

EASEMENT VACATION 8/4/75
Bl. 1, Edina Interchange Center 2nd
Addn. & Bl. 1, Edina Interchange
Center 2nd Addn., First Replat.

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

CERTIFICATE OF
POSTING NOTICE

I, the undersigned duly appointed and acting Police Patrolman for the City of Edina, County of Hennepin, State of Minnesota, do hereby certify that I have, this date, posted copies of the attached and foregoing _____

Notice of Public Hearing - Easement Vacation
on three official City Bulletin Boards, as follows: 1. City Hall,
4801 W. 50th Street 2.. 50th and France Business Area (3922 W. 50th St.)
3. Amundson Avenue Shopping Center.

Dated July 18, 1975

Signed Michael T. Snyder
Police Patrolman

Signed and sworn to before me, a Notary Public
in and for Hennepin County, Minnesota, this, the
18 day of July, 19 75.

Margaret B. Hallberg

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

NOTICE OF PUBLIC HEARING
ON EASEMENT VACATIONS

EDINA CITY COUNCIL will meet Monday, August 4, 1975, at 7:00 p.m. in the Edina City Hall, 4801 W. 50th Street, and will, at said time and place, consider the proposed vacation of the easements described as follows:

Ten foot utility and drainage easement over, under and across strips of land five feet wide on each side of the common boundary line between Lots 1 and 2 (except the most Northerly 20 feet thereof), Block 1, Edina Interchange Center Second Addition; and

Ten foot utility and drainage easement over, under and across the following property in Block 1, Edina Interchange Center Second Addition First Replat: the West five feet of Lot 2 (except the most Northerly 20 feet thereof), the East five feet of Lot 3 (except the most Northerly 20 feet thereof), and the East five feet of that part of Lot 4 included in Lot 1, Block 1, Metro U.S. Construction Subdivision.

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg
City Clerk

(Official Publication)

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

Please publish in the Edina Sun on July 17 and 24, 1975.
Please send us two Affidavits of Publication.

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

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Florence B. Hallberg
City Clerk

July 18, 1975

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

August 8, 1975

Mr. Thomas S. Erickson
2400 First National Bank Bldg.
Minneapolis, MN 55402

Dear Tom:

Enclosed herewith in triplicate are notices of Completion of Proceedings for easements in Edina Interchange Center Second Addition and in Edina Interchange Center Second Addition First Replat which easements were vacated on August 4, 1975.

Enclosed also is Notice of Completion of Proceedings for vacation of a portion of West Shore Drive and Poppy Lane.

Will you please check these documents and see that they are filed if they are correct?

Yours very truly,

City Clerk

enclosures (6)

P. S. I'll wait for your approval before distributing the other copies to the utility companies and Public Works.

Sheet 4, 100

NOTICE OF COMPLETION OF PROCEEDINGS

ON EASEMENT VACATION IN THE CITY OF EDINA,
HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on August 4, 1975, adopted a Resolution Vacating Easement, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

Ten foot utility and drainage easement over, under and across strips of land five feet wide on each side of the common boundary line between Lots 1 and 2 (except the most Northerly 20 feet thereof), Block 1, Edina Interchange Center Second Addition; and

Ten foot utility and drainage easement over, under and across the following property in Block 1, Edina Interchange Center Second Addition First Replat: the West five feet of Lot 2 (except the most Northerly 20 feet thereof), the East five feet of Lot 3 (except the most Northerly 20 feet thereof), and the East five feet of that part of Lot 4 included in Lot 1, Block 1, Metro U.S. Construction Subdivision.

The time of completion of proceedings and the effective date of said vacation is the date hereof, being August 4, 1975.

DATED this 4th day of August, 1975.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

Florence B. Hallberg, City Clerk
City of Edina

DORSEY, MARQUART, WINDHORST, WEST & HALLADAY

VII - G-2

2300 FIRST NATIONAL BANK BUILDING
MINNEAPOLIS, MINNESOTA 55402

JONATHAN VILLAGE CENTER
CHASKA, MINNESOTA 55318
(612) 448-4012

(612) 340-2600
CABLE: DOROW
TELEX: 29-0605
TELECOPIER: (612) 340-2868

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

1468 W-FIRST NATIONAL BANK BUILDING
ST. PAUL, MINNESOTA 55101
(612) 227-8017

ROBERT J. SILVERMAN
(612) 340-2742

June 26, 1975

*Bob - Would you say
we could use some
procedures as with
street vacations?*

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

ATTENTION: City Clerk

Re: Utility Easements
Lot 1, Block 1, Metro U.S. Construction Subdivision

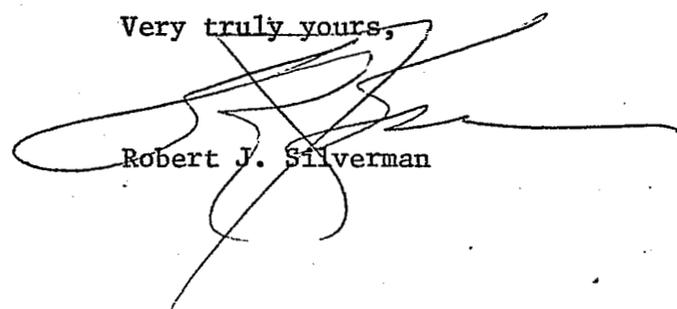
Gentlemen:

We are acting as special local counsel for Paxall, Inc., the owner of Lot 1, Block 1, Metro U.S. Construction Subdivision. We enclose at this time for filing the Petition of Paxall, Inc. for the vacation of certain underlying easements in that property. We request that the vacation proceedings be commenced and that they be published and posted in accordance with Edina Ordinances. In addition, we request that Northern States Power Company, Minnesota Gas Company and Northwestern Bell Telephone Company be advised of the pending vacation proceedings.

If you have any questions or comments on the procedures with regard to this matter we would appreciate your calling the undersigned.

Thank you in advance for your cooperation.

Very truly yours,



Robert J. Silverman

RJS:ph

Enclosure

cc: Thomas S. Erickson, Esq.
Paul W. Gabler, Esq.
William J. Salisbury, Esq.

PAXALL, INC.

100 WEST MONROE STREET • CHICAGO, ILLINOIS 60603 • TELEPHONE 312/332-5580

June 16, 1975

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

ATTENTION: City Clerk

Re: Petition for Vacation of Underlying Easements
Lot 1, Block 1, Metro U.S. Construction Subdivision

Gentlemen:

We are the owner of Lot 1, Block 1, Metro U.S. Construction Subdivision, City of Edina, County of Hennepin. Metro U.S. Construction Subidvision is a replat of part of Edina Interchange Center Second Addition First Replat, which is in turn a replat of part of Edina Interchange Center Second Addition. When the underlying plats were filed certain utility easements were dedicated. These utility easements were never improved with facilities but remain of record against the property. In order that title to Lot 1, Block 1, Metro U.S. Construction Subdivision, may be cleared we hereby petition the City of Edina to vacate the following described easements:

1. Ten foot utility and drainage easement over, under and across strips of land five feet wide on each side of the common boundary line between Lots 1 and 2 (except the most northerly 20 feet thereof), Block 1, Edina Interchange Center Second Addition.
2. Ten foot utility and drainage easement over, under and across the following property in Block 1, Edina Interchange Center Second Addition First Replat: the west five feet of Lot 2 (except the most northerly 20 feet thereof), the east five feet of Lot 3 (except the most northerly 20 feet thereof), and the east five feet of that part of Lot 4 included in Lot 1, Block 1, Metro U.S. Construction Subdivision.

We ask that the vacation proceedings be published and posted and, in addition, that Northern States Power Company, Minnesota Gas Company, and Northwestern Bell Telephone Company be

June 16, 1975

City of Edina
Edina, Minnesota
Page 2

notified of the pending vacation proceedings. We further request that this matter be placed on the agenda for the City Council and/or Planning Commission at the earliest possible moment.

Thank you in advance for your cooperation.

Very truly yours,

PAXALL, INC.

BY


its J. M. Mann
Sr. Vice President

8/5/75

Note - Tom & says always

send copy of completion

to file street vacation

(Don't bother any more
with Cert Res -

8/5/75

Note - Tom & Peggy file

Certif of Completion for

Easement ~~of~~ of Don-

Water

→

→

certified

resolution

(Official Publication)

CITY OF EDINA

4801 W. 50TH STREET

EDINA, MINNESOTA 55424

**NOTICE OF PUBLIC HEARING
ON EASEMENT VACATIONS**

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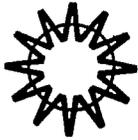
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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA
CITY COUNCIL

FLORENCE B. HALLBERG
City Clerk

(July 17 & 24, 1975)—ED



SUN NEWSPAPERS
AFFIDAVIT OF PUBLICATION
EDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota }
County of Hennepin } ss.

J. R. RITCHAY, being duly sworn, on oath says he is and during all times here stated has been the vice president and printer of the newspaper known as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) 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 advertisements. (4) Said newspaper is circulated in and near the municipality 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 Bloomington 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 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 to the business of the newspaper and business related thereto. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or dates of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

Notice of Public Hearing

He further states on oath that the printed 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 Thurs the 17 day of July, 19 75

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

Thurs the 24 day of July, 19 75 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
abcdefghijklmnopqrstuvwxyz

J. R. Ritchay

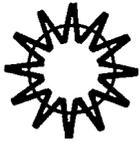
Subscribed and sworn to before me this 24 day of July, 19 75

(Notarial Seal)



Muriel L. Quist
Muriel L. Quist, Notary Public, Hennepin County, Minn.
My Commission Expires July 28th, 1978

(Official Publication)
CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING
ON EASEMENT VACATIONS
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BY ORDER OF THE EDINA
CITY COUNCIL.
FLORENCE B. HALLBERG
City Clerk
(July 17 & 24, 1975)—ED



SUN NEWSPAPERS
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Subscribed and sworn to before me this 24 day of July, 19 75

(Notarial Seal)



Muriel L. Quist, Notary Public, Hennepin County, Minn.
My Commission Expires July 25th, 1978

(Official Publication)
CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424
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included in Lot 1, Block 1, Metro
U.S. Construction Subdivision.
All objections and recommenda-
tions will be heard at said meeting.
BY ORDER OF THE EDINA
CITY COUNCIL.
FLORENCE B. HALLBERG
City Clerk
(July 17 & 24, 1975)—ED

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 July 18, 19 75, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing - St. Casement Vacation (Exhibit A), enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of a date 14 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

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

WITNESS my hand and the seal of said City this 18 day of July, 19 75.

Helen G. Dean
Edina City Clerk (Deputy)

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

July 18, 1975

Notice of Public Hearing - Easement
Variation - Aug 4, 1975

Metro U.S. Construction Subdivision
Bldg L, Edine Interchange Corp
5100 Edine Ind. Bldg.

New England Mutual Life Ins.
7900 Xenos Ave. So. 55431

Theile Engineering
7225 Bush Lake Rd

Parall, Inc
140 W. Monroe St - Chicago 60607

Robert J. Silverman
Dorsey, Maquart, Windhorst et al
2300 First Natl. Bldg.

Warner P. Blake - Mpls. Gas Co.
W. A. Parlour - N.W. Bell
Thomas M. Kulas - N.S.P.
Wm Schramm - Mpls. Gas
Robert A. Sinclair - N.S.P.

CITY OF EDINA
4801 W. 50TH STREET
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BY ORDER OF THE EDINA CITY COUNCIL.

Florence B. Hallberg
City Clerk

July 18, 1975

Mrs. Hallberg

The Minnesota Gas Company has no facilities within the above described utility and drainage easements and has no objection to their vacation.

William R. Schram 7-28-75

William R. Schram

Real Estate Sec.

VII - G - 2

DORSEY, MARQUART, WINDHORST, WEST & HALLADAY

2300 FIRST NATIONAL BANK BUILDING
MINNEAPOLIS, MINNESOTA 55402

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ROBERT J. SILVERMAN
(612) 340-2742

June 26, 1975

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

ATTENTION: City Clerk

Re: Utility Easements
Lot 1, Block 1, Metro U.S. Construction Subdivision

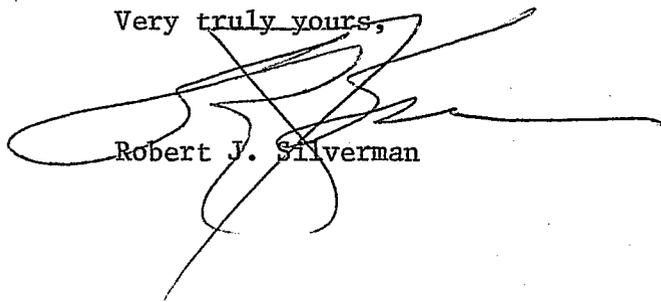
Gentlemen:

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If you have any questions or comments on the procedures with regard to this matter we would appreciate your calling the undersigned.

Thank you in advance for your cooperation.

Very truly yours,



Robert J. Silverman

RJS:ph

Enclosure

cc: Thomas S. Erickson, Esq.
Paul W. Gabler, Esq.
William J. Salisbury, Esq.

PAXALL, INC.

100 WEST MONROE STREET • CHICAGO, ILLINOIS 60603 • TELEPHONE 312/332-5580

June 16, 1975

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

ATTENTION: City Clerk

Re: Petition for Vacation of Underlying Easements
Lot 1, Block 1, Metro U.S. Construction Subdivision

Gentlemen:

We are the owner of Lot 1, Block 1, Metro U.S. Construction Subdivision, City of Edina, County of Hennepin. Metro U.S. Construction Subidvision is a replat of part of Edina Interchange Center Second Addition First Replat, which is in turn a replat of part of Edina Interchange Center Second Addition. When the underlying plats were filed certain utility easements were dedicated. These utility easements were never improved with facilities but remain of record against the property. In order that title to Lot 1, Block 1, Metro U.S. Construction Subdivision, may be cleared we hereby petition the City of Edina to vacate the following described easements:

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2. Ten foot utility and drainage easement over, under and across the following property in Block 1, Edina Interchange Center Second Addition First Replat: the west five feet of Lot 2 (except the most northerly 20 feet thereof), the east five feet of Lot 3 (except the most northerly 20 feet thereof), and the east five feet of that part of Lot 4 included in Lot 1, Block 1, Metro U.S. Construction Subdivision.

We ask that the vacation proceedings be published and posted and, in addition, that Northern States Power Company, Minnesota Gas Company, and Northwestern Bell Telephone Company be

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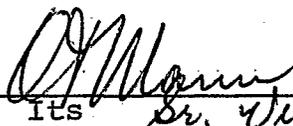
notified of the pending vacation proceedings. We further request that this matter be placed on the agenda for the City Council and/or Planning Commission at the earliest possible moment.

Thank you in advance for your cooperation.

Very truly yours,

PAXALL, INC.

By


its Sr. Vice President