

ALLEY VACATIONS 6-10-63
BLOCK 13, MENDELSSOHN

DORSEY, OWEN, MARQUART, WINDHORST & WEST
FIRST NATIONAL BANK BUILDING
MINNEAPOLIS

November 4, 1963

C
O
P
Y
Mrs. F. S. VanBergen
6416 Maloney Avenue
Hopkins, Minnesota

RE: Vacation of Alley in Block 13, Mendelssohn

Dear Mrs. VanBergen:

Pursuant to the request of the Village of Edina, this letters is to advise you that the Resolution Vacating the alley in Block 13, Mendelssohn has been recorded. The recording date was October 25, 1963 and the document number of the recorded instrument is 3438868.

Very truly yours,


Thomas S. Erickson

TSE:ca

cc. Mrs. Gretchen S. Alden
Village of Edina
4801 West 50th Street
Edina, Minnesota 55424

Mrs. Alden:

I am sending to you with this copy of the above letter the above mentioned Resolution Vacating alley with the recording data thereon.

11/13/63 Received RLO
Eng Dept.

October 23, 1963

Mr. Thos. Erickson
Dorsey, Owen, Marquart, Windhorst & West
2400 First National Bank Bldg.
Minneapolis, Minn. 55402

Dear Mr. Erickson: Re: Vacation of Alley in Block 13, Mendelssohn

We are enclosing original and duplicate certified copies of a Resolution adopted by the Edina Village Council at its meeting of June 10, 1963. It has not been forwarded for record prior to this time because we had instructions to wait for word from Northern States Power Company that their requested easements had been granted. This word has now been received, and we will very much appreciate your placing the Resolution on record at your earliest convenience.

Mrs. F. S. VanBergen, 6416 Maloney Avenue (mailing address Hopkins) is most anxious to receive notice that half the alley abutting her property has been returned to her by this Vacation Proceedings, because she has a sale pending at this time. Will you please advise her when this Vacation has been recorded? Thank you.

Yours very truly,

Village Clerk

gsa

cc - Mrs. VanBergen

RESOLUTION VACATING ALLEY
(ALLEY IN BLOCK 13, MENDELSSOHN, BETWEEN
MALONEY AVENUE AND BELMORE LANE AND BETWEEN
BLAKE ROAD AND GRIFFIT STREET)

WHEREAS, a majority of the owners of the land abutting on the North-South Alley lying in Block Thirteen (13), Mendelssohn, and between Maloney Avenue and Belmore Lane and between Blake Road and Griffit Street, have petitioned for the Vacation of said alley, and

WHEREAS, two weeks' published notice and posted notice of a hearing to be had on said petition on June 10, 1963, at 7:00 P.M., has been given and made, and a hearing thereon has been had by the Village Council:

NOW, THEREFORE, BE IT RESOLVED by the Village Council of the Village of Edina, Hennepin County, Minnesota that:

"All of that North-South Alley lying in Block Thirteen (13) Mendelssohn and lying between Maloney Avenue and Belmore Lane and between Blake Road and Griffit Street", as the same is recorded in the office of the Register of Deeds of Hennepin County, Minnesota,

shall be and hereby is vacated.

Adopted this 10th day of June, 1963.

ATTEST:

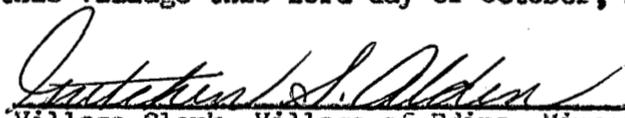
(Signed) GRETCHEN S. ALDEN
Village Clerk

(Signed) ARTHUR C. BREDESEN
Mayor

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

I, the undersigned, duly appointed and acting Village Clerk of the Village of Edina, Hennepin County, Minnesota, do hereby certify that I have compared the attached and foregoing "RESOLUTION VACATING ALLEY" with the original thereof on file in my office; and that the same is a full, true and correct copy of a resolution duly adopted by the Village Council of said Village at its Regular Meeting held June 10, 1963.

WITNESS MY HAND and the seal of this Village this 23rd day of October, 1963.


Gretchen S. Alden
Village Clerk, Village of Edina, Minnesota

JUNE 19, 1963

RE: VACATION OF ALLEY IN BLOCK 13, MENDELSSOHN (BETWEEN MALONEY AVENUE AND BELMORE LANE, AND BETWEEN BLAKE ROAD AND GRIFFIT STREET).

TO: VILLAGE ENGINEER WEGNER

You will recall that at the Regular Council Meeting of June 10, the Council vacated the above alley, with instructions to the Clerk to delay the recording of the Resolution Vacating, until such time as the proper easements are secured.

The attached letters will show that both NSP and NW Bell have lines in the alley; and, at the meeting somebody mentioned a storm drain.

Will you please let me know when all these easements are in order? (I think the common procedure is for owners to give easements directly to the utilities companies for their lines--but, will we need one for the storm drain?

Resolution will remain unrecorded until such time as I have your authority to record.

GSA

TO: VILLAGE ENGINEER HITE:

10/7/63

We now have word from NSP that their easements have been given. I talked with you today about a Village easement for Storm Sewer. Here are the Minutes: Will you please check this and let me know when I can transmit Resolution Vacating Alley? One lady is very anxious for Vacation to be recorded, so that she may sell her property.

GSA

10/22/63
Geodays no need for Storm Sewer Easement. There is a small drain in this alley but it is not of a Public nature.
GSA

NSP

NORTHERN STATES POWER COMPANY

MINNEAPOLIS 2 MINNESOTA

June 10, 1963

Village of Edina
4801 West 50th. St.
Edina 24, Minnesota

Re: Vacation of Alley in Block 13, Mendelssohn Addition.

Dear Sirs:

The Northern States Power Company has no objection to the vacation of the alley in Block 13, Mendelssohn Addition providing we are granted easements for our existing pole lines in the alley ~~or are guaranteed~~ reimbursement for changes in the location of the lines in lieu of an easement.



A.P. Schmidt
Overhead Opr. Eng.

APS/rlb



NORTHWESTERN BELL TELEPHONE COMPANY

IOWA—MINNESOTA—NEBRASKA—NORTH DAKOTA—SOUTH DAKOTA

224 SOUTH 5TH STREET, MINNEAPOLIS 2, MINNESOTA

Area Code 612

Telephone FEderal 2-4112

June 11, 1963

Honorable Village Council
Village of Edina
4801 - W. 50th Street
Edina 24, Minnesota

Gentlemen:

This concerns the proposed vacation of an alley described as "That North-South Alley in Block 13, Mendelsson, Lying Between Maloney Avenue and Belmore Lane and Between Blake Road and Griffit Street, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota."

The Northwestern Bell Telephone Company owns and maintains in this alley a pole line and aerial cable which is also occupied by the Northern States Power Company. It is our request that if this alley is vacated, that an easement be retained for utility purposes. This will allow services to be maintained at their present locations.

Your favorable consideration of this request would be appreciated.

F. W. Wausberg
District Engineer

13. IN BENTON AVENUE FROM TRACY AVENUE TO WEST PROPERTY LINE OF CRESCENT DRIVE. It was explained that the Assessable Cost per Foot for this project will be \$5.00, the Village using a portion of its share of the State Gasoline Tax to pay the balance of the cost for this Municipal State Aid Street. The improvement is proposed for Portland Cement Concrete Pavement with Integral Curb, for a 36' wide street, and 18' on either side of the pond. Mr. Roland Danielson, 5529 Benton, asked that the "pond" street width be increased to 20 feet. Engineer Wegner replied that the 18 feet will provide one lane for traffic and a parking lane, whereas the State really desires that there be no parking on its State Aid streets--that, for that reason he feels it will be impossible to increase width. (See Council Action Later in Meeting).

14. IN BARRIE ROAD FROM W.66TH STREET TO HERITAGE DRIVE. (Request by Southdale Management Company for Portland Cement Concrete Pavement with Integral Curb). Estimate of Cost was given as \$46,647.31, against 4,276.63 Assessable Feet, for \$10.91 per Assessable Foot; for Asphalt Concrete Pavement with Concrete Curb and Gutter, \$10.00 per Assessable Foot. No objections or recommendations made relative to this proposed improvement.

VanValkenburg then moved, ordering the IMPROVEMENT OF ALL STREETS ON WHICH PUBLIC HEARINGS HAVE BEEN HELD AT THIS MEETING, BY CONSTRUCTION OF PERMANENT STREET SURFACING AND CONCRETE CURB AND GUTTER THEREIN, and authorizing advertisements for bids for said improvement on alternate bases of: 1. CONSTRUCTION OF PORTLAND CEMENT CONCRETE PAVEMENT WITH INTEGRAL CURB; and 2. CONSTRUCTION OF ASPHALT CONCRETE PAVING AND PORTLAND CEMENT CONCRETE CURB AND GUTTER, said bids to be taken July 8, 1963, realizing the Council will decide on July 8th which way said streets will be improved. Motion was seconded by Tupa, and on Rollcall vote there were five ayes and no nays, as follows: MacMillan, aye; Rixe, aye; Tupa, aye; VanValkenburg, aye; and Bredesen, aye; and the motion was unanimously adopted.

COUNCIL CONTINUES PUBLIC HEARING TO JUNE 24, ON PROPOSED BITUMINOUS ASPHALT SURFACING ON W.62ND STREET FROM ST. JOHNS AVENUE TO CONCORD AVENUE. Public Hearing was conducted on this proposed improvement pursuant to "Notice of Public Hearing" published in Edina-Morningside Courier May 30 and June 6. Clerk presented Affidavit of Publication, which was approved as to form and ordered placed on file. Petition signed by owners of 66.37% of assessable footage, asking for surfacing with either Portland Cement Concrete or Asphalt Concrete was reviewed. It was noted that street is already curbed. Estimate of Cost was given as \$5,569.45 for Asphalt Concrete Paving, proposed to be assessed against 690.46 Feet, for \$8.07 per Assessable Foot. Mr. S. J. Carlson, 4605 W.62nd Street, told Council that taxes have increased considerably since this petition was filed, and concensus of opinion is now that petition should be rescinded. Tupa's motion that Public Hearing be continued until June 24, for firm commitment by petitioners, was seconded by MacMillan and carried.

COUNCIL VACATES ALLEY IN BLOCK 13, MENDELSSOHN ADDITION, SUBJECT TO SUBMISSION OF UTILITY EASEMENTS. Public Hearing was conducted on the 100% Petition for the Vacation of that North-South Alley lying in Block 13, Mendelssohn between Maloney Avenue and Belmore Lane and between Blake Road and Griffit Street, pursuant to "Notice of Public Hearing" published in Edina-Morningside Courier on May 23 and 30, 1963, and posted May 20. Mrs. E. S. VanBergen, 6416 Maloney Avenue, asked that Vacation be accomplished in order that she might sell some of her property for an additional lot. There were no resident-objections filed against Vacation, but communications from Northern States Power Company and Northwestern Bell Telephone Company, asking that easements be granted for existing pole lines be granted, were read. One gentleman inquired concerning a drain tile now in the alley and disposition of drainage if this tile was put out of existence. He was informed that a new drainage system will mean a storm sewer assessment and a storm sewer easement. After some discussion, VanValkenburg offered the following Resolution and moved its adoption, with instructions to Clerk to delay the recording of said Resolution until proper Utilities Easements had been submitted:

RESOLUTION VACATING ALLEY
(ALLEY IN BLOCK 13, MENDELSSOHN, BETWEEN
MALONEY AVENUE AND BELMORE LANE AND BETWEEN
BLAKE ROAD AND GRIFFIT STREET).

WHEREAS, a majority of the owners of the land abutting on the North-South Alley lying in Block Thirteen (13), Mendelssohn and between Maloney Avenue and Belmore Lane and between Blake Road and Griffit Street, have petitioned for the Vacation of said alley: and

WHEREAS, two weeks' published notice and posted notice of a hearing to be had on said petition on June 10, 1963, at 7:00 P.M., has been given and made, and a hearing thereon has been had by the Village Council:

NOW, THEREFORE, BE IT RESOLVED by the Village Council of the Village of Edina, Hennepin County, Minnesota that:

"All of that North-South Alley lying in Block Thirteen (13), Mendelssohn and lying between Maloney Avenue and Belmore Lane and between Blake Road and Griffit Street, as the same is recorded in the office of the Register of Deeds of Hennepin County, Minnesota, shall be and hereby is vacated"

Motion for adoption of Resolution, with instructions to Clerk, was seconded by Tupa, and on Rollcall there were five ayes and no nays, as follows: MacMillan, aye; Rixe, aye; Tupa, aye; VanValkenburg, aye; and Bredesen, aye; and the Resolution was adopted.

ATTEST:

[Signature]
Clerk

[Signature]
Mayor

JUNE 19, 1963

RE: VACATION OF ALLEY IN BLOCK 13, MENDELSSOHN (BETWEEN MALONEY AVENUE AND BELMORE LANE, AND BETWEEN BLAKE ROAD AND GRIFFIT STREET).

TO: VILLAGE ENGINEER WEGNER

You will recall that at the Regular Council Meeting of June 10, the Council vacated the above alley, with instructions to the Clerk to delay the recording of the Resolution Vacating, until such time as the proper easements are secured.

The attached letters will show that both NSP and NW Bell have lines in the alley; and, at the meeting somebody mentioned a storm drain.

Will you please let me know when all these easements are in order? (I think the common procedure is for owners to give easements directly to the utilities companies for their lines--but, will we need one for the storm drain?

Resolution will remain unrecorded until such time as I have your authority to record.

GSA

[Faint, mostly illegible text, possibly a signature or additional notes]

NSP

NORTHERN STATES POWER COMPANY

MINNEAPOLIS 2 MINNESOTA

September 27, 1963

Gretchen S. Alden, Village Clerk
Village of Edina
4801 West 50th Street
Minneapolis 24, Minnesota

Dear Mrs. Alden:

Please be advised that satisfactory arrangements have been made with the adjacent property owners in connection with the proposed vacation of the alley in Block 13, Mendelssohn Addition. They have agreed to grant us easements for the retention of our overhead electric distribution facilities as now in place. Therefore we have no objection to this vacation.

Thank you for your consideration in this matter.

Yours truly,

J. C. Pearce
Superintendent of Overhead
Minneapolis Division

By 
Roy A. Anderson
Senior Right-of-Way Agent

JCP
RHA:jmh

VILLAGE OF EDINA
4801 W. 50th St.
Edina 24, Minn.

NOTICE OF PUBLIC HEARING ON
PROPOSED VACATION OF ALLEY

NOTICE IS HEREBY GIVEN that the Edina Village Council will meet on Monday, June 10, 1963, at 7:00 P.M., at the Edina Village Hall, and will at said time and place consider the petition of Mrs. F. S. Van Bergen, 6416 Maloney Avenue, and others, for the Vacation of the following described alley:

THAT NORTH-SOUTH ALLEY IN BLOCK 13, MENDELSSOHN, LYING BETWEEN MALONEY AVENUE AND BELMORE LANE AND BETWEEN BLAKE ROAD AND GRIFFIT STREET, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

GRETCHEN S. ALDEN
Village Clerk

Mailing List for Public Hearing of May 27
on Vacating Alley in Block 12, Mendocino

Block B.

- | | |
|---------------------|-------------------|
| 1- R. E. Fousberg. | 401 Griffith St. |
| 2- N. A. Perlick | 405 Griffith St. |
| 3- N. A. Johnson | 409 Griffith St. |
| 4- R. J. Kelgerud. | 413 Griffith St. |
| 6- F. S. Van Berger | 6416 Maloney Ave. |
| 7- R. H. Anderson | 420 Blake Rd. |
| 8- O. S. Olson | 416 Blake Rd. |
| 9- C. T. Hoq | 412 Blake Rd. |
| 10- V. R. Clauson | 408 Blake Rd. |
| 11- H. Brostrom | 404 Blake Rd. |
| 12- J. C. Slavin | 402 Blake Rd. |
| 5- W. E. Jensen | 417 Griffith St. |

VILLAGE OF EDINA
4801 W. 50th St.
Edina 24, Minn.

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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

GRETCHEN S. ALDEN
Village Clerk

Please publish in Edina-Morningside Courier May 23 and 30, 1963.
Please send us 2 Affidavits of Publication.

VILLAGE OF EDINA
4801 W. 50th St.
Edina 24, Minn.

NOTICE OF PUBLIC HEARING ON
PROPOSED VACATION OF ALLEY

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All objections and recommendations will be heard at said meeting.

BY ORDER OF THE EDINA VILLAGE COUNCIL.

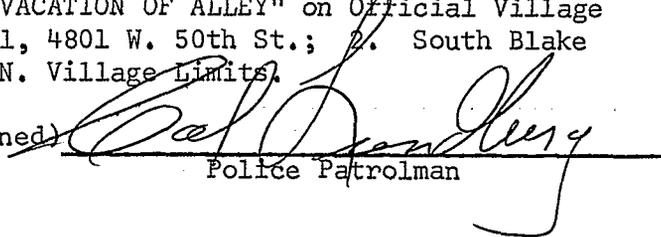
STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
VILLAGE OF EDINA)

GRETCHEN S. ALDEN
Village Clerk

I, the undersigned, Police Patrolman for the Village of Edina, Hennepin County, Minnesota, do hereby certify that I have, this date, posted copies of the attached and foregoing "NOTICE OF PUBLIC HEARING ON PROPOSED VACATION OF ALLEY" on Official Village Bulletin Boards as follows: 1. Edina Village Hall, 4801 W. 50th St.; 2. South Blake Road, at Interlachen Road; 3. County Road #18 and N. Village Limits.

Dated this 20 day of May, 1963.

(Signed)


Paul Sandberg
Police Patrolman

Signed and sworn to before me, a Notary Public in and for Hennepin County, Minnesota, this, the 20 day of May, 1963.


Gretchen S. Alden (Gretchen S. Alden)

My Commission Expires 1/12/67

Investors

MUTUAL, INC.
STOCK FUND, INC.
SELECTIVE FUND, INC.
VARIABLE PAYMENT FUND, INC.
MINNEAPOLIS, MINNESOTA
GROUP CANADIAN FUND LTD.
TORONTO, CANADA

GEORGE E. MACKINNON
General Counsel & Vice President

800 INVESTORS BUILDING • MINNEAPOLIS 2, MINNESOTA

April 25
1963

Village Clerk
Village Hall
Edina, Minnesota

Dear Madam:

I am enclosing petition for vacating the alley as described in the petition. This is signed 100% by the property owners of this block. I understand the proper procedure is to have you place this on the agenda for the next meeting of the Council. Will you please do this.

The wording in the petition was suggested by someone in the Village Hall and do hope all is in proper form. If there is anything further I should do, or any question you may wish to ask me before the meeting, you may call me at Federal 6-8818, Ext. 713. I am secretary to Mr. MacKinnon.

Vacating this alley is of greatest importance to me as the extra footage will allow me enough for an extra lot at the side of my home. I have had a preliminary survey by men recommended by the Village Hall. My husband passed away last summer, and I feel if I sell the lot my son and I can remain on in the house at least until he is out of high school. I presume I shouldn't go into my personal problems, but it is the only way I know to explain my concern.

Thank you for anything you may do.

Yours very truly,

Clarence Van Bergen (Mrs F. S.)

Mrs. F. S. Van Bergen
6416 Maloney Avenue
Hopkins, Minnesota

PETITION FOR VACATING ALLEY

* * * *

The undersigned property owners of that portion of Mendelsohn Addition, Block 13, bounded on the South by Maloney Avenue, on the East by Blake Road, on the North by Belmore Lane, and on the West by Griffit Street, comprising Lots numbered 1 through 12, respectfully request that the 16' alley bisecting said block running North and South be vacated. This petition is made with the understanding that no building could be erected across the vacated alley, that the Village of Edina would have an easement, and that this easement would allow for the drain tile now in existence; and also that the taxes would not be affected by virtue of vacating the alley.

<u>NAME</u>	<u>ADDRESS</u>
✓ Robert Helgeud	413 - Griffit St.
✓ Robert H. Anderson	420 - Blake Rd.
✓ Henry Hansen	408 Blake Rd.
✓ Carl Olson	416 Blake Rd.
✓ Clifford T. Hey	412 Blake Rd.
✓ Neil Perlich	405 Griffit
✓ Alfred Jensen	417 - Griffit St.
✓ Palmer Braetrom	
✓ Gemilla Johnson	409 Griffit St.
✓ Mrs. Roger E. Foberg	401 Griffit St.
✓ Derek E. Slavin	402 Blake St.
✓ Mrs. J. S. Van Bergen	6416 Maloney Ave.