

10/5/81 UTILITY & DRAINAGE EASEMENT  
Lots 14 & 16, Block 1, Edina Interchange  
3rd Addition

1/20/82

Tom says he will not file  
until the <sup>new</sup> easement is  
filed

2/8 Continue to hold  
perform

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

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on October 5, 1981, adopted a Resolution Vacating Easement for Utility and Drainage Purposes, 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 utility and drainage purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

The Southerly five feet (5') of Lot 14 and the Northerly five feet  
(5') of Lot 16, Block 1, Edina Interchange 3rd Addition

subject to receipt by the City of a new utility and drainage easement in recordable form, over Lot 16, Block 1, Edina Interchange Center Third Addition, duly executed and delivered to the City of Edina, without cost to the City of Edina.

The time of completion of proceedings and the effective date of said vacation is the date following the filing of said new utility and drainage easement.

BY ORDER OF THE EDINA CITY COUNCIL.

\_\_\_\_\_  
Florence B. Hallberg  
City Clerk, City of Edina

CERTIFICATION OF MINUTES RELATING TO  
VACATION OF UTILITY AND DRAINAGE EASEMENT IN  
LOTS 14 AND 16, BLOCK 1, EDINA INTERCHANGE 3RD ADDITION

Meeting of the City Council, City of Edina

A Regular Meeting held on Monday, October 5, 1981, in Edina City Hall  
Council Chambers

Members present: Bredeesen, Richards, Schmidt, Turner, Courtney

Members absent: None

Documents attached:

Minutes of Public Hearing on Vacation of Easement for Utility  
and Drainage Purposes

Certification of Minutes

Notice of Completion of Proceedings

I, the undersigned duly qualified and acting Clerk for the City of Edina, do hereby certify that the documents attached hereto, as described above, have been carefully compared with the original records in my legal custody, from which they have been transcribed; that said documents are a correct and complete transcript of the minutes of a meeting of the City Council of the City of Edina and correct and complete copies of all resolutions and other actions taken and of all documents approved by the City Council at said meeting, so far as they relate to said easement vacation; and that said meeting was duly held by the City Council at the time and place and was attended throughout by the members indicated above, pursuant to call and notice of such meeting given as required by law.

WITNESS my hand officially as such City Clerk this 18th day of January, 1982.

---

Florence B. Hallberg, City Clerk



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

RESOLUTION VACATING  
EASEMENT FOR UTILITY AND DRAINAGE PURPOSES

WHEREAS, a resolution of the City Council, adopted the 31st day of August, 1981, fixed a date for a public hearing on a proposed vacation for utility and drainage purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 5th day of October, 1981, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, THE Council deems it to be in the best interest of the City and of the public that said utility and drainage easement vacation be made; 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 utility and drainage easement be and is vacated effective upon receipt of a new easement, in recordable form, duly executed and delivered without cost to the City of Edina:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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.

ADOPTED this 5th day of October, 1981.

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

CERTIFICATE OF ACTING CITY CLERK

I, the undersigned duly appointed and Acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 5, 1981, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 11th day of August, 1982.

*Marcella M. Daehn*  
\_\_\_\_\_  
Acting City Clerk



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

RESOLUTION VACATING  
EASEMENT FOR UTILITY AND DRAINAGE PURPOSES

WHEREAS, a resolution of the City Council, adopted the 31st day of August, 1981, fixed a date for a public hearing on a proposed vacation for utility and drainage purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 5th day of October, 1981, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, THE Council deems it to be in the best interest of the City and of the public that said utility and drainage easement vacation be made; 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 utility and drainage easement be and is vacated effective upon receipt of a new easement, in recordable form, duly executed and delivered without cost to the City of Edina:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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.

ADOPTED this 5th day of October, 1981.

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

CERTIFICATE OF ACTING CITY CLERK

I, the undersigned duly appointed and Acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 5, 1981, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 11th day of August, 1982.

Maulla M. Dack  
Acting City Clerk

RESOLUTION VACATING  
EASEMENT FOR UTILITY AND DRAINAGE PURPOSES

WHEREAS, a resolution of the City Council, adopted the 31st day of August, 1981, fixed a date for a public hearing on a proposed vacation for utility and drainage purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 5th day of October, 1981, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, THE Council deems it to be in the best interest of the City and of the public that said utility and drainage easement vacation be made; 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 utility and drainage easement be and is vacated effective upon receipt of a new easement, in recordable form, duly executed and delivered without cost to the City of Edina:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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.

ADOPTED this 5th day of October, 1981.

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

CERTIFICATE OF ACTING CITY CLERK

I, the undersigned duly appointed and Acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 5, 1981, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 11th day of August, 1982.

\_\_\_\_\_  
Acting City Clerk

RESOLUTION VACATING  
EASEMENT FOR UTILITY AND DRAINAGE PURPOSES

WHEREAS, a resolution of the City Council, adopted the 31st day of August, 1981, fixed a date for a public hearing on a proposed vacation for utility and drainage purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 5th day of October, 1981, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council deems it to be in the best interest of the City and of the public that said utility and drainage easement vacation be made; 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 utility and drainage easement be and is vacated effective upon receipt of new easement, in recordable form, duly executed and delivered without cost to the City of Edina:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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.

ADOPTED this 5th day of October, 1981.



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

January 19, 1982

Mr. Thomas S. Erickson  
2200 First Bank Place East  
Minneapolis, MN 55402

Dear Tom:

Enclosed herewith are Notice of Completion of Proceedings and certified copies of minutes for the following vacations:

1. Garden Avenue
2. W. 62nd St (Lots 5, 6, 7, Block 1, Mikulay's Addition)
3. Utility and Drainage Easement in Lots 14 and 16, Block 1, Edina Interchange 3rd Addition

Will you please see that these documents are filed?

Yours very truly,

A handwritten signature in cursive script, appearing to read 'Florence'.

City Clerk

Enclosures

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

CERTIFICATE OF ACTING CITY CLERK

I, the undersigned duly appointed and Acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 5, 1981, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 1. . . . .

\_\_\_\_\_  
City Clerk

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 Sept 11, 19 81, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing/Mailing List - 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 14 day of Sept, 19 81.

Lawrence B Hallberg  
Edina City Clerk

CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR UTILITY AND DRAINAGE PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, MINNESOTA

NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

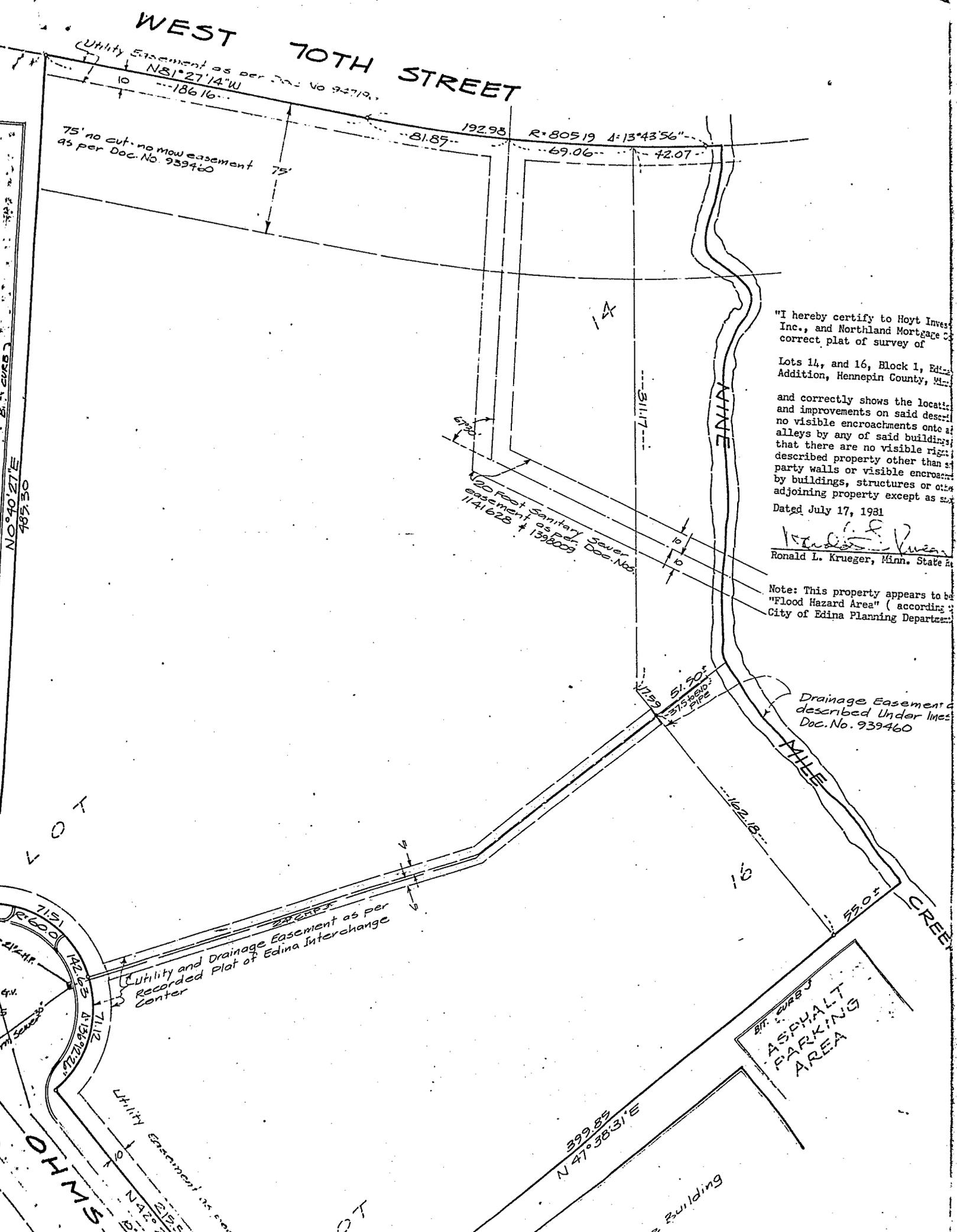
All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing 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 areas 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

Florence B. Hallberg  
City Clerk

September 4, 1981

# WEST 70TH STREET



"I hereby certify to Hoyt Invest  
 Inc., and Northland Mortgage Co.  
 correct plat of survey of  
 Lots 14, and 16, Block 1, Edina  
 Addition, Hennepin County, Minn.  
 and correctly shows the locatio  
 and improvements on said descri  
 no visible encroachments onto ad  
 alleys by any of said buildings;  
 that there are no visible right  
 described property other than st  
 party walls or visible encroachm  
 by buildings, structures or othe  
 adjoining property except as stat  
 Dated July 17, 1981  
 Ronald L. Krueger, Minn. State R

Note: This property appears to be  
 "Flood Hazard Area" ( according  
 City of Edina Planning Departmen

Drainage Easement  
 described Under lines  
 Doc.No. 939460

Utility Easement as per Doc No 93719,  
 N81°27'14"W  
 ---186.16---

75' no cut, no mow easement  
 as per Doc.No. 939460

120 foot Sanitary Sewer  
 easement as per  
 1141628 + 139809 Doc.No.

N0°40'27"E  
 485.30

Utility and Drainage Easement as per  
 Recorded Plat of Edina Interchange  
 Center

ASPHALT  
 PARKING  
 AREA

Building

Mailing List

Notice of Public Hearing  
Easement Vacation - Lots 14 + 16 - Edina  
Interchange 3rd Addn.

Edina Interchange 3rd Addn.

L 14 - 09-116-21-22-0025 Galaxy Builders  
135 W. 97th St 55420

16 - 09-116-21-22-0027

Bruce K. Hoyt  
150 W. 88th St.

Steve - 884-4338

Wm. Schramm

Miss. Gas Co.

739 Marquette Ave - 55402

Don Romain

N.W. Bell Telephone Co

5532 Co. Rd 18 S.

Hopkins 55343

Stearl E. Fraser

Normandale ~~Center~~

5309 W. 76th St 55435

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

AFFIDAVIT OF POSTING NOTICE OF HEARING ON  
VACATION OF EASEMENT(S) FOR PURPOSES OF  
Utility and Drainage

The undersigned, being first duly sworn, upon oath deposes and says that he is the qualified and acting ~~Police Patrolman~~<sup>C.S.O.</sup> for the City of Edina, Hennepin County, Minnesota, and that on September 11, 1981, he posted the notice of hearing on vacation of easement(s) to be held on October 5, 1981, a true and correct copy of which is hereto attached, at each of the following public and conspicuous places within the City in a manner likely to attract attention:  
1. City Hall, 4801 W. 50th Street 2. 50th & France Business Area, 3922 W. 50th Street 3. ~~Amundson Avenue Shopping Center.~~

Said easement(s) being described as follows:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

Victor Korte 9-12-81  
Police Patrolman  
C.S.O.

Subscribed and sworn to before me,  
this 12 day of Sept, 1981.

Lawrence D. Hauck  
Notary Public, Hennepin County, Minnesota  
My commission expires:

CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR UTILITY AND DRAINAGE PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, MINNESOTA

NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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 areas 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

Florence B. Hallberg  
City Clerk

September 4, 1981

DAILY REPORT - EDINA POLICE

ANIMAL CONTROL & CSO

OFFICER V. KONTZEL Car No. 26202 Date 9-12-81

Mileage Out 1222.2 Mileage In 284.8 Total Mileage 63.6

Time	Activities
1500	10-31 CHECKS
1630	ZONE 11
1740	PUT UP NEW LETTERING ON MARQUIS
1800	
1800	ASSIST DISPATCH
1840	
1900	POST BULLETINS - CITY HALL - 50 FRANCE -
1920	
2100	BLOOMINGTON POUND 1 DROP OFF -
2150	1 MALMUTE - OWNER WILL PU ON 9-13-81
2200	ASSIST DISPATCH

ANIMALS ON HAND

ANIMAL CONTROL	#	Time
Calls & Complaints	0	00
Citations	0	
Warnings	0	
Impounds	1	.8
DOA	0	00
Animal Bites	0	0
TOTAL	1	.8

OTHER DUTIES	#	Time
Dispatching	2	1.5
Deliveries	1	.3
Administrative	1	.3
Details		
Motorist Assists		
Public Assists		
Other 10-31	1	1.5
TOTAL	5	3.6

 **SUN**  
**NEWSPAPERS**

**AFFIDAVIT OF PUBLICATION**

**EDINA SUN**

7401 Bush Lake Road

Edina, Minnesota

State of Minnesota  
County of Hennepin

D. K. MORTENSON, being duly sworn, on oath says he is and during all times here stated has been the vice president and general manager of the newspaper know as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once every week. (3) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisement. (4) Said newspaper is circulated in and near the municipalities which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Edina in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper is made available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making the applicable payment. (8) Said newspaper has complied with all foregoing conditions for at least one year preceding the day or dates of publication mentioned below. (9) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter and affidavit in the form prescribed by the Secretary of State and signed by the managing officer of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of Public Hearing hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for TWO successive weeks;

that it was first so published on Wed. the 9 day of Sept., 19 81

and was thereafter printed and published on every Wednesday to and including

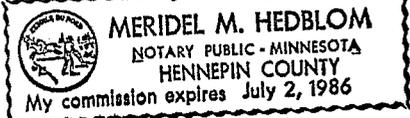
Wed. the 16 day of Sept., 19 81 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz

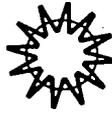
D. K. Mortenson

Subscribed and sworn to before me this 17 day of Sept, 19 81

Meridel M. Hedblom



(Official Publication)  
CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
**NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS  
FOR UTILITY AND DRAINAGE  
PURPOSES IN THE CITY OF  
EDINA, COUNTY OF HENNEPIN,  
MINNESOTA**  
NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:  
The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition.  
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 areas 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  
FLORENCE B. HALLBERG  
City Clerk  
(Sept. 9 & 16, 1981)-ED



# SUN NEWSPAPERS

## AFFIDAVIT OF PUBLICATION

# EDINA SUN

7401 Bush Lake Road

Edina, Minnesota

State of Minnesota  
County of Hennepin

D. K. MORTENSON, being duly sworn, on oath says he is and during all times here stated has been the vice president and general manager of the newspaper know as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once every week. (3) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisement. (4) Said newspaper is circulated in and near the municipalities which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Edina in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper is made available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making the applicable payment. (8) Said newspaper has complied with all foregoing conditions for at least one year preceding the day or dates of publication mentioned below. (9) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter and affidavit in the form prescribed by the Secretary of State and signed by the managing officer of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of Public Hearing hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for Two successive weeks;

that it was first so published on Wed. the 9 day of Sept., 19 81

and was thereafter printed and published on every Wednesday to and including

Wed. the 16 day of Sept., 19 81 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz

D. K. Mortenson

Subscribed and sworn to before me this 17 day of Sept, 19 81

Meridel M. Hedblom

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

(Official Publication)  
CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
**NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS  
FOR UTILITY AND DRAINAGE  
PURPOSES IN THE CITY OF  
EDINA, COUNTY OF HENNEPIN,  
MINNESOTA**  
NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:  
The Southern five feet (5') of Lot 14 and the Northern five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition.  
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 areas 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  
FLORENCE B. HALLBERG  
City Clerk  
(Sept. 9 & 16, 1981) -ED

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by \_\_\_\_\_  Acceptable  Opposed  Conditional

CONDITIONS \_\_\_\_\_

MINNEGASCO by \_\_\_\_\_  Acceptable  Opposed  Conditional

CONDITIONS \_\_\_\_\_

NORTHWESTERN BELL by *Philip St. J. L.*  Acceptable  Opposed  Conditional  
*Engineer*

CONDITIONS \_\_\_\_\_

N.S.P. by \_\_\_\_\_  Acceptable  Opposed  Conditional

CONDITIONS \_\_\_\_\_

LOCATION \_\_\_\_\_

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR UTILITY AND DRAINAGE PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, MINNESOTA

NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

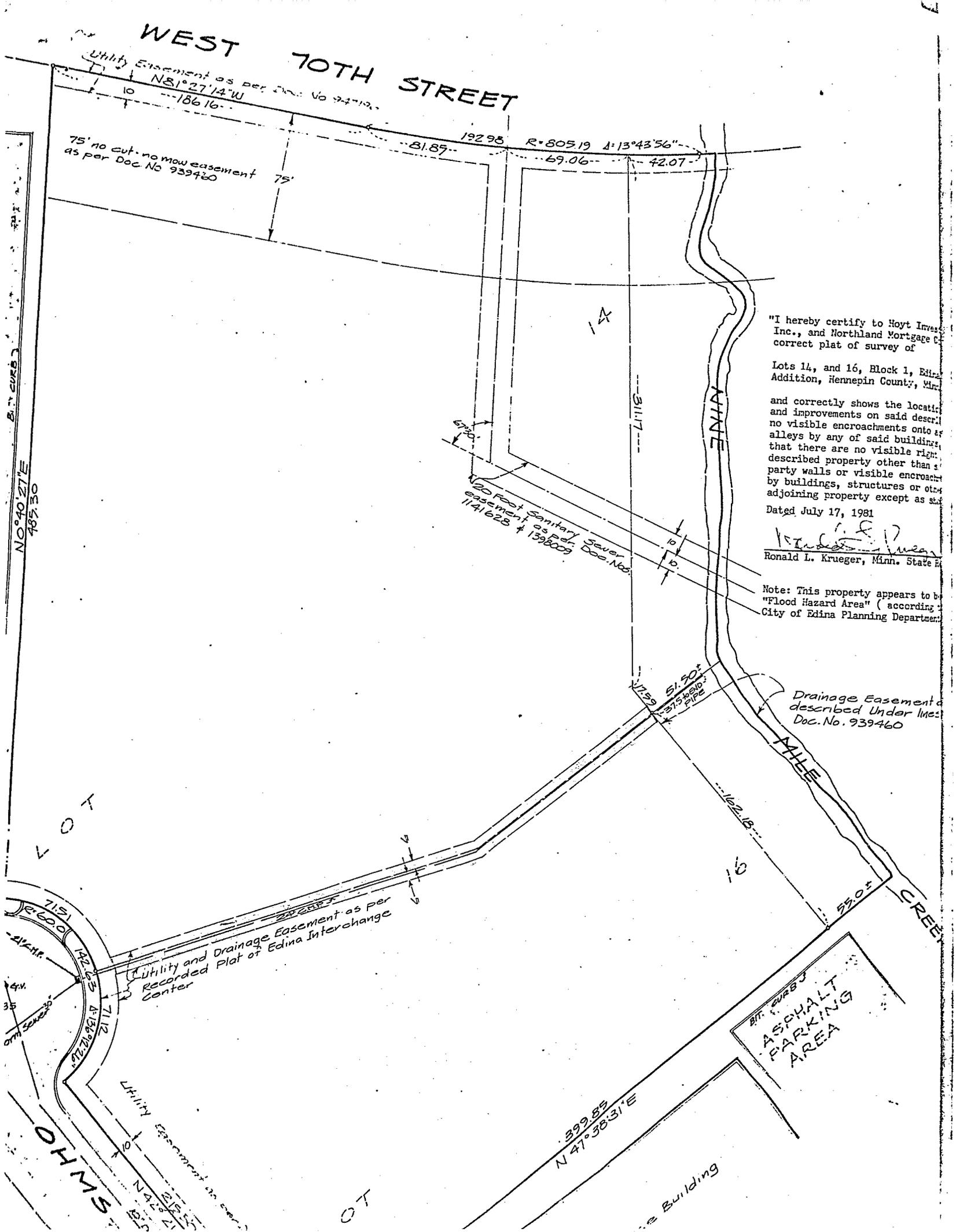
All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing 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 areas 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

Florence B. Hallberg  
City Clerk

September 4, 1981

# WEST 70TH STREET



"I hereby certify to Hoyt Investment Inc., and Northland Mortgage Co. correct plat of survey of

Lots 14, and 16, Block 1, Edina Addition, Hennepin County, Minn.

and correctly shows the location and improvements on said described property other than party walls or visible encroachments by buildings, structures or other adjoining property except as stated.

Dated July 17, 1981  
 Ronald L. Krueger, Minn. State Reg.

Note: This property appears to be "Flood Hazard Area" (according to City of Edina Planning Department)

Utility Easement as per Doc. No. 977-192  
 N81°27'14"W  
 186.16

75' no cut, no mow easement as per Doc. No. 939460

192.95 R=805.19 Δ=13°43'56"  
 81.85 69.06 42.07

120 foot Sanitary Sewer Easement as per Doc. No. 1741628 & 1398009

51.50' 15" 15" PIPE

Drainage Easement as described Under lines Doc. No. 939460

Utility and Drainage Easement as per Recorded Plat of Edina Interchange Center

ASPHALT PARKING AREA

399.89 N 47°38'31"E

Building

N 0°40'27"E 487.30

LOT

OHMS

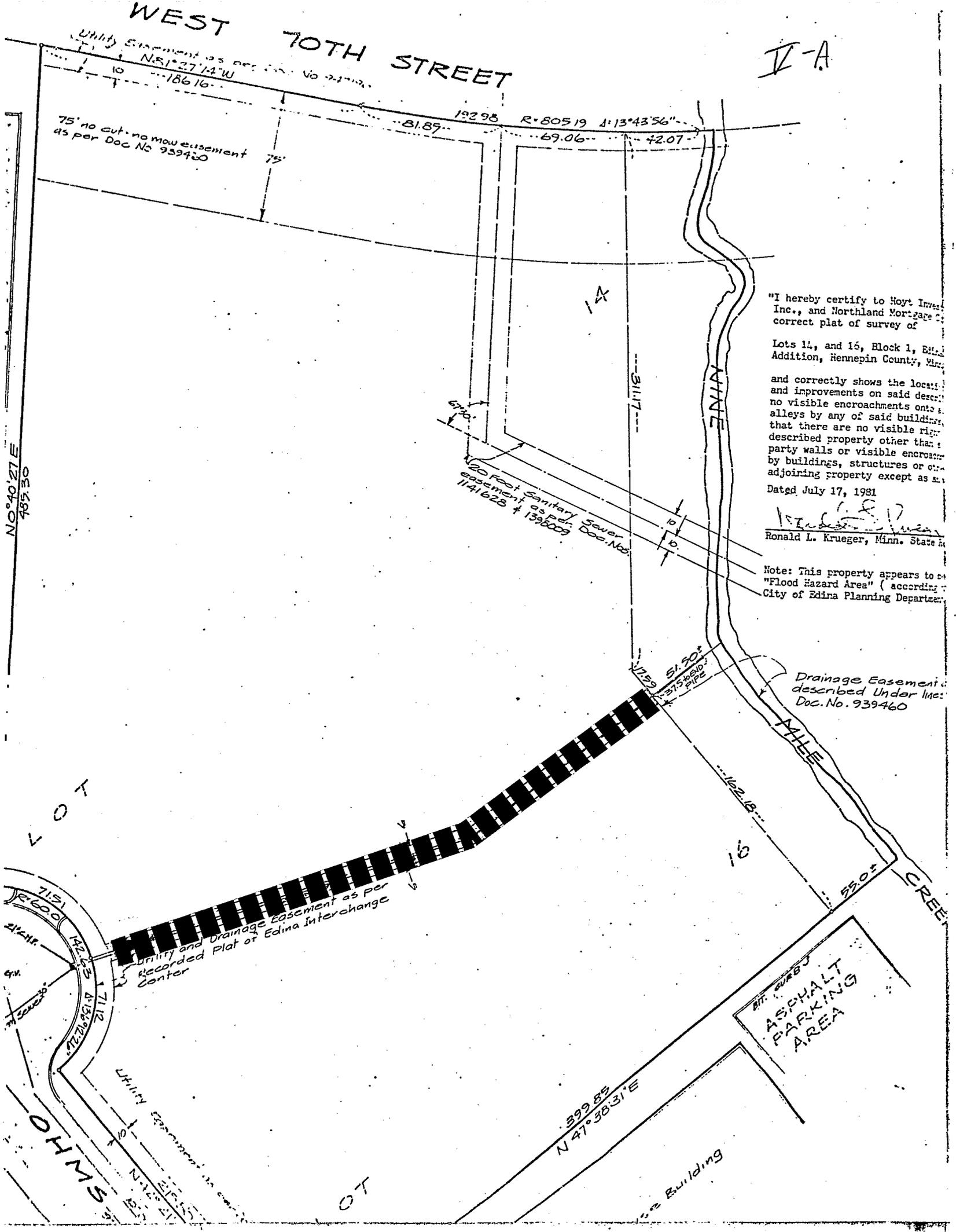
OT

CREEK

UTILITY Easement as per Doc. No. 977-192

# WEST 70TH STREET

V-A



"I hereby certify to Hoyt Investment Inc., and Northland Mortgage Co. correct plat of survey of

Lots 14, and 16, Block 1, Edina Addition, Hennepin County, Minn.

and correctly shows the location and improvements on said described property and no visible encroachments onto the alleys by any of said buildings, that there are no visible right party walls or visible encroachments by buildings, structures or other adjoining property except as shown. Dated July 17, 1981

Ronald L. Krueger, Minn. State Surveyor

Note: This property appears to be a "Flood Hazard Area" (according to City of Edina Planning Department)

Drainage Easement described Under lines Doc. No. 939460

ASPHALT PARKING AREA

Building

CREEK

N 40° 27' E 185.30

LOT

OHMS

LOT

399.85 N 47° 38' 31" E

51.50' 37.50' pipe

20 foot Sanitary Sewer easement as per Doc. No. 1141628 + 1398009

Utility and Drainage Easement as Per Recorded Plat of Edina Interchange Center

Utility easement as per Doc. No. 939460

75' no cut, no mow easement as per Doc No 939460

Utility Easement as per Doc. No. 939460 N 81° 27' 14" W 186.16'

192.98 R = 805.19 A = 13° 43' 56" 61.87 69.06 42.07

311.7

112.9

16

95.0'

10 10

67.0'

RESOLUTION VACATING  
EASEMENT FOR UTILITY AND DRAINAGE PURPOSES

WHEREAS, a resolution of the City Council, adopted the 31st day of August, 1981, fixed a date for a public hearing on a proposed vacation for utility and drainage purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 5th day of October, 1981, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council deems it to be in the best interest of the City and of the public that said utility and drainage easement vacation be made; 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 utility and drainage easement be and is vacated effective upon receipt of new easement, in recordable form, duly executed and delivered without cost to the City of Edina:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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.

ADOPTED this 5th day of October, 1981.

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

CERTIFICATE OF ACTING CITY CLERK

I, the undersigned duly appointed and Acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 5, 1981, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 13th day of November, 1981.

Flavene D. Hallberg  
Acting City Clerk

CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR UTILITY AND DRAINAGE PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, MINNESOTA

NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

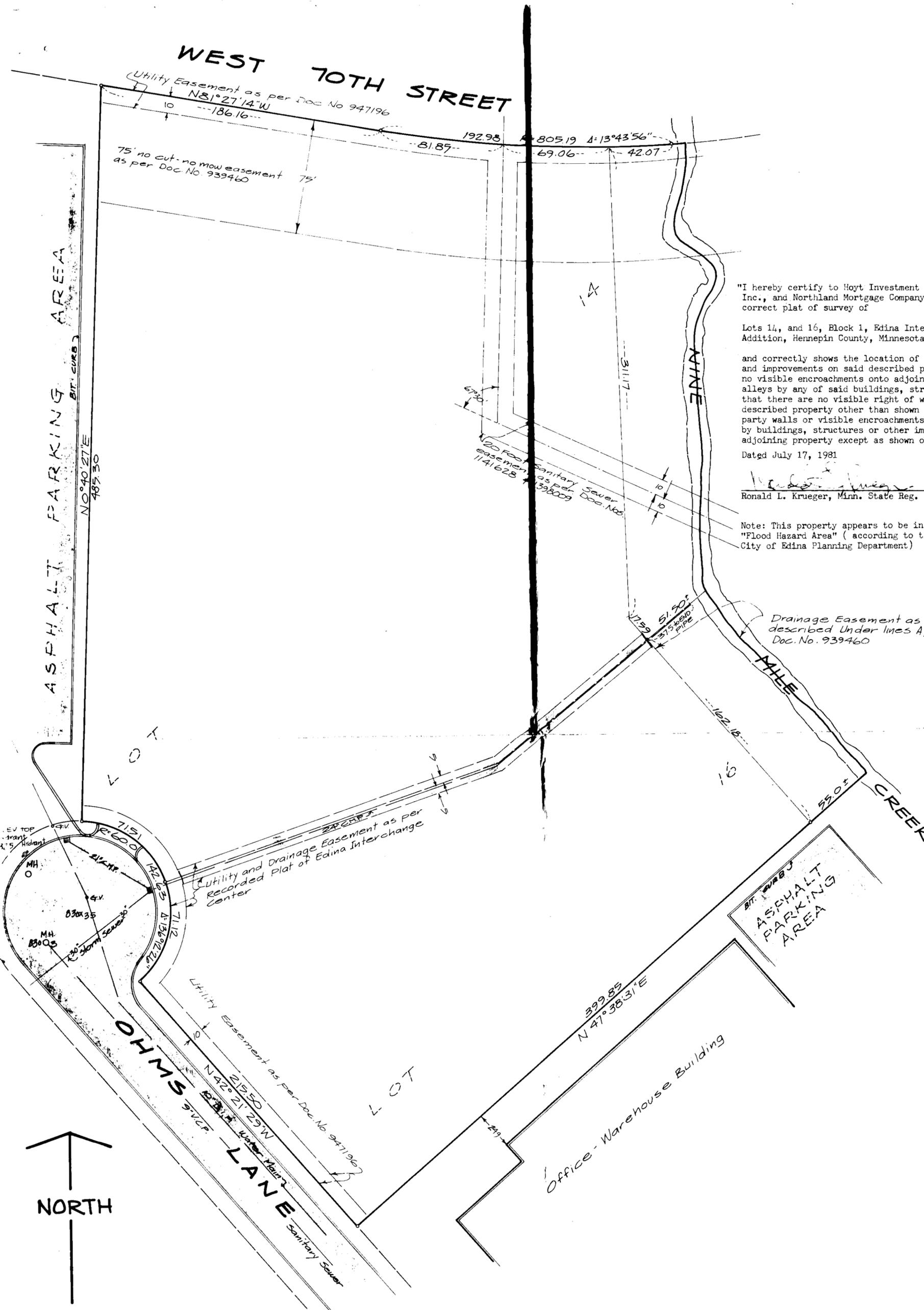
All persons who desire to be heard with respect to the question of whether or not the above proposed easement vacations are in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed easement vacations affect existing 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 areas 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

Florence B. Hallberg  
City Clerk

Please publish in the Edina Sun on September 9 and 16, 1981.  
Please send us two Affidavits of Publication.

# WEST 70TH STREET



"I hereby certify to Hoyt Investment Company, Title Services, Inc., and Northland Mortgage Company that this is a true and correct plat of survey of

Lots 14, and 16, Block 1, Edina Interchange Center Third Addition, Hennepin County, Minnesota

and correctly shows the location of all buildings, structures and improvements on said described property; that there are no visible encroachments onto adjoining properties, streets or alleys by any of said buildings, structures or improvements; that there are no visible right of ways or easements on said described property other than shown thereon; that there are no party walls or visible encroachments on said described property by buildings, structures or other improvements situated on adjoining property except as shown on said plat of survey."

Dated July 17, 1981

*Ronald L. Krueger*  
 Ronald L. Krueger, Minn. State Reg. No. 14374

Note: This property appears to be in the "Flood Hazard Area" (according to the City of Edina Planning Department)

Drainage Easement as described Under lines A, & B Doc. No. 939460

CERTIFICATE OF SURVEY for Hoyt Construction Company			
RON KRUEGER & ASSOCIATES, INC.			
REGISTERED LAND SURVEYORS			
6140 FLYING CLOUD DRIVE, EDEN PRAIRIE, MINN. 55344 PHONE 612-941-3030			
SCALE 1"=40'	REVISIONS	DRAWN BY	DATE
DATE July 16, 1981			
DR'N RLK CK'D			
JOB NO. 6201			
SEC. 9 T. 116 R. 21	BOOK	PAGE	

CITY OF EDINA

PUBLIC RIGHT-OF-WAY VACATION APPLICATION

Date Initiated 8/17/81

1) I hereby petition the City Council of the City of Edina to vacate all of the following described public right-of-way:

- Street
- Alley
- Utility Easement
- Drainage Easement
- Other \_\_\_\_\_  
(describe)

Description of area proposed to be vacated:

per attached drawing (area in red) southerly 5' of  
Lot 14 and the northerly 5' of Lot 16  
Edina Interchange 3rd Addition

Attach copy of scaled drawing showing in full detail the proposed vacation.

Signature Bruce Hoyt

Address 150 West St

Telephone 884-4338

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 \_\_\_\_\_

Bruce K. Hoyt  
Gayle J

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 DICK MULLEN  Acceptable  Opposed  Conditional

CONDITIONS \_\_\_\_\_

LOCATION 7101 - OHMS LANE

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR UTILITY AND DRAINAGE PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, MINNESOTA

NOTICE IS HEREBY GIVEN that the Edina City Council will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, October 5, 1981, at 7:00 o'clock p.m., for the purpose of holding a Public Hearing on the proposed vacation of the following easements for utility and drainage purposes:

The Southerly five feet (5') of Lot 14 and the Northerly five feet (5') of Lot 16, Block 1, Edina Interchange 3rd Addition

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 areas 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

Florence B. Hallberg  
City Clerk

September 4, 1981



CITY OF EDINA

PUBLIC RIGHT-OF-WAY VACATION APPLICATION

Date Initiated May 7, 1981

1) I hereby petition the City Council of the City of Edina to vacate all of the following described public right-of-way:

- Street                       Alley                       Utility Easement
- Drainage Easement             Other Easement for sanitary sewer  
(describe)

Description of area proposed to be vacated:

See attached Document No. 3613416

Attach copy of scaled drawing showing in full detail the proposed vacation.

Ryan Construction Co. of MN, Inc.  
 Signature John P. Kelly  
 Address 7401 Metro Blvd., Edina, MN 55435  
 Telephone 835-7990

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 \_\_\_\_\_

3613418

*affects Ph. 5*

3 613 416

EASEMENT FOR SANITARY SEWER

THIS INSTRUMENT, Made this 27 day of May, 1966 by and between Tanner Brothers Properties, a corporation under the laws of the State of Minnesota, party of the first part, and the Village of Edina, a municipal corporation organized under the laws of the State of Minnesota, party of the second part;

WITNESSETH, That the said party of the first part, in consideration of One and no/100 (\$1.00) Dollars, to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does Grant, Bargain, Sell, Convey and Warrant to said party of the second part an Easement in perpetuity for sanitary sewer purposes, including the right to enter for the purpose of constructing, maintaining, altering, repairing and reconstructing a sanitary sewer system in and over the following described property situate in the County of Hennepin and State of Minnesota, to-wit:

"A". A strip of land ten feet (10') in width, the center line of which is described as follows:

Commencing at a point one hundred feet (100') west of the east line of Government Lot 2, Section 9, Township 116, Range 21; which point is six feet (6') south of the center line of Hibiscus Avenue extended westerly; thence westerly to a point which is one hundred seventy-six feet (176') west of the east line of said Government Lot 2 and sixteen feet (16') south of the center line of Hibiscus Avenue extended; thence westerly to a point which is five feet (5') east of the west line of the east twenty-three and thirty-six hundredths (23.36) acres of said Government Lot 2, except road and sixteen feet (16') south of the center line of Hibiscus Avenue extended; thence southerly five feet (5') east of and parallel to the west line of the east twenty-three and thirty-six hundredths (23.36) acres of said Government Lot 2 to the south line of the north nine hundred fifty-five and five tenths feet (955.5') of the east twenty-three and thirty-six hundredths (23.36) acres of said Government Lot 2, except road.

*APPEARS TO BE MOST NO. HIBISCUS SEWER AND SEE SHEET.*

"B". Also a triangle of land described as follows:

Commencing at a point which is twenty-one feet (21') south of the center line of Hibiscus Avenue extended westerly and ten feet (10') east of the west line of the east twenty-three and thirty-six hundredths (23.36) acres of said Lot 2, except road; thence easterly, parallel to the center line of Hibiscus Avenue extended a distance of twenty feet (20'); thence southerly to a point which is forty-one feet (41') south of the center line of Hibiscus Avenue extended and ten feet (10') east of the west line of the east twenty-three and thirty-six hundredths (23.36) acres of said Lot 2, except road; thence northerly to point of beginning.

This instrument is exempt from State Seal Tax

JULY 13 1966

3 613 416

1-2x

It is the intention and agreement of the Parties hereto that the party of the second part shall in the construction, or maintenance of said sanitary sewer replace any shrubs or sod removed by any excavation in connection with such construction or maintenance work, in as nearly as possible the same condition as before such excavation.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

JOHNSON BROTHERS PROPERTIES, a partnership

In Presence of:

AP Uguid  
AP Uguid

By Thomas Johnson  
A Partner  
By Carroll W. Johnson  
A Partner

STATE OF MINNESOTA }  
COUNTY OF HENNEPIN } ss.

On this 27 day of May, A.D. 1966, before me, a Notary Public within and for said County, personally appeared

Thomas W. Johnson and Carroll W. Johnson  
Partners of Johnson Brothers ~~and~~ Properties, a partnership

to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed, and the free act and deed of said partnership.

FREDERIC E. JOHNSON  
Notary Public, Hennepin County, Minn.  
My Commission Expires Mar. 12, 1970.

FredERIC E. Johnson

(Notarial Seal)

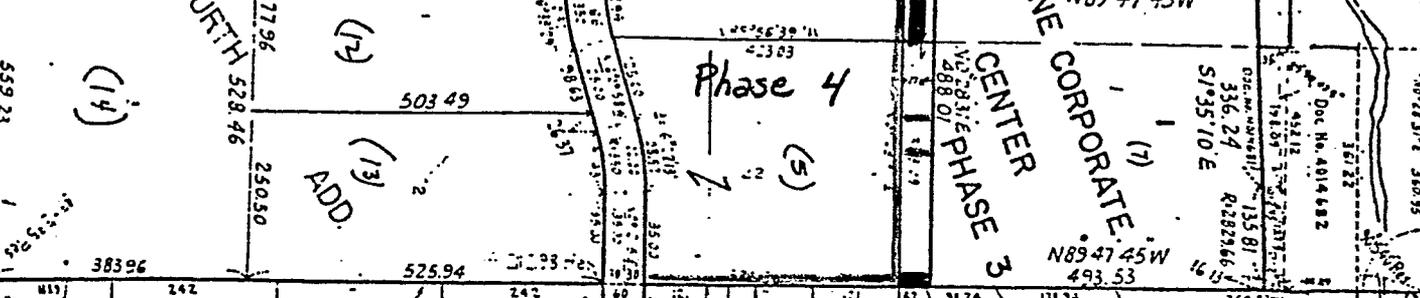
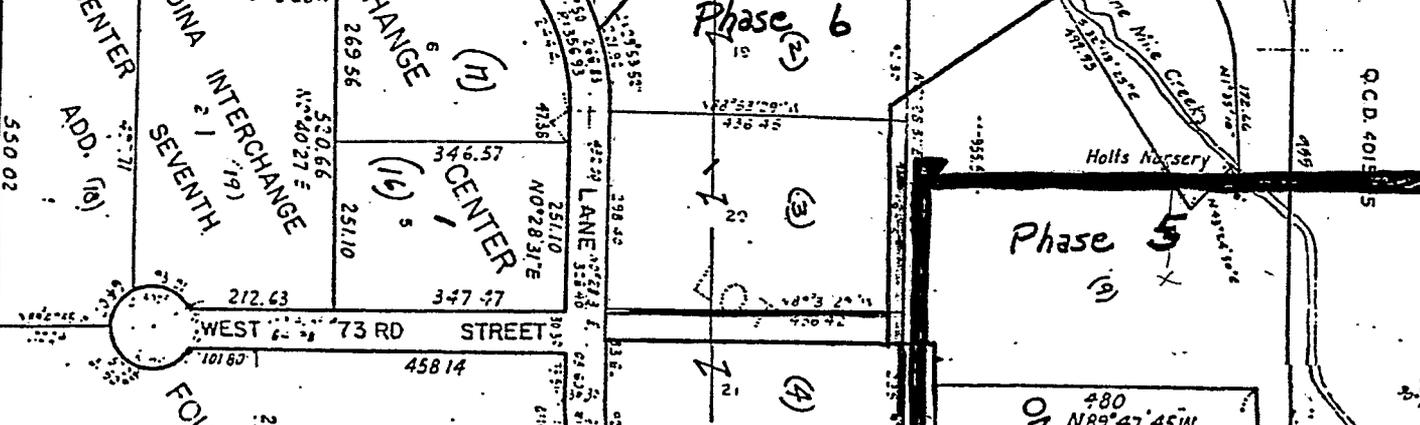
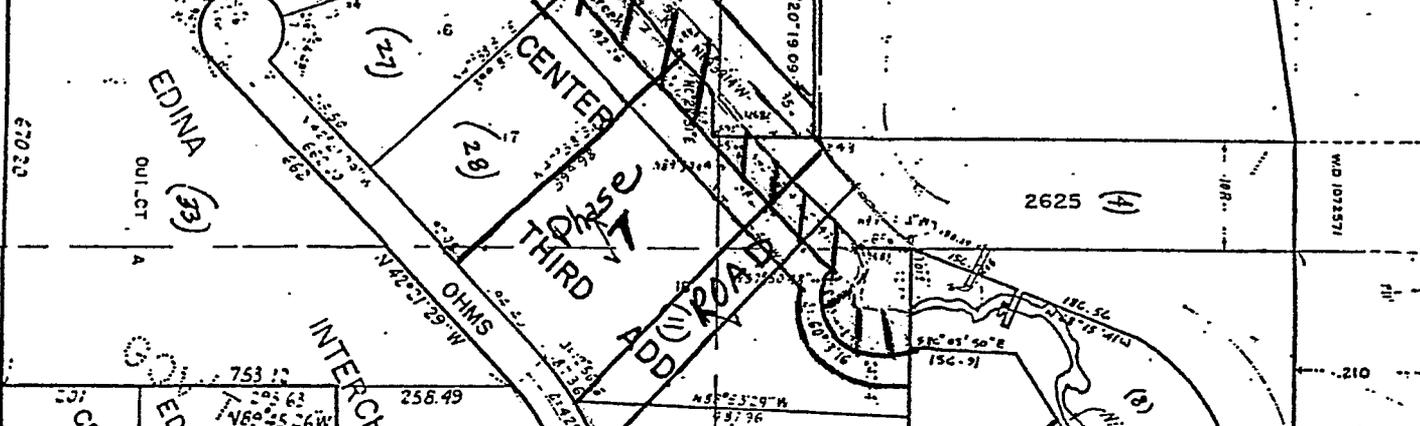
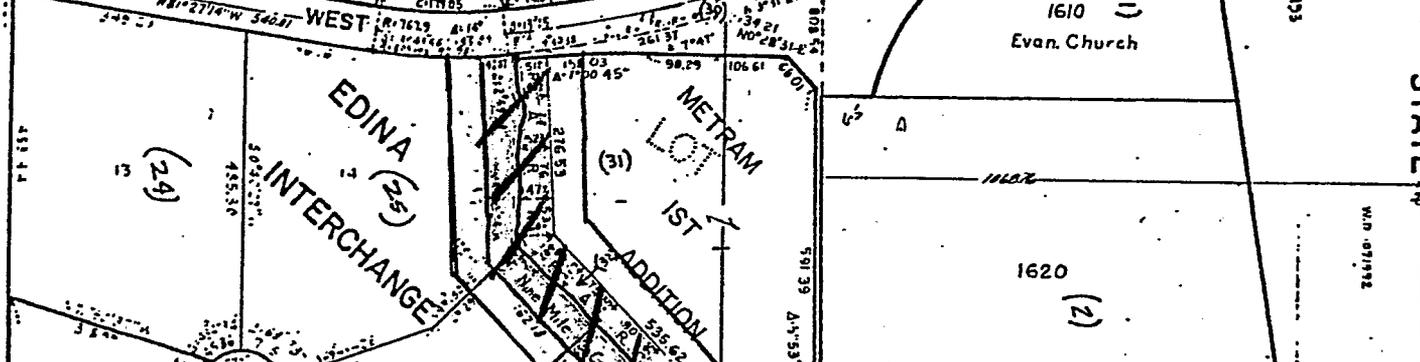
JULY 13 1966

BROOKVIEW

HEIGHTS

2ND

8 ADD.



22

23

STATE

2644.79 Fcs

SEC. 8, T. 111

