSTING NOTICE OF HEARING ON

The undersigned, being first duly sworn, upon oath deposes and says that he/she is a duly appointed and acting Police Officer for the City of Edina, Hennepin County, Minnesota, and that on 2/15/85 he/she posted the Notice of Hearing on the vacation described above to be held on March 4, 1985, a true and correct copy of which is hereto attached, at each of the following official City Bulletin Boards located at conspicuous places within the City:

- 1) City Hall, 4801 W. 50th Street
- 2) 50th and France Business Area, 3943 W. 50th Street
- 3) Amundson Avenue Shopping Center - NW corner of Parking Lot

Dated 2-15-85

Signed Charles R. Olson
Police Officer

Signed and sworn to before me, a Notary Public
in and for Hennepin County, Minnesota, this
15th day of February, 19 85.

Martha M. Dachs

NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENTS FOR DRAINAGE AND UTILITY PURPOSES
LOT 22, BLOCK 4, LAKE EDINA 2ND ADDITION
LOT 2, BLOCK 1, WARDEN ACRES PETERSON REPLAT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on March 4, 1985, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage and utility purposes:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of ~~a line drawn parallel with and distant 9.00 feet northwesterly~~ of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The south 5 feet of Lot 2, Block 1, Warden Acres Peterson replat except the east 10 feet and the west 5 feet thereof and the north 5 feet of Lot 3, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENTS FOR DRAINAGE AND UTILITY PURPOSES
LOT 22, BLOCK 4, LAKE EDINA 2ND ADDITION
LOT 2, BLOCK 1, WARDEN ACRES PETERSON REPLAT
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street on March 4, 1985, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easements for drainage and utility purposes:

All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, Lake Edina 2nd Addition, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly ~~of a line drawn parallel with and distant 9.00 feet northwesterly~~ of the southeasterly line of said Lot 22, except for the southerly 5 feet of Lot 22.

The south 5 feet of Lot 2, Block 1, Warden Acres Peterson replat except the east 10 feet and the west 5 feet thereof and the north 5 feet of Lot 3, Block 1, Warden Acres Peterson Replat except the east 10 feet and the west 5 feet thereof.

All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk



HARRY S. JOHNSON COMPANIES, INC.

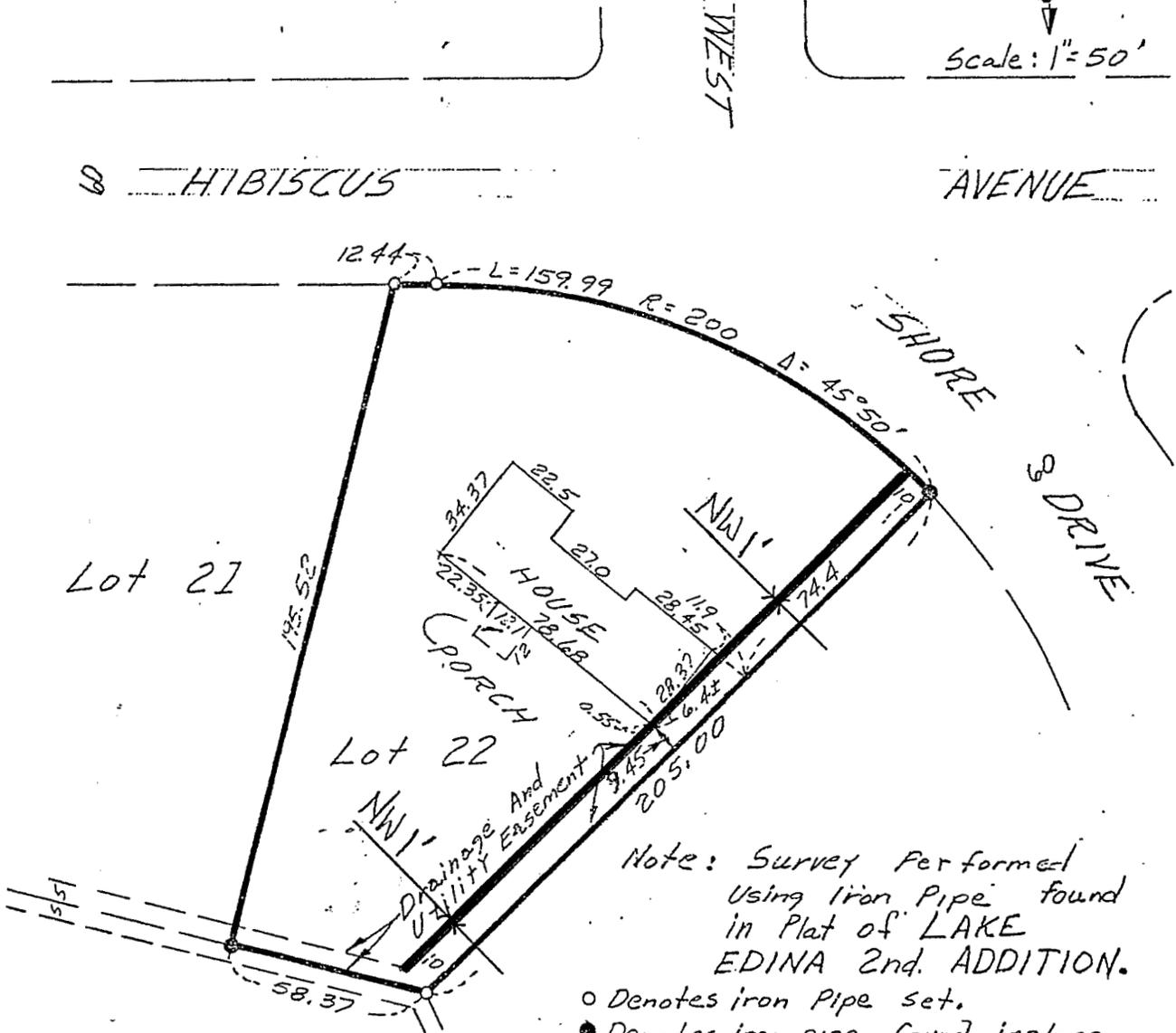
401 WEST 79TH STREET
BLOOMINGTON, MINNESOTA 55420
PHONE (612) 884-5341

CERTIFICATE OF SURVEY

FOR Walter Taner



Scale: 1" = 50'



Note: Survey Performed
Using Iron Pipe found
in Plat of LAKE
EDINA 2nd. ADDITION.

- Denotes iron pipe set.
- Denotes iron pipe found in place.

I hereby certify that this is a true and correct representation of a survey of the boundaries of:
Lot 22, Block 4, LAKE EDINA 2nd ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

It also shows the location of a house located on the above parcel. As surveyed by me this 16th day of August, 1984.

[Signature]
Harry S. Johnson, Land Surveyor
Minnesota Reg. No. 5065

CITY OF EDINA
DRAINAGE AND UTILITY EASEMENT
~~PUBLIC RIGHT-OF-WAY~~ VACATION APPLICATION

Date Initiated January 29, 1985

Mahmoud Nagib and Mounica Hasson, by and through Bryce D. Huemoeller, Esq., attorney,
1) hereby petition the City Council of the City of Edina to vacate ~~all~~ ^{part} of the following described public right-of-way:

- | | | |
|---|--|--|
| <input type="checkbox"/> Street | <input type="checkbox"/> Alley | <input checked="" type="checkbox"/> Utility Easement |
| <input checked="" type="checkbox"/> Drainage Easement | <input type="checkbox"/> Other _____
(describe) | |

Description of area proposed to be vacated: All that part of the ten (10) foot drainage and utility easement along the southeasterly line of Lot 22, Block 4, LAKE EDINA 2ND ADDITION, Hennepin County, Minnesota, according to the recorded plat thereof, lying northwesterly of a line drawn parallel with and distant 9.00 feet northwesterly of the southeasterly line of said Lot 22.

TOTAL 15.00

01/31/85

Attach copy of scaled drawing showing in full detail the proposed vacation, and the plus or minus 6.4 inch encroachment of the house constructed on Lot 22 on to the easement.

Signature *Bryce D. Huemoeller*
Bryce D. Huemoeller, Attorney for Petitioners
Address 16670 Franklin Trail SE
Prior Lake, MN 55372
Telephone (612) 447-2131

2) Review

CITY ENGINEER by _____ Acceptable Opposed Conditional
Conditions _____

MINNEGASCO by _____ Acceptable Opposed Conditional
Conditions _____

N.W. BELL by _____ Acceptable Opposed Conditional
Conditions _____

N.S.P. by _____ Acceptable Opposed Conditional
Conditions _____

10-3350



HARRY S. JOHNSON COMPANIES, INC.

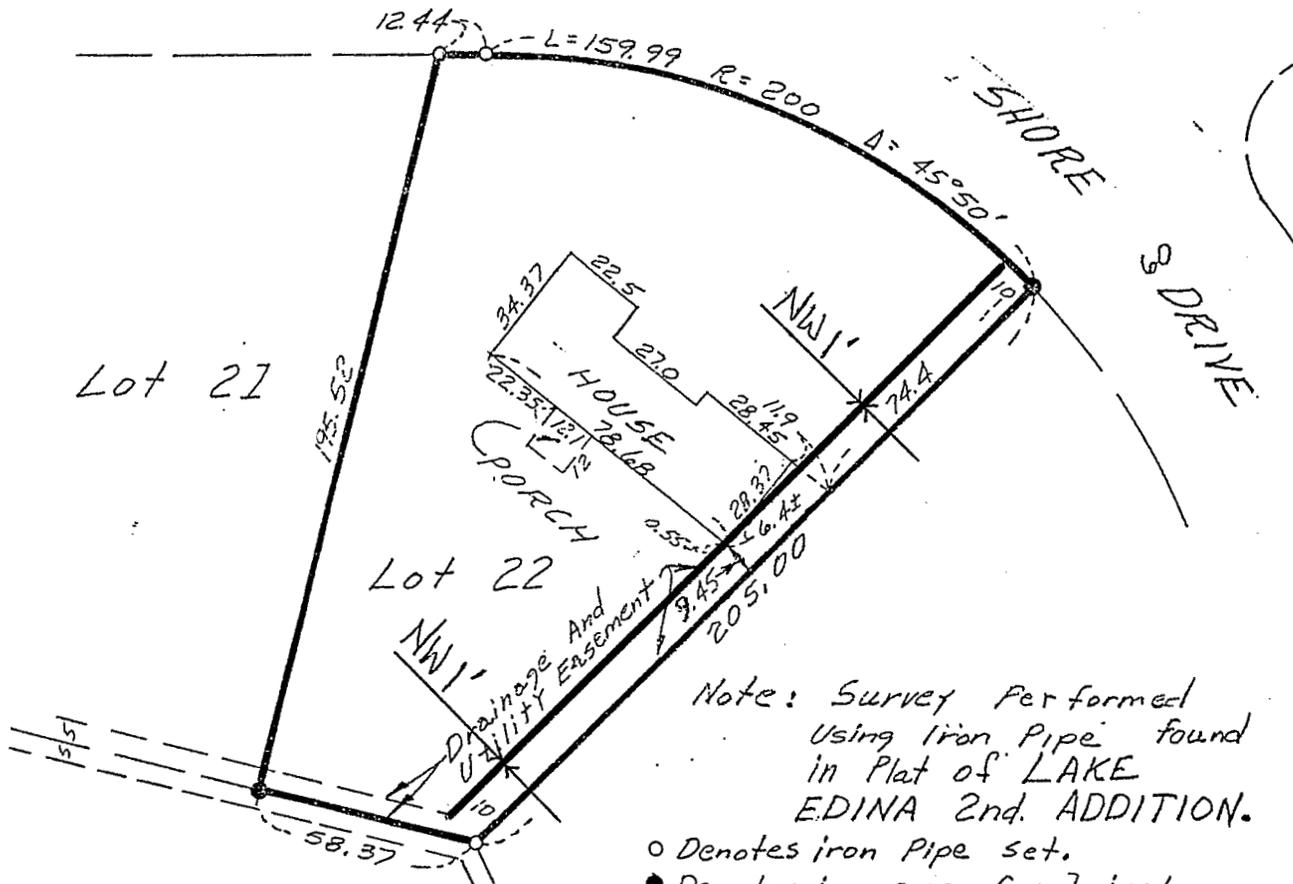
401 WEST 79TH STREET
BLOOMINGTON, MINNESOTA 55420
PHONE (612) 884-5341

CERTIFICATE OF SURVEY FOR Walter Taner



Scale: 1" = 50'

WEST
S HIBISCUS AVENUE



Note: Survey Performed
 Using Iron Pipe found
 in Plat of LAKE
 EDINA 2nd. ADDITION.

- Denotes iron Pipe set.
- Denotes iron pipe found inplace.

I hereby certify that this is a true and correct representation of a survey of the boundaries of:
 Lot 22, Block 4, LAKE EDINA 2nd ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

It also shows the location of a house located on the above parcel. As surveyed by me this 16th day of August, 1984.

[Signature]
 Harry S. Johnson, Land Surveyor
 Minnesota Reg. No. 5065

BRYCE D. HUEMOELLER

ATTORNEY AT LAW

P.O. BOX 67

16670 FRANKLIN TR. S.E.

PRIOR LAKE, MINNESOTA 55372

(612) 447-2131

JAMES D. BATES
OF COUNSEL

January 29, 1985

City Clerk
City of Edina
4801 West 50th Street
Edina, MN 55424

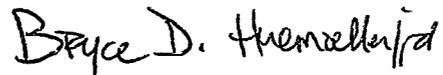
RE: Drainage and Utility Easement
Vacation Application

Dear Madam:

Enclosed for your review please find a Drainage and Utility Easement Vacation Application upon Lot 22, Block 4, LAKE EDINA 2ND ADDITION, Hennepin County, Minnesota. I am also enclosing a check for \$75 for the fee in this matter.

Would you please notify me if it is necessary to attend the council meeting and if you need any additional information. Thank you.

Sincerely yours,



Bryce D. Huemoeller

BDH:jd

Enclosures