

11/17/80 EASEMENT VACATION  
78th and Cahill Rd. (Braemar Assoc.)

STREET AND/OR EASEMENT VACATION REVIEW

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

CONDITIONS \_\_\_\_\_

MINNEGASCO by W. J. Lehman 11-14-80  Acceptable  Opposed  Conditional

CONDITIONS \_\_\_\_\_

NORTHWESTERN BELL by \_\_\_\_\_  Acceptable  Opposed  Conditional

CONDITIONS \_\_\_\_\_

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

CONDITIONS \_\_\_\_\_

LOCATION Portions adjacent to Old State Hwy. No. 5 and Cahill Road as shown on attached sketches.

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

STATE

L=320.00

Δ=23°58'

PT. 320 FT. W'LY FROM THE WEST BOUNDARY OF THE SW 1/4 OF THESE 1/4 OF SEC 8 AS MEAS. ALONG THE E. OF TRUNK HWY. NO. 52 ALSO KNOWN AS W. 78TH ST. FORMERLY KNOWN AS STATE HWY. NO. 5, PER. ENTRY NO. 48, DOC. NO. 1450682 AS RECORDED IN THE CO. RECORDERS OFFICE, HENN. CO. MN.

PER. ENTRY NO. 48, DOC. NO. 1450682 AS RECORDED IN THE CO. RECORDERS OFFICE, HENN. CO. MN. PT. OF BEGINNING OF THE DESCRIPTION OF CAHILL ROAD FORMERLY KNOWN AS COUNTY ROAD NO. 28.

B

L=143.28 C=143.09 Δ=10°12'16" R=804.50  
C.B.R.G.=586°32'25"E  
L=136.11 Δ=9°41'38"

Δ=0°30'37"  
L=217

CAHILL

145.00

33

106.78

197.07

563°08'38" W 162.64  
171.47

210.00

WEST LINE OF TRACT A  
10°42'01" W 95.76  
90.37

79°17'59" W 700  
10°42'01" W

33

TR



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

NOTICE OF PUBLIC HEARING  
FOR VACATION OF EASEMENT FOR ROAD PURPOSES  
IN THE CITY OF EDINA  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, November 17, 1980, at 7:00 p.m. o'clock for the purpose of vacating the following easements for street purposes:

A strip of land over under and across the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, said strip being 7 feet in width contiguous with and adjoining the Westerly side of the following described Tract A, described as beginning at the Northerly boundary of the following described Tract B and extending in a Northerly direction for a distance of 210 feet, when measured along the centerline of said following described Tract A.

Also together with that part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, which lies between the west boundary of the last described 7 foot strip and the northerly boundary of the following described Tract B and a line described as beginning at a point on the centerline of the following described Tract A distant 145.00 feet northerly of the point of beginning of the centerline of said following described Tract A; thence southwesterly to a point on the northerly boundary of said following described Tract B, said point being 320 feet westerly from the east line of said Southwest Quarter of the Southeast Quarter as measured along the centerline of said following described Tract B, and said line there terminating.

Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle

of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.

Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

Tract C - A strip of land 10 feet in width lying immediately adjacent to it on the Northerly side of Tract B described as beginning at a distance of 890 feet Northerly from the West boundary of the said Southwest 1/4 of the Southeast 1/4 and extending in a Northeasterly direction for a distance of 200 feet (when measured along said centerline).

All persons who desire to be heard with respect to the question of whether or not the above proposed easement for street purposes vacation is 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 vacation affects existing easements within the area of the proposed 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 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 or to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.

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

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Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle

of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.

Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

Tract C - A strip of land 10 feet in width lying immediately adjacent to it on the Northerly side of Tract B described as beginning at a distance of 890 feet Northerly from the West boundary of the said Southwest 1/4 of the Southeast 1/4 and extending in a Northeasterly direction for a distance of 200 feet (when measured along said centerline).

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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.

Please publish in the Edina Sun on October 29 and November 5, 1980.  
Please send us two Affidavits of Publication.

10

102.45  
S10°59'43"E

$\Delta=2^{\circ}18'39''$   
L=32.45

NORTH LINE OF TRACT C.

TRACT C  
L=213.08  $\Delta=14^{\circ}59'21''$  R=814.50  
C=212.47 C.BRG.=N88°45'59"E  
10.00  
N8°43'42"W

$\Delta=0^{\circ}30'37''$   
L=7.17

L=143.28  $\Delta=10^{\circ}$   
C=143.09 C.BR

N'LY R/W OF W 78TH ST. ALSO KNOWN AS TRUNK HWY. NO. 52.

NORTH LINE OF TRACT B.  
NO. 52

L=200.00  $\Delta=14^{\circ}59'21''$  R=764.50

CENTERLINE OF TRUNK HWY. NO. 52 ALSO KNOWN AS WEST 78TH STREET, FORMERLY KNOWN AS STATE HWY. NO. 5, AS ALIGNED IN THE PLAT OF NINE MILE WEST 1ST ADDITION AS FILED IN THE CO. RECORDERS OFFICE, HENN. CO. MN.

known

THE WEST BOUNDARY OF SEC 8 AS MEAS. ALONG OF SEC 8 ALSO KNOWN AS W. 78TH ST. STATE HWY. NO. 5, PER. ENTRY NO. 2 AS RECORDED IN THE COUNTY OF ENNEPIN CO., MINNESOTA

PT. 320 FT. W'LY FROM THE OF THE SW 1/4 OF THE SE 1/4 C ALONG THE C. OF TRUNK HWY AS W. 78TH ST. FORMERLY KNC NO. 5, PER. ENTRY NO. 48, DOC. 1 RECORDED IN THE CO. RECORD CO. MN.

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40

50

50

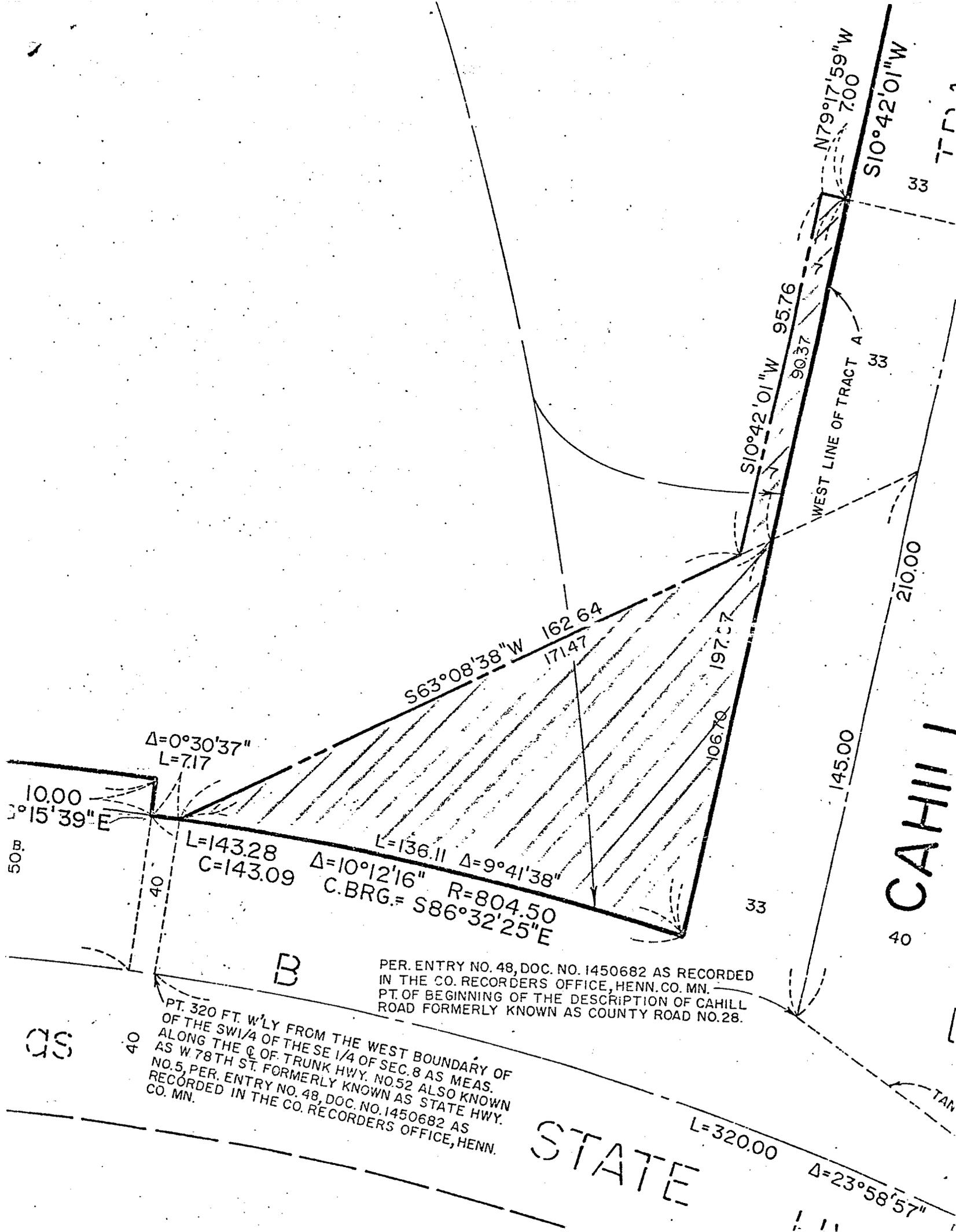
40

40

40

as

B



N79°17'59"W 7.00  
 S10°42'01"W

S10°42'01"W 95.76  
 90.37

S63°08'38"W 162.64  
 171.47

$\Delta=0^{\circ}30'37''$   
 $L=7.17$

10.00  
 $3^{\circ}15'39''$  E

$L=143.28$   
 $C=143.09$

$L=136.11$   $\Delta=9^{\circ}41'38''$   
 $\Delta=10^{\circ}12'16''$   $R=804.50$   
 $C.BRG.=S86^{\circ}32'25''E$

145.00

CAHILL  
 40

PER. ENTRY NO. 48, DOC. NO. 1450682 AS RECORDED  
 IN THE CO. RECORDERS OFFICE, HENN. CO. MN.  
 PT. OF BEGINNING OF THE DESCRIPTION OF CAHILL  
 ROAD FORMERLY KNOWN AS COUNTY ROAD NO. 28.

PT. 320 FT. W'LY FROM THE WEST BOUNDARY OF  
 OF THE SW1/4 OF THE SE 1/4 OF SEC. 8 AS MEAS.  
 ALONG THE C. OF TRUNK HWY. NO. 52 ALSO KNOWN  
 AS W 78TH ST. FORMERLY KNOWN AS STATE HWY.  
 NO. 5, PER. ENTRY NO. 48, DOC. NO. 1450682 AS  
 RECORDED IN THE CO. RECORDERS OFFICE, HENN.  
 CO. MN.

STATE

$L=320.00$

$\Delta=23^{\circ}58'57''$

NOTICE OF COMPLETION OF PROCEEDINGS  
ON VACATION OF EASEMENTS FOR ROADWAY PURPOSES  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on November 17, 1980, adopted a Resolution Vacating Easement for Roadway 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 vacations be made, which resolution ordered the vacation of the following described easement for roadway purposes all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

A strip of land over under and across the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, said strip being 7 feet in width contiguous with and adjoining the Westerly side of the following described Tract A, described as beginning at the Northerly boundary of the following described Tract B and extending in a Northerly direction for a distance of 210 feet, when measured along the centerline of said following described Tract A.

Also together with that part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, which lies between the west boundary of the last described 7 foot strip and the northerly boundary of the following described Tract B and a line described as beginning at a point on the centerline of the following described Tract A distant 145.00 feet northerly of the point of beginning of the centerline of said following described Tract A; thence southwesterly to a point on the northerly boundary of said following described Tract B, said point beginning 320 feet westerly from the east line of said Southwest Quarter of the Southeast Quarter as measured along the centerline of said following described Tract B, and said line there terminating.

Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.

Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a

4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

Tract C - A strip of land 10 feet in width lying immediately adjacent to it on the Northerly side of Tract B described as beginning at a distance of 890 feet Northerly from the West boundary of the said Southwest 1/4 of the Southeast 1/4 and extending in a Northeasterly direction for a distance of 200 feet (when measured along said centerline).

The time of completions of proceedings and the effective date is January 9, 1981.

DATED January 9, 1981.

BY ORDER OF THE CITY COUNCIL  
CITY OF EDINA

Florence B. Hallberg,  
City Clerk, City of Edina

CERTIFICATION OF MINUTES RELATING TO  
VACATION OF EASEMENT FOR ROADWAY PURPOSE

Regular Meeting of the Edina City Council held Monday, November 17, 1980, at 7:00 p.m. in the City Hall Council Chambers

Members present: Bredesen, Courtney, Schmidt, Van Valkenburg  
Members absent: Richards

I, the undersigned, being the duly qualified and acting Clerk of the City of Edina, 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 8th day of January, 1981.

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Florence B. Hallberg, City Clerk

STREET AND/OR EASEMENT VACATION REVIEW

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

CONDITIONS \_\_\_\_\_

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

CONDITIONS \_\_\_\_\_

NORTHWESTERN BELL by A. E. Hilbert  Acceptable  Opposed  Conditional

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

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Also together with that part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, which lies between the west boundary of the last described 7 foot strip and the northerly boundary of the following described Tract B and a line described as beginning at a point on the centerline of the following described Tract A distant 145.00 feet northerly of the point of beginning of the centerline of said following described Tract A; thence southwesterly to a point on the northerly boundary of said following described Tract B, said point being 320 feet westerly from the east line of said Southwest Quarter of the Southeast Quarter as measured along the centerline of said following described Tract B, and said line there terminating.

Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle

of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.

Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.

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 Nov 3, 19 80, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing - Casual Vacations (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 10 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 3 day of Nov, 19 80.

Florence D. Hallberg  
Edina City Clerk

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

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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.

MAILING LIST - NOTICE OF PUBLIC HEARING

STREET EASEMENT VACATION - November 17, 1980

E. A. Nieland  
7201 Shannon Dr.  
Edina, MN 55435

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

Mr. Wn. Shcramm  
Minnesota Gas Co.  
739 Marquette Ave.  
Minneapolis 55402

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

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

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

Roadway

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 Oct 30, 19 80, he posted the notice of hearing on vacation of easement(s) to be held on Nov. 17, 19 80, 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:

See Attached Description

David Jensen CSO #206  
Police Patrolman

Subscribed and sworn to before me,  
this 30 day of Oct, 19 80.

Flora B. Halberg  
Notary Public, Hennepin County, Minnesota  
My commission expires:

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

NOTICE OF PUBLIC HEARING  
FOR VACATION OF EASEMENT FOR ROAD PURPOSES  
IN THE CITY OF EDINA  
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, November 17, 1980, at 7:00 p.m. o'clock for the purpose of vacating the following easements for street purposes:

A strip of land over and across the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, said strip being 7 feet in width contiguous with and adjoining the Westerly side of the following described Tract A, described as beginning at the Northerly boundary of the following described Tract B and extending in a Northerly direction for a distance of 210 feet, when measured along the centerline of said following described Tract A.

Also together with that part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, which lies between the west boundary of the last described 7 foot strip and the northerly boundary of the following described Tract B and a line described as beginning at a point on the centerline of the following described Tract A distant 145.00 feet northerly of the point of beginning of the centerline of said following described Tract A; thence southwesterly to a point on the northerly boundary of said following described Tract B, said point being 320 feet westerly from the east line of said Southwest Quarter of the Southeast Quarter as measured along the centerline of said following described Tract B, and said line there terminating.

Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle

of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.

Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

Tract C. - A strip of land 10 feet in width lying immediately adjacent to it on the Northerly side of Tract B described as beginning at a distance of 890 feet Northerly from the West boundary of the said Southwest 1/4 of the Southeast 1/4 and extending in a Northeasterly direction for a distance of 200 feet (when measured along said centerline).

All persons who desire to be heard with respect to the question of whether or not the above proposed easement for street purposes vacation is 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 vacation affects existing easements within the area of the proposed 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 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 or to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.

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

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FOR VACATION OF EASEMENT FOR ROAD PURPOSES  
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Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.



**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 29th. day of Oct., 19 80

and was thereafter printed and published on every Wed. to and including

Wed. the 5th day of Nov., 19 80 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 5th. day of Nov., 19 80

*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  
FOR VACATION OF EASEMENT  
FOR ROAD PURPOSES IN THE  
CITY OF EDINA HENNEPIN  
COUNTY, MINNESOTA  
NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 W. 50th Street, on Monday, November 17, 1980, at 7:00 p.m. a clock, for the purpose of vacating the following easements for street purposes.  
A strip of land over and under and across the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, said strip being 7 feet in width contiguous with and adjoining the Westerly side of the following described Tract A, described as beginning at the Northerly boundary of the following described Tract B and extending in a Northerly direction for a distance of 210 feet, when measured along the centerline of said following described Tract A.  
Also together with that part of the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, which lies between the west boundary of the last described 7 foot strip and the northerly boundary of the following described Tract B and a line described as beginning at a point on the centerline of the following described Tract A distant 145.00 feet northerly of the point of beginning of the centerline of said following described Tract A; thence southwesterly to a point on the northerly boundary of said following described Tract B, said point being 320 feet westerly from the east line of said Southwest Quarter of the Southeast Quarter as measured along the centerline of said following described Tract B, and said line there terminating.  
Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.  
Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, said strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 798.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.  
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All persons who desire to be heard with respect to the question of whether or not the above proposed easement for street purposes vacation is 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 vacation affects existing easements within the area of the proposed 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 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 or to enter upon the area of the proposed vacation, shall continue. BY ORDER OF THE EDINA CITY COUNCIL.  
FLORENCE B. HALLBERG  
City Clerk  
DATED this 20th day of October, 1980.  
(Oct. 29 & Nov. 5, 1980)-ED

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

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Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree; 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg  
City Clerk

DATED this 20th day of October, 1980.

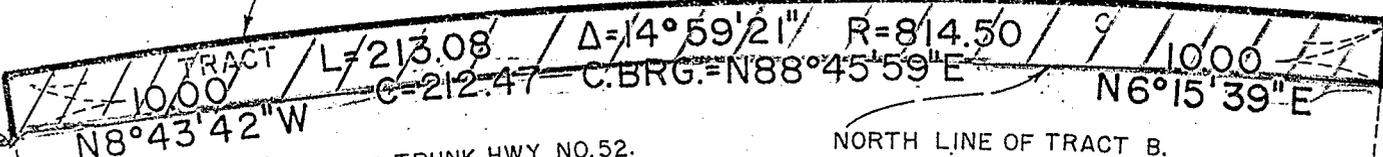
Please publish in the Edina Sun on October 29 and November 5, 1980.  
Please send us two Affidavits of Publication.

of

S10°59'43"E  
102.45

Δ=2°18'39"  
L=32.45

NORTH LINE OF TRACT C.



Δ=0°30'37"  
L=7.17

L=143.28 Δ=10°12'  
C=143.09 C.BRG.

4.50  
6"E  
NLY R/W OF W.78TH ST. ALSO KNOWN AS TRUNK HWY. NO.52.

TRUNK

HWY.

NORTH LINE OF TRACT B.  
NO.52

L=200.00 Δ=14°59'21" R=764.50

THE WEST BOUNDARY OF  
4 OF SEC.8 AS MEAS. ALONG  
NO.52 ALSO KNOWN AS W.78TH  
AS STATE HWY. NO.5, PER. ENTRY  
32 AS RECORDED IN THE COUNTY  
JENNEPIN CO., MINNESOTA.

known

CENTERLINE OF TRUNK HWY. NO.52 ALSO KNOWN AS  
WEST 78TH STREET, FORMERLY KNOWN AS STATE HWY.  
NO.5, AS ALIGNED IN THE PLAT OF NINE MILE WEST 1ST  
ADDITION AS FILED IN THE CO.RECORDERS OFFICE, HENN.  
CO. MN.

AS

PT. 320 FT. W'LY FROM THE W  
OF THE SW1/4 OF THESE 1/4 OF  
ALONG THE C. OF TRUNK HWY.  
AS W.78TH ST. FORMERLY KNOWN  
NO.5, PER. ENTRY NO. 48, DOC. NO.  
RECORDED IN THE CO. RECORDER  
CO. MN.

B

STATE

L=320.00

PT. 320 FT. W'LY FROM THE WEST BOUNDARY OF OF THE SW 1/4 OF THESE 1/4 OF SEC. 8 AS MEAS. ALONG THE C. OF TRUNK HWY. NO. 52 ALSO KNOWN AS W. 78TH ST. FORMERLY KNOWN AS STATE HWY. NO. 5, PER. ENTRY NO. 48, DOC. NO. 1450682 AS RECORDED IN THE CO. RECORDERS OFFICE, HENN. CO. MN.

PER. ENTRY NO. 48, DOC. NO. 1450682 AS RECORDED IN THE CO. RECORDERS OFFICE, HENN. CO. MN. PT. OF BEGINNING OF THE DESCRIPTION OF CAHILL ROAD FORMERLY KNOWN AS COUNTY ROAD NO. 28.

B

40

40

1000

5°15'39"E

L=717  
Δ=0°30'37"

L=143.28  
C=143.09  
Δ=10°12'16" R=804.50  
C.B.R.G.=586°32'25"E  
L=136.11 Δ=9°41'38"

563°08'38"W 162.64  
171.47

106.78

197.07

145.00

210.00

CAHILL

WEST LINE OF TRACT A

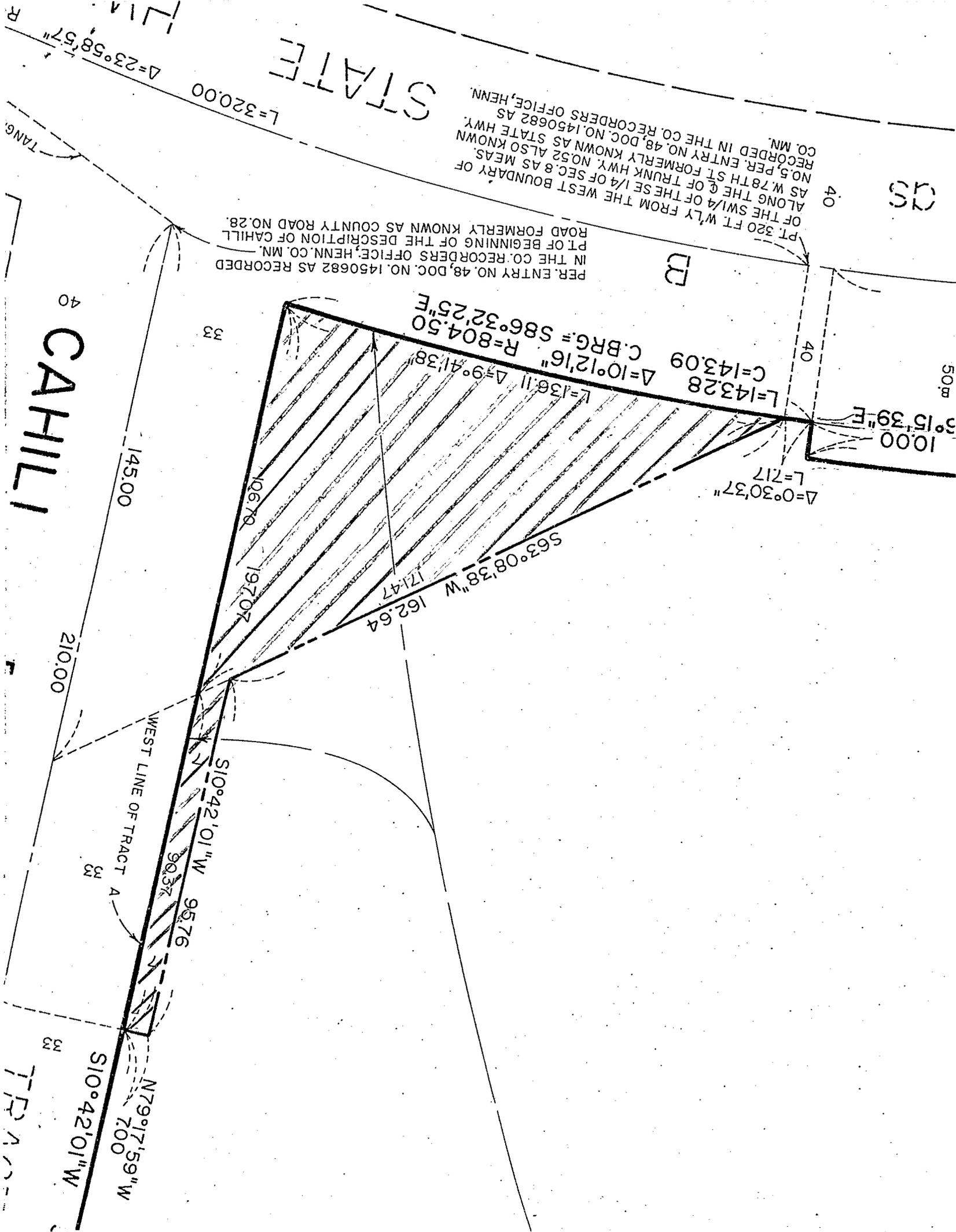
S10°42'01"W 95.76

90.37

S10°42'01"W

N79°17'59"W 700

TRACT



CITY OF EDINA

PUBLIC RIGHT-OF-WAY VACATION APPLICATION

Date Initiated 7/20/80

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: Generally along the NW corner of W. 78<sup>th</sup> & Cahill  
Tract C: A strip of land 10 feet in width lying immediately  
adjacent to it on the northerly side of Tract B described beginning  
at a distance of 890 feet northeasterly from the west boundary of the  
said southwest 1/4 of the southeast 1/4 and extending in a northeasterly direction for a distance  
of 200 feet (when measured along said centerline).  
Attach copy of scaled drawing showing in full detail the proposed vacation. plus attached

Signature J M Barrow

Address Braemar Associates

Telephone \_\_\_\_\_

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 \_\_\_\_\_

SUNDE LAND SURVEYING, INC.

EDWARD H. SUNDE  
REGISTERED LAND SURVEYOR

9001 EAST BLOOMINGTON FREEWAY (35W) • BLOOMINGTON, MINNESOTA 55420 • 612-881-2455

October 23, 1980

City of Edina  
4801 West 50th Street  
Edina, Minnesota 55424

Attention: Mr. Loftus

Re: 10-78-A (BRAEMAR MANOR - City of Edina, Minnesota)

Dear Mr. Loftus:

Please review the description for the street vacation by the City of Edina. The description is as follows:



A strip of land over and under and across the Southwest Quarter of the Southeast Quarter of Section 8, Township 116, Range 21, Hennepin County, Minnesota, said strip being 7 feet in width contiguous with and adjoining the Westerly side of the following described Tract A, described as beginning at the Northerly boundary of the following described Tract B and extending in a Northerly direction for a distance of 210 feet, when measured along the centerline of said following described Tract A.

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Mr. Loftus  
Page 2  
October 23, 1980

Tract A - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of said Section 8, said strip being all that part of said Southwest 1/4 of the Southeast 1/4 which lies within a distance of 33 feet on each side of the following described centerline: From a point on the centerline of main tract of the Minneapolis, Northfield and Southern Railway, distant 190 feet Northeasterly from the South line of said Section 8; thence running in a Northwesterly direction at an angle of 60 degrees, 44 minutes with said centerline of the main tract for a distance of 485 feet to the point of beginning of the centerline being described; thence deflect to the right in a Northeasterly direction at an angle of 65 degrees, 40 minutes for a distance of 800 feet, more or less, to the centerline of Old Township Road along the east line of said Southwest 1/4 of the Southeast 1/4 and there terminating.

Tract B - A strip of land over and across the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 116, Range 21, such strip being all that part of the above-described tract which lies within a distance of 40 feet on each side of the following described centerline: Beginning at a point on the West boundary of the Southeast 1/4 of the Southwest 1/4 of said Section 8, distant 14.5 feet North of the Southwest corner thereof; thence running in a Northeasterly direction at an angle of 88 degrees 27 minutes, with said West boundary for a distance of 796.9 feet; thence deflect to the left on a 4 degree, 00 minutes curve, with a delta angle of 25 degrees, 47 minutes for a distance of 644.6 feet; thence on a tangent to said curve for a distance of 558.2 feet; thence deflect to the right on a 7 degree, 30 minute curve, with a radius of 764.5 feet for a distance of 765 feet and there terminating.

I hope this description will be acceptable to all parties.

I am sending copies of this description to Mr. Fran Hoffman, Mr. Gordon Hughes, Mr. Harold C. Haglund, Mr. Arthur G. Haglund, Mr. Eugene N. Nieland, Mr. Jack Barron, and Mr. John Thiel for their review and comment. If this description is acceptable to all, it should be included in the street vacation to be drafted up by the City of Edina. If anyone has any questions, they should feel free to contact myself or Mr. Edward Sunde as soon as possible.

Yours truly,

SUNDE LAND SURVEYING, INC.

*John K. Barnes*  
John K. Barnes, L.S.I.T.  
Office Manager

JKB/sl

cc: Mr. Edward H. Sunde