

6/1/81            SANITARY SEWER EASEMENT  
One Corporate Center, Phases 4 and 5

RESOLUTION VACATING  
EASEMENT FOR SANITARY SEWER PURPOSES

WHEREAS, a resolution of the City Council, adopted the 4th day of May, 1981, fixed a date for a public hearing on a proposed vacation of easement for sanitary sewer purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 1st day of June, 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 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 only that part of the following described portion of the sanitary sewer easement located on One Corporate Center Phase 4 or One Corporate Center Phase 5 be and is vacated effective upon new sanitary sewer easements being shown on the plats for One Corporate Center Phase 4 and One Corporate Center Phase 5:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwest-erly 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 ("B").

Provided, however, that after due consideration, the Council has determined and hereby specified that the foregoing vacation shall not affect, and there is hereby continued, reserved, and retained, the following existing easements and authority in, on, and under the above vacated area:

(a) The authority of Northern States Power Company to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the electric poles and lines now in, on, or under the above vacated area;

and that the 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 1st day of June, 1981.

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 attached and foregoing resolution was duly adopted by the Edina City Council at its Regular Meeting of June 1, 1981, and as recorded in the Minutes of said Regular Meeting, and that new sanitary sewer easements are shown on the plats for One Corporate Center Phase 4 and One Corporate Center Phase 5, as required in said resolution.

WITNESS my hand and seal of said City this 2nd day of July, 1981.

Flourance D. Hallberg  
City Clerk

RESOLUTION VACATING  
EASEMENT FOR SANITARY SEWER PURPOSES

WHEREAS, a resolution of the City Council, adopted the 4th day of May, 1981, fixed a date for a public hearing on a proposed vacation of easement for sanitary sewer purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 1st day of June, 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 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 only that part of the following described portion of the sanitary sewer easement located on One Corporate Center Phase 4 or One Corporate Center Phase 5 be and is vacated effective upon new sanitary sewer easements being shown on the plats for One Corporate Center Phase 4 and One Corporate Center Phase 5:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwest-erly 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 ("B").

Provided, however, that after due consideration, the Council has determined and hereby specified that the foregoing vacation shall not affect, and there is hereby continued, reserved, and retained, the following existing easements and authority in, on, and under the above vacated area:

(a) The authority of Northern States Power Company to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the electric poles and lines now in, on, or under the above vacated area;

and that the 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 1st day of June, 1981.

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 attached and foregoing resolution was duly adopted by the Edina City Council at its Regular Meeting of June 1, 1981, and as recorded in the Minutes of said Regular Meeting, and that new sanitary sewer easements are shown on the plats for One Corporate Center Phase 4 and One Corporate Center Phase 5, as required in said resolution.

WITNESS my hand and seal of said City this 2nd day of July, 1981.

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

DORSEY, WINDHORST, HANNAFORD, WHITNEY & HALLADAY

2200 FIRST BANK PLACE EAST  
MINNEAPOLIS, MINNESOTA 55402

(612) 340-2600

CABLE: DOROW  
TELEX: 29-0605

TELECOPIER: (612) 340-2868

880 W-FIRST NATIONAL BANK BUILDING  
ST. PAUL, MINNESOTA 55101  
(612) 227-8017

P.O. BOX 848  
340 FIRST NATIONAL BANK BUILDING  
ROCHESTER, MINNESOTA 55903  
(507) 288-3156

201 DAVIDSON BUILDING  
8 THIRD STREET NORTH  
GREAT FALLS, MONTANA 59401  
(406) 727-3632

1150 RING BUILDING  
1200 18TH STREET N.W.  
WASHINGTON, D.C. 20036  
(202) 296-2780  
(800) 424-2942

312 FIRST NATIONAL BANK BUILDING  
WAYZATA, MINNESOTA 55391  
(612) 475-0373

30 RUE LA BOËTIE  
75008 PARIS, FRANCE  
TEL: (1) 562 32 50

November 4, 1981

DENNIS P BURATTI  
ROBERT L. HOBBS  
BARRY D. GLAZER  
IRVING WEISER  
STEPHEN E. GOTTSCHALK  
KENNETH L. CUTLER  
OWEN C. MARY  
GARY M. JOHNSON  
ROBERT G. BAYER  
STUART R. HEMPHILL  
J. JACKSON  
W. CHARLES LANTZ  
J. MARQUIS EASTWOOD  
EDWARD J. PLUMMER  
J. ROBERT HIBBS  
BRUCE W. BURTON  
SUZANNE B. VAN DYK  
STEVEN F. WOLGAMOT  
JAMES E. BOWLUS  
THOMAS D. VANDER MOLEN  
MARK A. JARBOE  
PAUL B. KLAAS  
MARGERY K. OTTO  
RONALD J. BROWN  
CATHERINE A. BARTLETT  
DAVID J. LUBBEN  
BRUCE J. SHNIDER  
GEORGE G. ECK  
BARBARA B. FARRELL  
MARIANNE D. SHORT  
MICHAEL E. REESLUND  
ELIZABETH A. GOODMAN  
MARIANNE E. DURKIN  
ROBERT J. DWYER, JR.  
BRIAN PALMER  
JEROME P. GILLIGAN  
DIANE D. MALFELD  
WILLIAM J. BERENS  
JAMES D. ALT  
JOEL W. LAVINTMAN  
JEFFREY W. SOGARDO

MARILYN J. JUSTMAN  
TIMOTHY J. CARLIN  
BARBARA J. McADOO  
JOSEPH R. LIESCH  
JOHN H. LINDSTROM  
CRAIG D. DIVINEY  
THOMAS E. POPOVICH  
SUSAN L. THOMPSON  
PHILIP M. CHEN  
JOHN T. KRAMER  
PAUL M. TORSERSON  
JOYCE M. CONNELLY  
TIMOTHY J. WALSH  
JOSEPH C. GONNELLA  
MARK E. HAMEL  
STEPHEN P. KELLEY  
PAMELA A. FERGEN  
CHERYL L. GRASMOEN  
JAY L. SWANSON  
GARY L. BRISBIN  
RANDALL B. OHM  
JAMES R. DORAN  
REGINA C. WILLIAMS-ROTAR  
JAMES B. LYNCH  
KEVIN W. FOISE  
DANIEL P. O'KEEFE  
CHARLES L. SWEERIS  
MICHAEL J. WAKOSKE  
LORI-JEAN GILLE  
RONALD M. AMUNDSON  
ROY A. GINSBURG

OF COUNSEL  
WALDO F. MARQUART  
JOHN F. FINN  
LEWIS L. ANDERSON  
RUDOLPHE LOW

\*ADMITTED IN MONTANA

HENRY HALLADAY  
ARTHUR B. WHITNEY  
RUSSELL W. LINDQUIST  
DAVID R. BRINK  
HORACE HITCH  
ROBERT J. JOHNSON  
MAYNARD B. HASSELOQUIST  
PETER DORSEY  
GEORGE P. FLANNERY  
CURTIS L. ROY  
ARTHUR E. WEISBERG  
DUANE E. JOSEPH  
JAMES B. VESSEY  
WILLIAM A. WHITLOCK  
EDWARD J. SCHWARTZBAUER  
THOMAS M. BROWN  
CORNELIUS D. MAHONEY, JR.  
WILLIAM C. BABCOCK  
THOMAS S. ERICKSON  
MICHAEL E. BRESS  
RAYMOND A. REISTER  
JOHN J. TAYLOR  
WILLIAM J. HEMPEL  
JOHN S. HIBBS  
ROBERT O. FLOTTEN  
JOHN D. LEVINE  
ROBERT J. STRUYK  
MICHAEL A. OLSON  
LARRY W. JOHNSON  
THOMAS S. HAY  
G. LARRY GRIFFITH  
CRAIG A. BECK  
DAVID L. McCUSKEY  
THOMAS O. MOE  
JAMES H. O'HAGAN  
JOHN M. MASON  
LOREN R. KNOTT  
PHILIP H. MARTIN  
REESE C. JOHNSON  
CHARLES J. HAUENSTEIN  
CHARLES A. GEER

JOHN C. ZWAKMAN  
JOHN R. WICKS  
EUGENE L. JOHNSON  
JOHN W. WINDHORST, JR.  
MICHAEL PRICHARD  
JOHN F. VITKO  
WILLIAM R. SOTH  
RICHARD G. SWANSON  
FATH L. OHMAN  
DAVID A. RANHEIM  
ROBERT J. SILVERMAN  
THOMAS R. MANTHEY  
WILLIAM R. HIBBS  
PHILIP F. BOELTER  
WILLIAM B. PAYNE  
ROBERT A. HEIBERG  
JOHN D. KIRBY  
ROBERT A. SCHWARTZBAUER  
DAVID N. FROEJK  
THOMAS W. TINKHAM  
JON F. TUTTLE  
EMERY W. BARTLE  
WILLIAM A. JOHNSTONE  
STEVEN K. CHAMPLIN  
MICHAEL J. RADMER  
MICHAEL TRUCANO  
JAMES A. FLADER  
DAVID L. BOEHREN  
MICHAEL A. LEFOND  
DON D. CARLSON  
PALL J. SCHEEBER  
WILLIAM J. KEPPEL  
FRANK H. VOIGT  
WILLIAM H. HIPPEE, JR.  
ROBERT A. BURNS  
ROBER J. MAGNUSON  
PETER S. HENDRIXSON  
JAY F. COOK  
STANLEY M. REIN  
VERLANE L. ENDORF

Ms. Florence B. Hallberg  
City of Edina  
4801 West 50th Street  
Edina, Minnesota 55424

Re: One Corporate Center Phases 4 and 5

Dear Florence:

Pursuant to our telephone conversation of yesterday, I enclose herewith a copy of the recorded Resolution Vacating Easement for Sanitary Sewer Purposes within the above-referenced property.

If you have any questions or need anything further, please let me know.

Very truly yours,



Marie S. Wilson  
Assistant to Duane E. Joseph

MSW/plh

Enclosure



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

RESOLUTION VACATING  
EASEMENT FOR SANITARY SEWER PURPOSES

WHEREAS, a resolution of the City Council, adopted the 4th day of May, 1981, fixed a date for a public hearing on a proposed vacation of easement for sanitary sewer purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 1st day of June, 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 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 only that part of the following described portion of the sanitary sewer easement located on One Corporate Center Phase 4 or One Corporate Center Phase 5 be and is vacated effective upon new sanitary sewer easements being shown on the plats for One Corporate Center Phase 4 and One Corporate Center Phase 5:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwesterly 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 ("B").

Provided, however, that after due consideration, the Council has determined and hereby specified that the foregoing vacation shall not affect, and there is hereby continued, reserved, and retained, the following existing easements and authority in, on, and under the above vacated area:

- (a) The authority of Northern States Power Company to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the electric poles and lines now in, on, or under the above vacated area;

and that the 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 1st day of June, 1981.

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 attached and foregoing resolution was duly adopted by the Edina City Council at its Regular Meeting of June 1, 1981, and as recorded in the Minutes of said Regular Meeting, and that new sanitary sewer easements are shown on the plats for One Corporate Center Phase 4 and One Corporate Center Phase 5, as required in said resolution.

WITNESS my hand and seal of said City this 2nd day of July, 1981.

TRANSFER ENTERED  
DEPARTMENT OF PROPERTY TAXATION

JUL 9 1981

*[Handwritten signature]*

*Florence B. [unclear]*  
City Clerk



4655854

JUL 10 11 58 54 \$ 005.0000

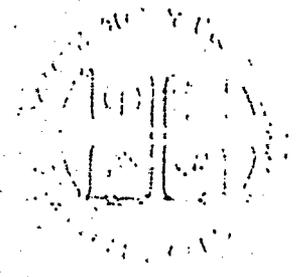
115116

OFFICE OF COUNTY RECORDER  
 HENNING COUNTY, TENNESSEE  
 CERTIFIED FILED AND OR  
 RECORDED ON

1981 JUL 10 AM 9:39

AS DOCUMENT # 4655854

*[Signature]*  
 COUNTY RECORDER



BOX 333

475  
28  
11



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

July 2, 1981

Ms. Marie S. Wilson, Assistant  
to Duane E. Joseph  
Dorsey Windhorst et al  
2200 1st Bank Place East  
Minneapolis, MN 55402

Dear Marie:

Enclosed at long last are duplicate copies of resolutions and completions of proceedings relative to the sanitary sewer easement vacation for the One Corporate Center properties.

Please call me if all is not in order.

Yours very truly,

City Clerk

enclosures

11/3/81

Left call -

Filing information?

Marie Wilson

checking -

DORSEY, WINDHORST, HANNAFORD, WHITNEY & HALLADAY

2300 FIRST NATIONAL BANK BUILDING  
MINNEAPOLIS, MINNESOTA 55402

(612) 340-2600

CABLE: DOROW  
TELEX: 29-0605  
TELECOPIER: (612) 340-2868

880 W-FIRST NATIONAL BANK BLDG.  
ST. PAUL, MINNESOTA 55101  
(612) 227-8017

115 THIRD STREET SOUTHWEST  
ROCHESTER, MINNESOTA 55901  
(507) 288-3156

312 FIRST NATIONAL BANK BLDG.  
WAYZATA, MINNESOTA 55391  
(612) 475-0373

June 26, 1981

JAMES A. FLADER  
DAVID L. BOEHNEN  
MICHEL A. LAFOND  
DON D. CARLSON  
PAUL J. SCHEERER  
WILLIAM J. KEPPEL  
FRANK H. VOIGT  
WILLIAM H. HIPPEE, JR.  
ROBERT A. BURNS  
ROGER J. MAGNUSON  
PETER S. HENDRIXSON  
JAY F. COOK  
STANLEY M. REIN  
CHARLES L. POTUZNIK  
VERLANE L. ENDORF  
DENNIS P. BURATTI  
ROBERT L. HOBBS  
BARRY D. GLAZER  
IRVING WEISER  
STEPHEN E. GOTTSCHALK  
KENNETH L. CUTLER  
OWEN C. HARK  
J. ROBERT HIBBS  
MICHAEL E. MURPHY  
GARY M. JOHNSON  
ROBERT G. BAYER  
SUZANNE B. VAN DYK  
STUART R. HEMPHILL  
J. DAVID JACKSON  
W. CHARLES LANTZ  
STEVEN F. WOLGAMOT  
J. MARQUIS EASTWOOD  
EDWARD J. PLUMER  
JAMES E. BOWLUS

THOMAS D. VANDER MOLEN  
MARK A. JARBOE  
PAUL B. KLAAS  
MARGERY K. OTTO  
RONALD J. BROWN  
MARC L. KRUGER  
CATHERINE A. BARTLETT  
DAVID J. LUBBEN  
BRUCE J. SHNIDER  
GEORGE G. ECK  
DARRON C. KNUTSON  
BARBARA B. FARRELL  
LENZA McELRATH, JR.  
MARIANNE D. SHORT  
MICHAEL E. REESLUND  
ELIZABETH A. GOODMAN  
MARIANNE E. DURKIN  
JOHN K. ELLINGBOE  
ROBERT J. DWYER, JR.  
BRIAN L. NORDWALL  
BRIAN E. PALMER  
MICHAEL T. WESTERMEYER  
JEROME P. GILLIGAN  
DIANE D. MALFELD  
DEBORAH S. KLEINMAN  
WILLIAM J. BERENS  
JAMES D. ALT

OF COUNSEL  
WALDO F. MARQUART  
JOHN F. FINN

HENRY HALLADAY  
JULE W. HANNAFORD  
ARTHUR B. WHITNEY  
RUSSELL W. LINDQUIST  
DAVID R. BRINK  
HORACE HITCH  
ROBERT J. JOHNSON  
MAYNARD B. HASSELOQUIST  
PETER DORSEY  
GEORGE P. FLANNERY  
CURTIS L. ROY  
ARTHUR E. WEISBERG  
DUANE E. JOSEPH  
JAMES B. VESSEY  
WILLIAM A. WHITLOCK  
EDWARD J. SCHWARTZBAUER  
THOMAS M. BROWN  
CORNELIUS D. MAHONEY, JR.  
WILLIAM C. BABCOCK  
THOMAS S. ERICKSON  
MICHAEL E. BRESS  
RAYMOND A. REISTER  
JOHN J. TAYLOR  
WILLIAM J. HEMPEL  
JOHN S. HIBBS  
ROBERT O. FLOTTEN  
JOHN D. LEVINE  
ROBERT J. STRUYK  
MICHAEL A. OLSON  
LARRY W. JOHNSON  
THOMAS S. HAY  
G. LARRY GRIFFITH  
CRAIG A. BECK  
DAVID L. MCCUSKEY

THOMAS O. MOE  
JAMES H. OHAGAN  
JOHN M. MASON  
LOREN R. KNOTT  
PHILLIP H. MARTIN  
REESE C. JOHNSON  
CHARLES J. HAUENSTEIN  
CHARLES A. GEER  
JOHN C. ZWAKMAN  
JOHN R. WICKS  
EUGENE L. JOHNSON  
JOHN W. WINDHORST, JR.  
MICHAEL PRICHARD  
JOHN P. VITKO  
WILLIAM R. SOTH  
RICHARD G. SWANSON  
FAITH L. OHMAN  
DAVID A. RANHEIM  
ROBERT J. SILVERMAN  
THOMAS R. MANTHEY  
WILLIAM R. HIBBS  
PHILIP F. BOELTER  
WILLIAM B. PAYNE  
ROBERT A. HEIBERG  
JOHN D. KIRBY  
ROBERT A. SCHWARTZBAUER  
DAVID W. FROHEK  
THOMAS W. TINKHAM  
JON F. TUTTLE  
EMERY W. BARTLE  
WILLIAM A. JOHNSON  
STEVEN K. CHAMPLIN  
MICHAEL J. RADMER  
MICHAEL TRUCANO

Ms. Florence Hallberg  
City of Edina  
4801 West 50th Street  
Edina, Minnesota 55424

Re: Sanitary Sewer Vacation  
One Corporate Center Phase 4

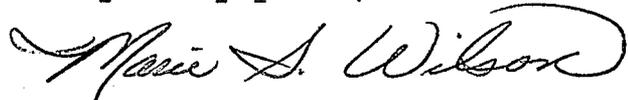
Dear Florence:

Enclosed herewith is a copy of the Vacation Application with the document in question attached, which we discussed yesterday.

Once a Resolution has been prepared, would you please forward a certified copy thereof to us for filing purposes.

If you have any questions, please call me at 340-2881.

Very truly yours,



Marie S. Wilson, Assistant  
to Duane E. Joseph

MSW:jn  
Enclosure

The time of completion of proceedings and the effective date of said vacation is June 2, 1981.

DATED this 2nd day of July, 1981.

BY ORDER OF THE CITY COUNCIL  
CITY OF EDINA

---

Florence B. Hallberg  
City Clerk, City of Edina

NOTICE OF COMPLETION OF PROCEEDINGS  
ON VACATION OF EASEMENT FOR SANITARY SEWER PURPOSES  
IN THE CITY OF EDINA  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on June 1, 1981, adopted a Resolution Vacating Easement for Sanitary Sewer 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 sanitary sewer purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwesterly 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 ("B").

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

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR SANITARY SEWER PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, 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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwesterly 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 ("B").

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

May 14, 1981



3478398

EASEMENT FOR SANITARY SEWER

THIS INSTRUMENT, Made this 12th day of May, 1964, by  
and between Carl Eiken and Esther Eiken, husband and wife

\_\_\_\_\_ of the County of Hennepin  
and State of Minnesota, parties 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 parties of the first part, in considera-  
tion of One and no/100 (1.00) Dollars, to them in that said by the said party  
of the second part, the receipt whereof is hereby acknowledged, do 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 situated in  
the County of Hennepin, in State of Minnesota, to-wit:

The west ten feet (10') of that part of the east twenty-three and  
thirty-six hundredths (23.36) acres of Government Lot 2, Section 9,  
Township 116, Range 21, except road, lying south of the north  
nine hundred fifty-five and five tenths feet (955.5') thereof.

Together with a temporary construction easement twenty feet (20')  
in width lying east of the east line of the aforementioned  
easement. Said temporary easement shall terminate on December 31,  
1964.

STATE DEED TAX DUE HEREON \$ 00

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 soil removed by any excavation in connection with such  
construction or maintenance work, in as nearly as possible the same condition as  
before such excavation.



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 Sanitary Sewer  
(describe)

Description of area proposed to be vacated:

See attached Document No. 3478398

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

Ryan Construction Company of Minnesota, Inc.

Signature By: [Signature]

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 \_\_\_\_\_

3478398

2444 MAY 21 1964

EASEMENT FOR SANITARY SEWER

THIS INSTRUMENT, Made this 12th day of May, 1964, by  
and between Carl Niska and Esther Niska, husband and wife

\_\_\_\_\_ of the County of Hennepin  
and State of Minnesota, parties 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 parties of the first part, in consideration of One and no/100 (1.00) Dollars, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, in Grant, Bargain, Sell, Convey and Warranty 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 re-constructing a sanitary sewer system in and over the following described property situated in the County of Hennepin, State of Minnesota, to-wit:

The west ten feet (10') of that part of the east twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying south of the north nine hundred fifty-five and five tenths feet (955.5') thereof.

Together with a temporary construction easement twenty feet (20') in width lying east of the east line of the aforementioned easement. Said temporary easement shall terminate on December 31, 1964.

STATE DEED TAX DUE HEREON 00

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 soil removed by any excavation in connection with such construction or maintenance work, in as nearly as possible the same condition as before such excavation.



HARRY S. JOHNSON  
LAND SURVEYORS INC.



Scale in Feet  
50 25 0 50 100

o Denotes Iron Monument

Bearings shown are based on an assumed datum.

# ONE CORPORATE CENTER PHASE 4

C.R. DOC. NO. \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS: That Ryan Construction Company of Minnesota, Incorporated, a Minnesota corporation, owner and proprietor of the following described land situate in the County of Hennepin, State of Minnesota, to-wit:

Lot 22, Block 1; and that part of Lot 21, Block 1; and that part of Outlot A, EDINA INTERCHANGE CENTER THIRD ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota; and that part of the East 23.36 acres of Government Lot 2, Section 9, Township 116, Range 21, described as follows:

Beginning at the southwest corner of Lot 1, Block 1, ONE CORPORATE CENTER PHASE 3, according to the recorded plat thereof; thence Northerly along the west line of said ONE CORPORATE CENTER PHASE 3 and the west line of ONE CORPORATE CENTER PHASE 5, according to the recorded plat thereof, a distance of 550 feet, more or less, to a point on the south line of ONE CORPORATE CENTER PHASE 5, distant 62.00 feet north of the northwest corner of said ONE CORPORATE CENTER PHASE 3; thence Westerly along the south line of said ONE CORPORATE CENTER PHASE 5 and its Westerly extension a distance of 464 feet, more or less, to the west line of said Lot 21; thence Southerly along the west line of said Lots 21 and 22, to the southwest corner of said Lot 22; thence Easterly along the south line of said Lot 22 and said Outlot A to the point of beginning.

Has caused the same to be surveyed and platted as ONE CORPORATE CENTER PHASE 4 and does hereby donate and dedicate to the public, for public use forever, the drainage and utility easements as shown on said plat.

In witness whereof said Ryan Construction Company of Minnesota, Incorporated, a Minnesota corporation, has caused these presents to be signed by its proper officer this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

SIGNED: Ryan Construction Company of Minnesota, Incorporated

\_\_\_\_\_, president  
James R. Ryan

STATE OF MINNESOTA

COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by James R. Ryan, president of said Ryan Construction Company of Minnesota, Incorporated, a Minnesota corporation, on behalf of said corporation.

Notary Public, \_\_\_\_\_ County, Minnesota  
My Commission Expires \_\_\_\_\_

I hereby certify that I have surveyed and platted the property described on this plat as ONE CORPORATE CENTER PHASE 4, that this plat is a correct representation of said survey; that all distances are correctly shown on said plat in feet and hundredths of a foot; that all monuments have been placed in the ground as shown on said plat; that the outside boundary lines are correctly designated and there are no wetlands or public highways to be designated.

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

STATE OF MINNESOTA

COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by Harry S. Johnson, Land Surveyor

Notary Public, \_\_\_\_\_ County, Minnesota  
My Commission Expires \_\_\_\_\_

EDINA, MINNESOTA

This plat of ONE CORPORATE CENTER PHASE 4 was approved and accepted by the City Planning and Zoning Commission of the City of Edina, Minnesota at a regular meeting thereof held this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

PLANNING AND ZONING COMMISSION  
CITY OF EDINA, MINNESOTA

By: \_\_\_\_\_ Its Chairman

EDINA, MINNESOTA

This plat of ONE CORPORATE CENTER PHASE 4 was approved and accepted by the City Council of Edina, Minnesota at a regular meeting thereof held this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

CITY COUNCIL OF EDINA, MINNESOTA

By \_\_\_\_\_ Mayor

By \_\_\_\_\_ Manager

PROPERTY TAXATION DEPARTMENT, Hennepin County, Minnesota

I hereby certify that there are no delinquent taxes for all years prior to 19\_\_\_\_ for land described on this plat. Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Vernon T. Hoppe, Director

By \_\_\_\_\_ Tax Clerk

SURVEY DIVISION, Hennepin County, Minnesota

Pursuant to Chapter 810 Minnesota Laws of 1969, this plat has been approved this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Robert L. Bakka, Hennepin County Surveyor

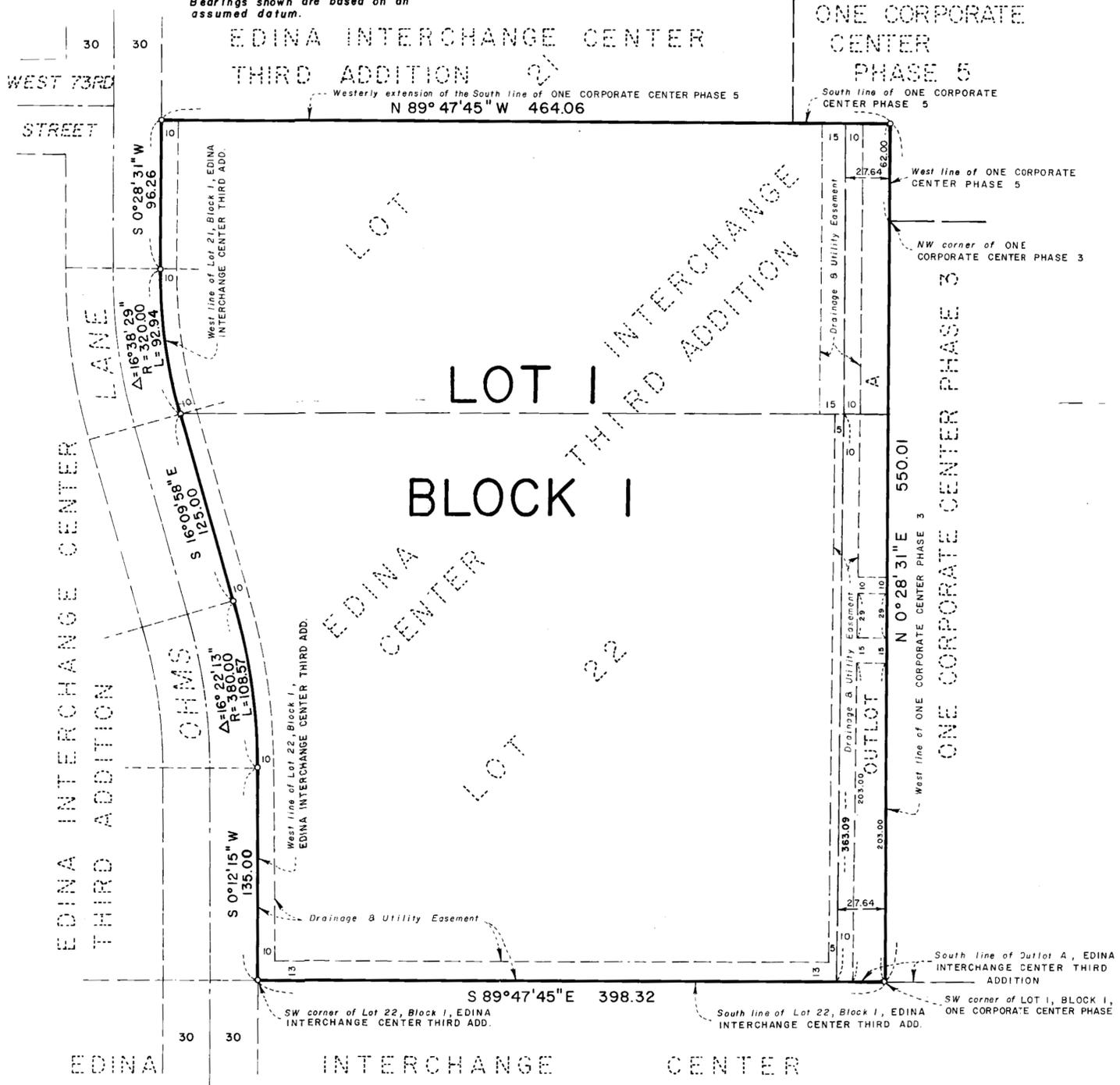
By \_\_\_\_\_

COUNTY RECORDER, Hennepin County, Minnesota

I hereby certify that the within plat of ONE CORPORATE CENTER PHASE 4 was filed for record in this office this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

R. Dan Carlson, County Recorder

By \_\_\_\_\_ Deputy



UNRECORDED COPY  
NOT CHECKED

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 May 14, 19 81, acting on behalf of said City I deposited in the United States mail copies of the attached, Mailing List - Notice of Public Hearing - Assessment (Exhibit A), enclosed in sealed envelopes, with postage thereon duly paid 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 the seal of said City this 15<sup>th</sup> day of May, 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 SANITARY SEWER PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, 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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwesterly 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 ("B").

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

May 14, 1981

Please publish in the Edina Sun on May 13, 1981.  
Please send us two Affidavits of Publication.  
Please send us one clipping.

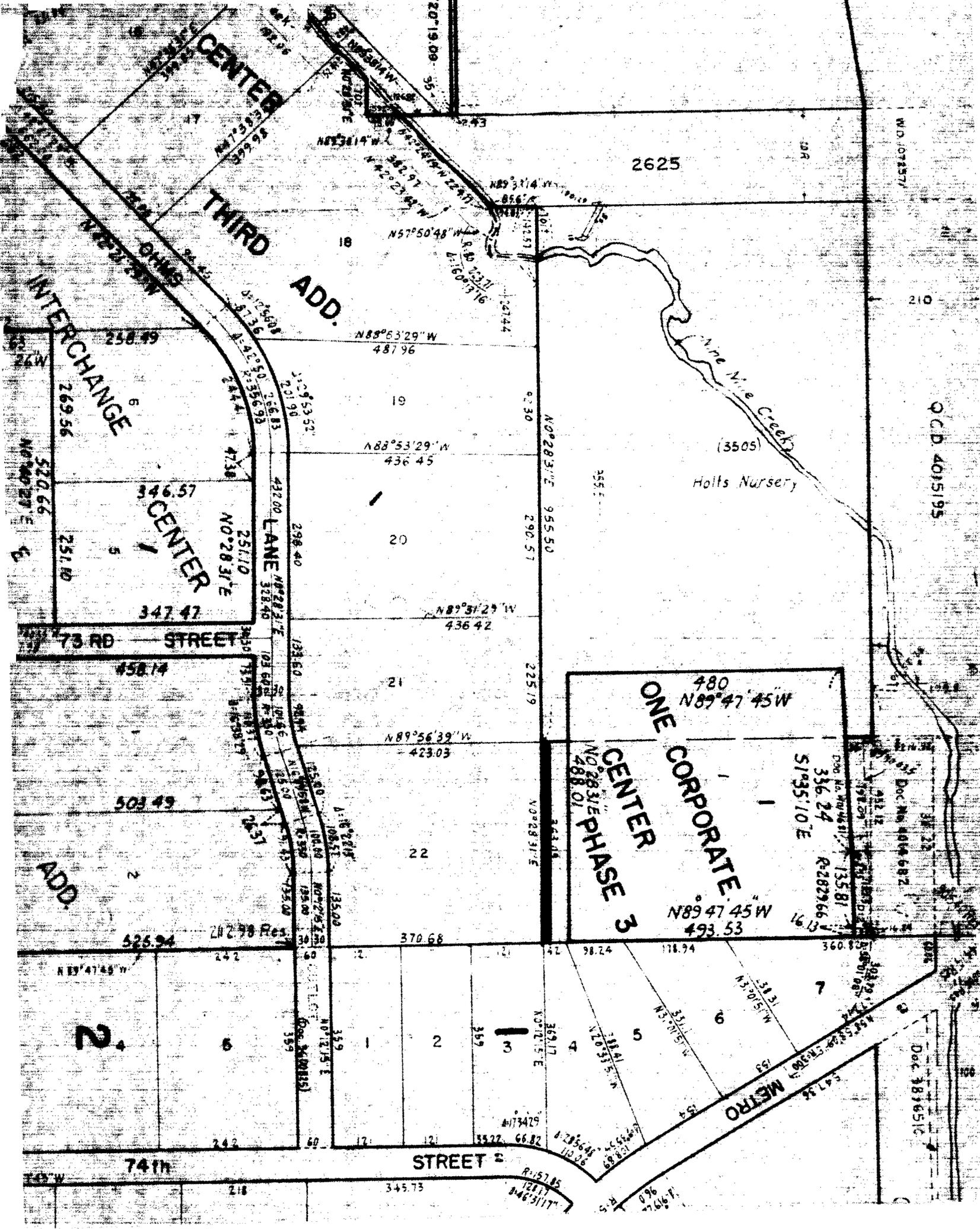
MAILING LIST - NOTICE OF PUBLIC HEARING - June 1, 1981

Mr. John Kelly  
Ryan Construction Co.  
7400 Metro Blvd.  
Edina 55435

Wm. Schramm  
Minnesota Gas Co.  
739 Marquette Ave.  
Minneapolis, MN 55402

Don Romain  
N. W. Bell Telephone Co.  
5532 County Rd. 18 S.  
Hopkins, MN 55343

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



CENTER  
THIRD ADD.

INTERCHANGE

CENTER

ONE CORPORATE  
CENTER  
PHASE 3

METRO

2625

Five Mile Creek  
(3505)  
Holts Nursery

Q.C.D. 4015195

73 RD STREET

ADD

74th STREET

Doc 181651C

Doc No. 400468Z  
336.24  
R282966  
S195°10'E  
16.13

2

3

6

7

218 345.73

R=157.85  
124.17  
D=63.117

Doc 181651C

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

NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS FOR SANITARY SEWER PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, 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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwesterly 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 ("B").

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

May 14, 1981

EASEMENT FOR SANITARY SEWER

THIS INSTRUMENT, Made this 27 day of May, 1966, by and between JOHNSON BROTHERS Properties, a <sup>Partnership</sup> 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:

APPEARS TO BE NO HIBISCUS SHOWN ON SEE SHEET.

"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.

"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 southwesterly 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 Deed Tax

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:

R.P. Liquid  
R.P. Liquid

By Thomas Johnson A Partner  
By Conrad W. Johnson A Partner

STATE OF MINNESOTA )  
                                  ) ss.  
COUNTY OF HENNEPIN )

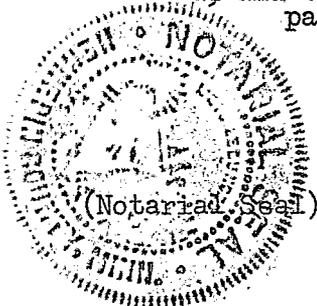
On this 27 day of May, A.D. 1966, before me, a Notary Public within and for said County, personally appeared

Thomas S. Johnson and Conrad W. Johnson  
Partners of Johnson Brothers ~~xxx~~ 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 C. JOHNSON  
Notary Public, Hennepin County, Minn.  
My Commission Expires Mar. 12, 1970.

Frederic C. Johnson



Es-m1

3613446

Johnson

REC FEE 332

COPY FEE 22

JUL 13-66 3 4 1 6 \$ 002.5000A

V

OFFICE OF REGISTER OF DEEDS  
STATE OF MINNESOTA  
COUNTY OF HENNEPIN

I hereby certify that the within instrument  
was filed for record in this office on the

13 day of JUL. A. D. 1966 at 930

o'clock P.M., and was duly recorded in book

2551 of leads page 554 etc.

Bernard J. Williams

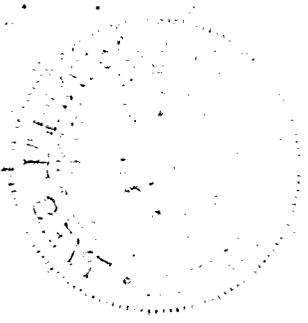
REGISTER OF DEEDS

By

*[Signature]*

DEPUTY REGISTER OF DEEDS

*[Faint handwritten notes]*



EASEMENT FOR SANITARY SEWER

THIS INSTRUMENT, Made this 27 day of May, 1966, by and between JOHNSON BROTHERS Partnership, 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.

"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 southwesterly 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 Deed Tax

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:

RP Stewart  
RP Stewart

By Thomas Johnson A Partner  
By Harold 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 J. Johnson and Harold 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 C. JOHNSON  
Notary Public, Hennepin County, Minn.  
My Commission Expires Mar. 12, 1970.

Frederic C. Johnson

(Notarial Seal)

1219

3613416

Duplicate  
Filing  
Certificate  
25 Cents

OFFICE OF REGISTER OF DEEDS  
STATE OF MINNESOTA

COUNTY OF HENNEPIN

I hereby certify that the within instrument  
was filed for record in this office on the

13 day of JUL A. D. 1966 at 9:20  
o'clock *AM*, and was duly recorded in book  
of \_\_\_\_\_ page \_\_\_\_\_

*Ben H. Allison*

REGISTER OF DEEDS

By

*R. J. SAKER*

DEPUTY REGISTER OF DEEDS

*Donny Owen et al  
B-340  
1966*



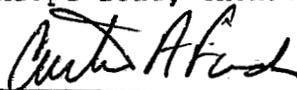
The undersigned, being first duly sworn, upon oath deposes and says that he is the qualified and acting Police Patrolman for the City of Edina, Hennepin County, Minnesota, and that on May 18, 1981, he posted the notice of hearing on vacation of easement(s) to be held on June 1, 1981, a true and correct 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:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

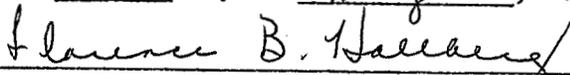
Also a triangle of land described as follows:

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 southwestwardly 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 ("B").



Police Patrolman

Subscribed and sworn to before me,  
this 18 day of May, 1981.



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 SANITARY SEWER PURPOSES  
IN THE CITY OF EDINA, COUNTY OF HENNEPIN, 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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and

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 southwestwesterly 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 ("B").

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

May 14, 1981

(Official Publication)  
CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS  
FOR SANITARY SEWER  
PURPOSES IN THE CITY OF  
EDINA, COUNTY OF HENNEPIN,  
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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and

2. 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; ("A"); and

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 southwesterly 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 ("B").

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

(May 13, 1981)-ED 2A 1C

(Official Publication)  
CITY OF EDINA  
4801 W. 50TH STREET  
EDINA, MINNESOTA 55424  
NOTICE OF PUBLIC HEARING  
ON VACATION OF EASEMENTS  
FOR SANITARY SEWER  
PURPOSES IN THE CITY OF  
EDINA, COUNTY OF HENNEPIN,  
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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and

2. 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; ("A"); and

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 southwesterly 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 ("B").

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

(May 13, 1981)-ED 2A 1C

 **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 One successive weeks;

that it was first so published on Wed the 13 day of May, 19 81

and was thereafter printed and published on every \_\_\_\_\_ to and including

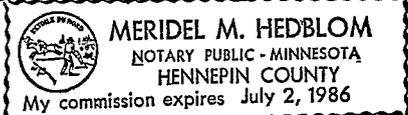
\_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_ and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz



Subscribed and sworn to before me this 13 day of May, 19 81






**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 one successive weeks

that it was first so published on Wed the 13 day of May, 19 81

and was thereafter printed and published on every \_\_\_\_\_ to and including

the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_ 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 13 day of May, 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 SANITARY SEWER  
 PURPOSES IN THE CITY OF  
 EDINA, COUNTY OF HENNEPIN,  
 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 Monday, June 1, 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 sanitary sewer purposes:

1. The West ten feet (10') of that part of the East twenty-three and thirty-six hundredths (23.36) acres of Government Lot 2, Section 9, Township 116, Range 21, except road, lying South of the North nine hundred fifty-five and five tenths feet (955.5') thereof; and
2. 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; ("A"); and  
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 southwesterly 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 ("B").

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  
 (May 13, 1981)-ED 2A 1C

BROOKVIEW

HEIGHTS

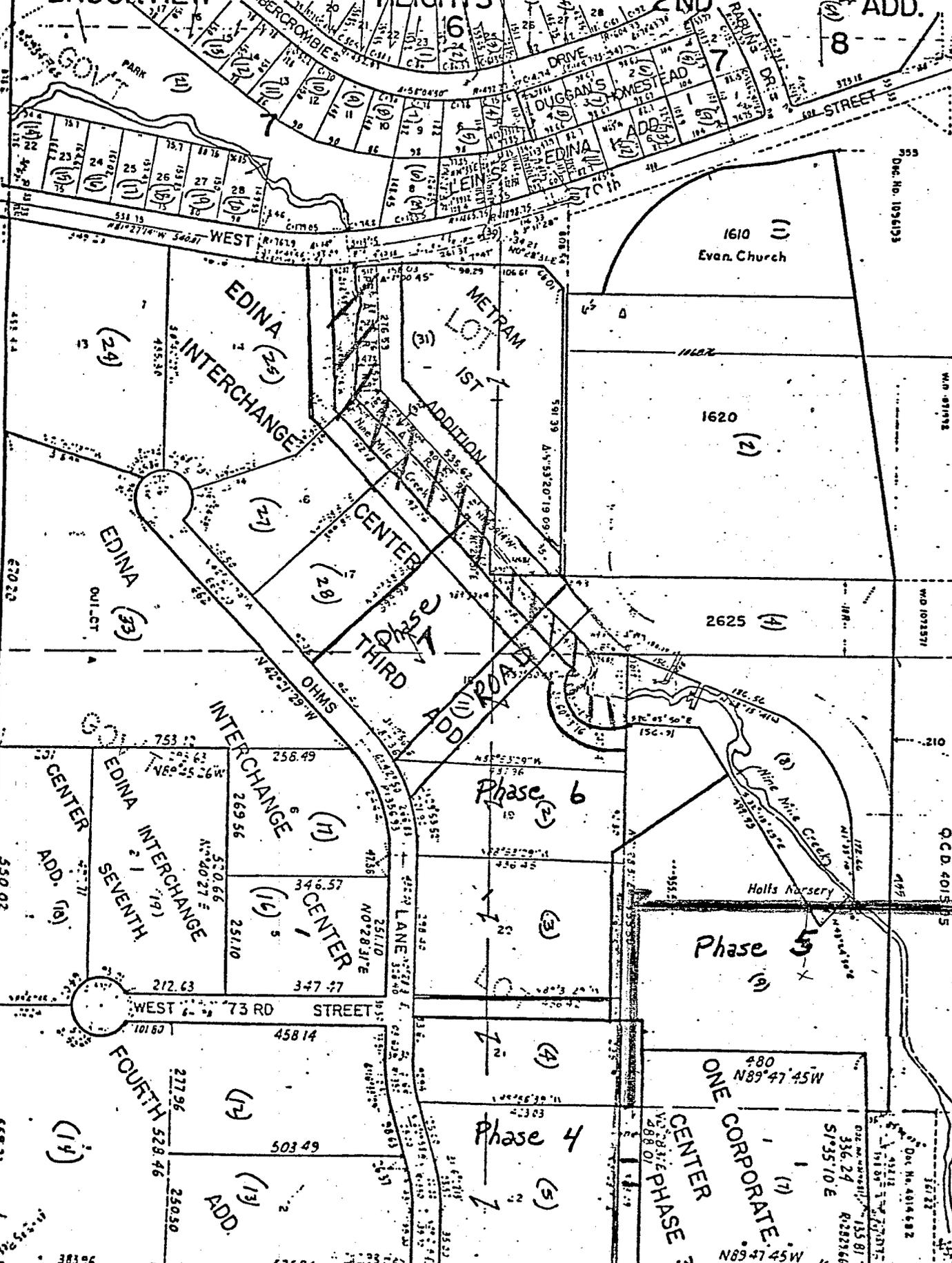
2ND

ADD.

22

23

STATE



SEC. 8, T. 11