

EASEMENT VACATION 9/8/70
Lots 12 & 13, Block 2, Hyde Park

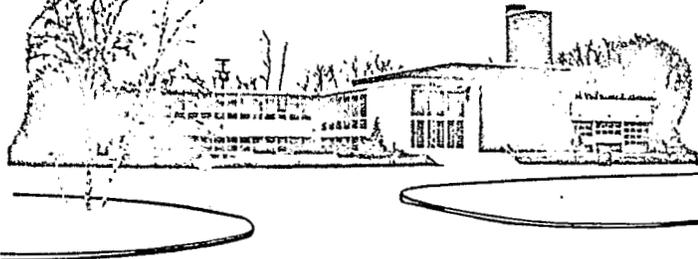
ATTEST
DEN ALISON
REGISTRAR OF TITLES
BY *D. Fisher* DEPUTY



Village of Edina

4801 WEST FIFTIETH STREET • EDINA, MINNESOTA 55424

927-8861



RESOLUTION VACATING UTILITY EASEMENT IN LOT 12 AND LOT 13, BLOCK 1, HYDE PARK

WHEREAS, two weeks' published, posted and mailed notice of a hearing to be held on September 8, 1970, at 7:00 p.m., on the proposed vacation of the utility easement hereinafter described has been given and made and a hearing has been held thereon by the Village Council;

NOW, THEREFORE, be it resolved by the Village Council of the Village of Edina, Hennepin County, Minnesota, that the following described utility easement in Hyde Park as shown on the recorded plat thereof, Hennepin County, Minnesota, be and is hereby vacated effective October 20, 1970, unless on or before said date this resolution is amended, annulled or rescinded by the Village Council:

The South 10 feet of Lot 12 and the North 10 feet of Lot 13,
Block 1, Hyde Park

Dated this 8th day of September, 1970

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

CERTIFICATE OF VILLAGE CLERK

I, the undersigned duly appointed and acting Village Clerk for the Village

983895

REGISTERED VOL. 1516 PAGE 457696

REGISTERED VOL. 1518 PAGE 158833

OFFICE OF REGISTRAR OF TITLES
STATE OF MINNESOTA
COUNTY OF HENNEPIN

I hereby certify that the within instrument
was filed in this office on the
30 day of NOV A. D. 1970 at
2:50 o'clock P. M.

Den Allison

By *D. Fisher*
REGISTRAR OF TITLES
DEPUTY REGISTRAR OF TITLES

November 18, 1970

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

Dear Tom:

Enclosed are three copies of a resolution adopted by the Edina Village Council on September 8, 1970, vacating a utility easement in Lots 12 and 13, Block 1, Hyde Park.

Will you please see that this vacation is filed?

Yours very truly,

Village Clerk

enclosures



NORTHERN STATES POWER COMPANY
SOUTH DISTRICT
5309 WEST 70TH STREET
EDINA, MINNESOTA 55435

September 8, 1970

Florence B. Hallberg, Village Clerk
Village of Edina
4801 West 50th Street
Edina, Minnesota 55424

Dear Mrs. Hallberg:

This is to acknowledge receipt of notice of hearing on the proposed vacation at these described locations:

The South 10' of Lot 6 and the North 10' of Lot 7, Block 1, Killarney Shores Addition; and

The South 10' of Lot 12 and the North 10' of Lot 13, Block 2, Hyde Park.

We have indicated, on the attached sketch, the location of facilities in the Killarney Shore Addition indicated above. We wish to advise you that Northern States Power Company has a single phase, 8000 volt power line and two 120/240 volt service points occupying the area to be vacated. We would not object to this vacation providing we are granted an easement at another location and are re-imbursed for the expenses incurred in movement of our facilities.

We have no facilities at the above locations in the Hyde Park Addition and do not object to vacation of the easement in the area indicated.

Thank you for your consideration in regards to our facilities.

Yours truly,

W. F. Laidlaw
Distribution Superintendent
Minneapolis Division

By George C. Lewis / *WJ Ryan*
George C. Lewis
Senior Right of Way Agent

WFL/GCL/lcf

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS.
VILLAGE OF EDINA)

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting Village Clerk of the Village of Edina, Minnesota, hereby certify that on the following date Aug 24, 19 70, acting on behalf of said Village I deposited in the United States mail copies of the attached Hearing - Easement Variation Hyde Park (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 _____ 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.

Name

Address

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

WITNESS my hand and the seal of said Village this 24th day of Aug, 19 70.

Dorance B. Hallberg
Edina Village Clerk

VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARINGS
ON PROPOSED VARIATIONS

EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed variation of the utility easements described as follows:

The South 10 feet of Lot 6 and the North 10 feet of Lot 7, Block 1, Millway Shores; and

The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park

All objections and recommendations will be heard at said meetings.

BY ORDER OF THE EDINA VILLAGE COUNCIL:

FLORENCE D. HALLBERG
Village Clerk

August 24, 1970

(Official Publication)

**VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55424**

**NOTICE OF PUBLIC HEARING
ON BASELINE VACATIONS**

EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed vacation of the utility encumbrances described as follows:

The South 10 feet of Lot 6 and the North 10 feet of Lot 7, Block 1, Killarney Shores; and

✓ The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park

All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

**FLORENCE B. HALLBERG
Village Clerk**

**Please publish in the Edina Sun on August 20, 1970.
Please send us four affidavits of publication.
Please send us ten clippings.**

Mailing List - Notice of Public Hearing
Easement Vacation - Sept 8, 1970
Lots 12 & 13, Bl. Hyde Park

Hyde Park

Bl 1 L 12	W. E. Johnston	5836 Queen Ave S.
	Vernon L. Korgren	3600 - 41st Ave S.
13	"	"

N. S. P.

Maple Gas Co.
MWBell

Dec as per
c 10' of L 13

+ the S 10' of L 12

Bl 1 Hyde
Park

Send
over
18

only 1 owner

Pub
\$20

Post +
Mail
\$124

W. E. JOHNSTON
5836 Queen Ave. So.
Minneapolis, Minn. 55410

July 24th 1970

Mr. Fred Hoisington
Village Of Edina
Edina Village Hall
Minneapolis, Minn.

Dear Fred;

In regards to the matter of easements related to lots 12 and 13 block 1
HYDE PARK:

Will you please proceed with whatever steps are necessary to remove
these easements so they will not be in question upon our deeding these
lots to others.

The preliminary plat included storm drainage through above ground
easements proceeding east from Gleason Road. Barr and Associates then
made a survey of the area and found that a storm sewer under Bonnie Brae
Dive would be necessary for proper drainage.

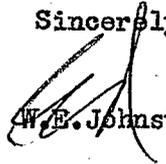
An error was made in the final draft of the plat. As a result this
easement shows in the registered plat but should not be there.

This letter is an acknowledgement of our discussion concerning this
matter. As I understand it, the engineering department is in accord
with the erasure of the easement.

Should any discussion of this matter arise during negotiations with
buyers before this change is made I will inform them that the error
was made and will be corrected at such a time as a deed is granted.

With best regards, I remain,

Sincerely,


W. E. Johnston

COURT OF PROBATE
COUNTY OF ALBERTA
OFFICE OF THE CLERK

REGISTERED BY
ALBERTA COURT

I, the undersigned do hereby certify and certify to the Registrar for the County of St. Albans, County of Alberta, that the following is a true and correct copy of the original and corrected ^{Notice of} ~~Notice of~~ *Public Hearing - Easement Vacation (Kellamney Shores)* on the 24th day of August, 1970, as follows: 1. Village No. 4001 W. 50th Street 2. Village No. 4002 W. 50th Street 3. Village No. 4003 W. 50th Street

Dated 7-24-70 at Calgary, Alberta
Roger Oliver
Deputy Registrar

Signed and sworn to before me this 24th day of August, 1970, at Calgary, Alberta.
24 day of Aug, 1970.
Lawrence B. Hallberg

VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING
ON EASEMENT VACATIONS

EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed vacation of the utility easements described as follows:

✓ The South 10 feet of Lot 6 and the North 10 feet of Lot 7, Block 1, Killarney Shores; and

The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park

All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALLBERG
Village Clerk

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 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 each 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 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.

(Official Publication)
VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55024
NOTICE OF
PUBLIC HEARING
ON EASEMENT VACATIONS
EDINA VILLAGE COUNCIL will meet
Tuesday, September 8, 1970, at 7:00 p.m. in
the Edina Village Hall, 4801 W. 50th Street,
and will at said time and place consider the
proposed vacation of the utility easements
described as follows:
The South 10 feet of Lot 6 and the North 10
feet of Lot 7, Block 1, Killarney Shores;
and
The South 10 feet of Lot 12 and the North 10
feet of Lot 13, Block 1, Hyde Park
All objections and recommendations will be
heard at said meeting.
BY ORDER OF THE EDINA VILLAGE
COUNCIL.
FLORENCE B. HALLBERG
Village Clerk
(Aug. 26, 1970)-ED-4A-10C

He further states on oath that the printed Notice of 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 010 successive weeks;

that it was first so published on Thur, the 20th day of August 19 70

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:
abcdefghijklmnopqrstuvwxy
abcdefghijklmnopqrstuvwxy

[Signature]

Subscribed and sworn to before me this 20th day of August 19 70

(Notarial Seal)

[Notary Seal]
Alice J. Nelson, Notary Public, Hennepin County, Minn.
My Commission Expires December 26, 1973

SUN NEWSPAPERS

AFFIDAVIT OF PUBLICATION

EDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota }
County of Hennepin } SS.

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(Official Publication)
VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55424
NOTICE OF
PUBLIC HEARING
ON EASEMENT VACATIONS
EDINA VILLAGE COUNCIL will meet
Tuesday, September 8, 1970, at 7:00 p.m. in
the Edina Village Hall, 4801 W. 50th Street,
and will at said time and place consider the
proposed vacation of the utility easements
described as follows.
The South 10 feet of Lot 6 and the North 10
feet of Lot 7, Block 1, Killarney Shores;
and
The South 10 feet of Lot 12 and the North 10
feet of Lot 13, Block 1, Hyde Park
All objections and recommendations will be
heard at said Meeting.
BY ORDER OF THE EDINA VILLAGE
COUNCIL.
FLORENCE B. HALLBERG
Village Clerk
(Aug. 20, 1970)—ED-4A-10C

He further states on oath that the printed Notice of 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 03 successive weeks;

that it was first so published on 20th the 20th day of August 19 70

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:
abcdefghijklmnopqrstuvwxy
abcdefghijklmnopqrstuvwxy

J. R. Ritchay (signature)

Subscribed and sworn to before me this 20th day of August 19 70

(Notarial Seal)

Alice J. Nelson, Notary Public, Hennepin County, Minn. My Commission Expires November 2, 1971

My Commission Expires December 26, 1973

Glenn B. Harney

Signed and sworn to before me on this 24 day of Aug 1970

8-24-70
A. Dale

Notary Public for the State of Oregon
My commission expires on 12/31/71
I, the undersigned, duly qualified and sworn before me for the purpose of administering the Oath of Office to the following named, this date, copies of the certificate and commission of Glenn B. Harney, County of Harney, State of Oregon, do hereby certify that the same are correct and true to the best of my knowledge and belief.

(Please Print)

NOTARY PUBLIC
STATE OF OREGON

STATE OF OREGON
COUNTY OF HARNEY
NOTARY PUBLIC

VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING
ON EASEMENT VACATIONS

EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed vacation of the utility easements described as follows:

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✓ The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park

All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALLBERG
Village Clerk

VILLAGE OF EDINA
4801 W. 50th STREET
EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING
ON EASEMENT VARIATIONS

EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed variation of the utility easements described as follows:

The South 10 feet of Lot 6 and the North 10 feet of Lot 7, Block 1, Kilmarnock Shores; and

The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park

All objections and recommendations will be heard at said Meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

FLORENCE B. HALDBERG
Village Clerk

August 24, 1970

*Munnings has no facilities here &
does not object to the above variations*

*W. J. Johnson
8/25/70*



N O R T H E R N S T A T E S P O W E R C O M P A N Y

SOUTH DISTRICT
5309 WEST 70TH STREET
EDINA, MINNESOTA 55435

September 8, 1970

Florence B. Hallberg, Village Clerk
Village of Edina
4801 West 50th Street
Edina, Minnesota 55424

Dear Mrs. Hallberg:

This is to acknowledge receipt of notice of hearing on the proposed vacation at these described locations:

The South 10' of Lot 6 and the North 10' of Lot 7, Block 1,
Killarney Shores Addition; and

The South 10' of Lot 12 and the North 10' of Lot 13, Block 2,
Hyde Park.

We have indicated, on the attached sketch, the location of facilities in the Killarney Shore Addition indicated above. We wish to advise you that Northern States Power Company has a single phase, 8000 volt power line and two 120/240 volt service points occupying the area to be vacated. We would not object to this vacation providing we are granted an easement at another location and are re-imbursed for the expenses incurred in movement of our facilities.

We have no facilities at the above locations in the Hyde Park Addition and do not object to vacation of the easement in the area indicated.

Thank you for your consideration in regards to our facilities.

Yours truly,

W. F. Laidlaw
Distribution Superintendent
Minneapolis Division

By George C. Lewis / HJ Ryan
George C. Lewis
Senior Right of Way Agent

WFL/GCL/lcf

SUN NEWSPAPERS

AFFIDAVIT OF PUBLICATION

EDINA SUN

6601 W. 78th St.

Bloomington, Minnesota

State of Minnesota }
County of Hennepin } SS.

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He further states on oath that the printed Notice of 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 thur. the 20th day of August 19 70

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

J. R. Ritchay (signature)

Subscribed and sworn to before me this 20th day of August 19 70.

(Notarial Seal)

Alice J. Nelson, Notary Public, Hennepin County, Minn. (signature)

My Commission Expires December 26, 1973

(Official Publication) VILLAGE OF EDINA 4801 W. 50th STREET EDINA, MINNESOTA 55424 NOTICE OF PUBLIC HEARING ON EASEMENT VACATIONS EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed vacation of the utility easements described as follows: The South 10 feet of Lot 6 and the North 10 feet of Lot 7, Block 1, Killarney Shores; and The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park All objections and recommendations will be heard at said Meeting. BY ORDER OF THE EDINA VILLAGE COUNCIL. FLORENCE B. HALLBERG Village Clerk (Aug. 20, 1970)-ED-4A-10C

(Official Publication) VILLAGE OF EDINA 4801 W. 50th STREET EDINA, MINNESOTA 55424 NOTICE OF PUBLIC HEARING ON EASEMENT VACATIONS EDINA VILLAGE COUNCIL will meet Tuesday, September 8, 1970, at 7:00 p.m. in the Edina Village Hall, 4801 W. 50th Street, and will at said time and place consider the proposed vacation of the utility easements described as follows: The South 10 feet of Lot 6 and the North 10 feet of Lot 7, Block 1, Killarney Shores; and The South 10 feet of Lot 12 and the North 10 feet of Lot 13, Block 1, Hyde Park All objections and recommendations will be heard at said Meeting. BY ORDER OF THE EDINA VILLAGE COUNCIL. FLORENCE B. HALLBERG Village Clerk (Aug. 20, 1970)-ED-4A-10C