

5/18/87 VACATION OF UTILITY EASEMENT
Lot 1, Blk 1, Winsor Addition



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

May 19, 1987

John L. Laurent
1360 French Creek Drive
Wayzata, MN 55391

Re: Vacation of Utility Easement - Lot 1, Block 1, WINSOR ADDITION

Dear Mr. Laurent:

Enclosed are two copies each of Notice of Completion of Proceedings and the Resolution on the above referenced vacation which the Edina City Council approved at its meeting of May 18, 1987.

It is my understanding that you will arrange to have these documents entered into the transfer record of the County Auditor and filed with the County Recorder.

Very truly yours,

A handwritten signature in cursive script that reads 'Marcella M. Daehn'.

Marcella M. Daehn
City Clerk

enclosures (4)

cc: Thomas S. Erickson, P.A.
Dorsey and Whitney

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

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on May 18, 1987, adopted a Resolution Vacating Easement For Utility Purposes after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for utility purposes all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

The North 5.00 feet of Lot 1, Block 1, WINSOR ADDITION

The time of completion of proceedings and the effective date of said vacation is May 19, 1987.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

City Clerk

RESOLUTION VACATING
EASEMENT FOR UTILITY PURPOSES

WHEREAS, a resolution of the City Council, adopted the 20th day of April, 1987, fixed a date for a public hearing on a proposed vacation of easement for utility purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 18th day of May, 1987, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council deems it to be in the best interest of the City and of the public that said easement vacation be made; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same, or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described utility easement be and is hereby vacated effective as of May 19, 1987:

The North 5.00 feet of Lot 1, Block 1, WINSOR ADDITION

and that the City Clerk is authorized and directed to cause a notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the County Recorder, in accordance with Minnesota Statutes, Section 412.851.

ADOPTED this 18th day of May, 1987.

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

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of May 18, 1987 and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 19th day of May, 1987

City Clerk

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF EASEMENT FOR UTILITY PURPOSES
IN THE CITY 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 May 18, 1987, at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following easement for utility purposes:

The North 5.00 feet of Lot 1, Block 1, WINSOR ADDITION

All persons who desire to be heard with respect to the question of whether or not the above proposed easement 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 area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Dated May 1, 1987

West line of the SE 1/4 of the SW 1/4 of Sec. 8

277.59

MARTH ROAD

line parallel with the North line of the SE 1/4 of the SW 1/4 of Sec. 8

line parallel the West line of the SW 1/4 of Sec. 8

OUTLOT

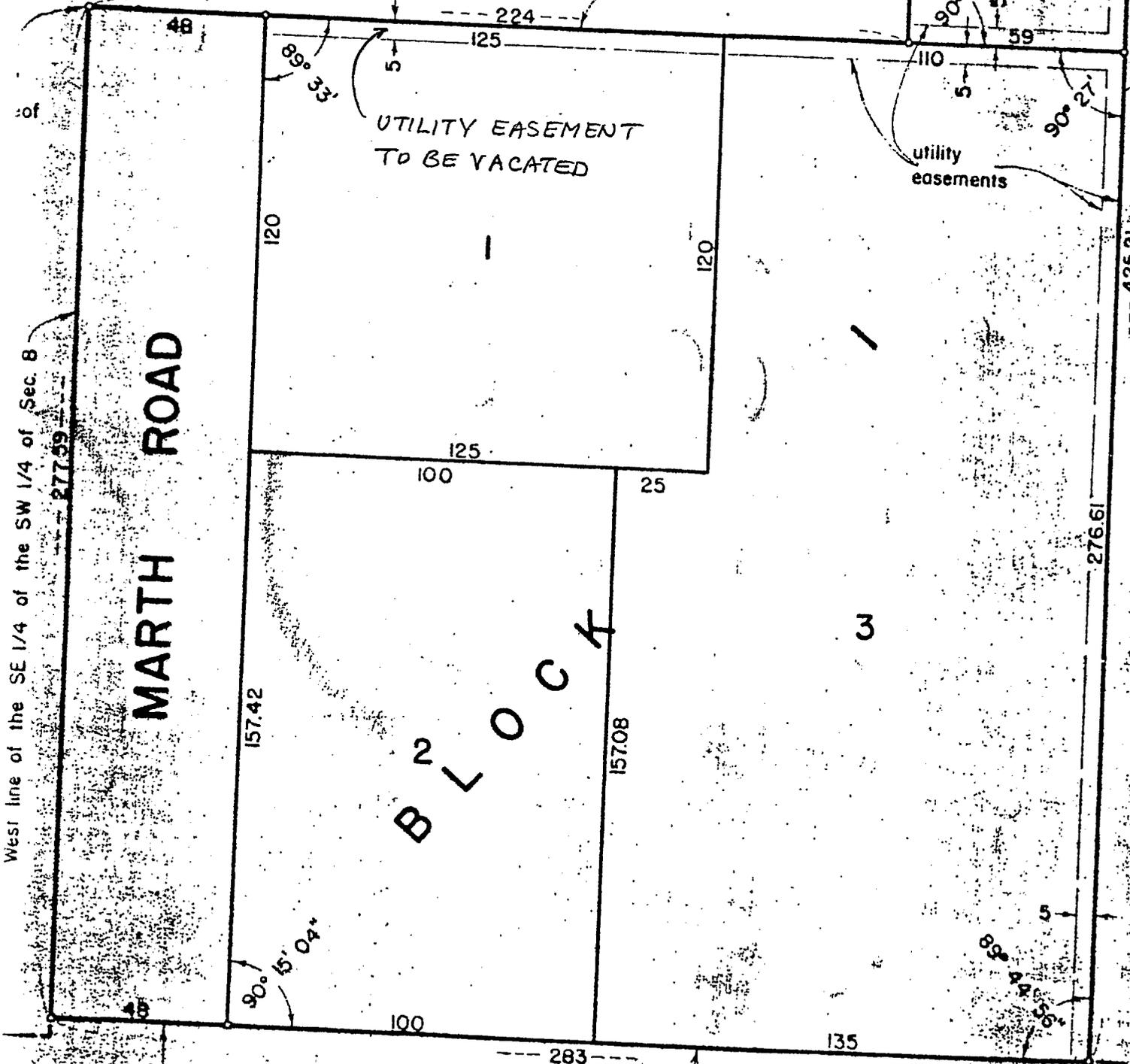
UTILITY EASEMENT TO BE VACATED

utility easements

line parallel with the West line of the SE 1/4 of the SW 1/4 of Sec. 8

EST 78TH STREET

North right-of-way line of State Highway No. 5



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

AFFIDAVIT OF POSTING NOTICE OF HEARING ON
VACATION OF EASEMENT FOR UTILITY PURPOSES

The undersigned, being first duly sworn, upon oath deposes and says that he/she is a duly appointed and acting Police Officer for the City of Edina, Hennepin County, Minnesota, and that on May 1, 1987 he/she posted the Notice of Hearing on the vacation described above to be held on May 18, 1987, a true and correct copy of which is hereto attached, at each of the following official City Bulletin Boards located at conspicuous places within the City:

- 1) City Hall, 4801 W. 50th Street
- 2) 50th and France Business Area, 3943 W. 50th Street
- 3) Amundson Avenue Shopping Center - NW corner of Parking Lot

Dated

5-1-87

Signed

FINCH
Police Officer

Signed and sworn to before me, a Notary Public
in and for Hennepin County, Minnesota, this

1st day of May, 19 87.

Maurice M. Dack

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

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

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BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Dated May 1, 1987

1/1/74

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

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date May 1 20, 19 87, acting on behalf of said City I deposited in the United States mail copies of the attached NOTICE OF PUBLIC HEARING - VACATION OF EASEMENT FOR UTILITY PURPOSES (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 18 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 seal of said City this 1st day of

May, 19 87.

Maudie M Dahn
Edina City Clerk

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

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

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The North 5.00 feet of Lot 1, Block 1, WINSOR ADDITION

All persons who desire to be heard with respect to the question of whether or not the above proposed easement 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 area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Dated May 1, 1987

MAILING LIST - VACATION OF UTILITY EASEMENT - LOT 1, BLOCK 1, WINSOR ADDITION

08-116-21-34-0005	(7717 Marth Ct)	Roger G. Evanson 5830 W. 78th Street (35)
0010	(7721 Marth Ct)	John L. Laurent & Associates, Inc. 7232 Metro Blvd. (35)
0011	(5828 W. 78th St)	Jeffrey A. Longtin 5828 W. 78th Street (35)
0045	(7713 Marth Ct)	Warren E. Hanson 7713 Marth Ct) (35)

Stuart E. Fraser
NSP Normandale Division
5309 W. 70th St.
Edina, MN 55435

Don Romain
NW Bell Telephone Company
6244 Cedar Avenue So.
Richfield, MN 55423

Steven Von Vargen
Minnegasco, Inc.
700 Linden Ave. W.
P.O. Box 1165
Minneapolis, MN 55440-1165

Matt Haveland
Rogers Cablesystems
801 Plymouth Ave. No.
Minneapolis, MN 55411

Minnesota Suburban Newspapers, Inc.

AFFIDAVIT OF PUBLICATION

(Official Publication)
 CITY OF EDINA
 4801 W. 50th Street
 Edina, Minnesota 55424
**NOTICE OF PUBLIC HEARING
 ON VACATION OF EASEMENT
 FOR UTILITY 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 May 18, 1987, at 7:00 P.M., for the purpose of holding a public hearing on the proposed vacation of the following easement for utility purposes:
 The North 5.00 East of Lot 1, Block 1, WINSON ADDITION
 All persons who desire to be heard with respect to the question of whether or not the above proposed easement 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 area or portion thereof vacated to maintain, repair or replace, remove, or otherwise attend to the same; for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain and to enter upon any area of the proposed vacation, shall continue.
 Dated this 28th day of April, 1987.
 BY ORDER OF THE
 EDINA CITY COUNCIL
 MARCELLA M. BAERN
 City Clerk
 (April 29 &
 May 6, 1987)-ED

STATE OF MINNESOTA)
 ss.
 COUNTY OF HENNEPIN)

Donald K. Mortenson, being duly sworn on an oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Edina Sun-Current, and has full knowledge of the facts which are stated below.

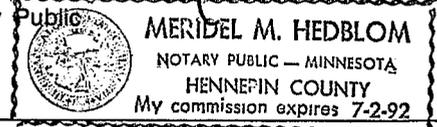
(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Notice of Public Hearing

which is attached was cut from the columns of said newspaper; and was printed and published once each week, for two successive weeks; it was first published on Wednesday, the 29 day of April, 1987, and was thereafter printed and published on every Wednesday to and including Wednesday, the 6 day of May, 1987; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

BY: Donald K. Mortenson
 TITLE: Operations Manager

Subscribed and sworn to before me on this
2 day of June, 1987
Meridel M. Hedblom
 Notary Public


RATE INFORMATION

(1) Lowest classified rate paid by commercial users for comparable space	\$ <u>1.85 per line</u> (Line, word, or inch rate)
(2) Maximum rate allowed by law for the above matter	\$ <u>40.1¢ per line</u> (Line, word, or inch rate)
(3) Rate actually charged for the above matter	\$ <u>38¢ per line</u> (Line, word, or inch rate)

(Official Publication)

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

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

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The North 5.00 feet of Lot 1, Block 1, WINSOR ADDITION

All persons who desire to be heard with respect to the question of whether or not the above proposed easement 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 area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 29th day of April, 1987.

BY ORDER OF THE EDINA CITY COUNCIL

Marcella M. Daehn, City Clerk

Please publish in the Edina Sun-Current on April 29 and May 6, 1987.
Please send two Affidavits of Publication.

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

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

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BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Dated May 1, 1987

West line of the SE 1/4 of the SW 1/4 of Sec. 8

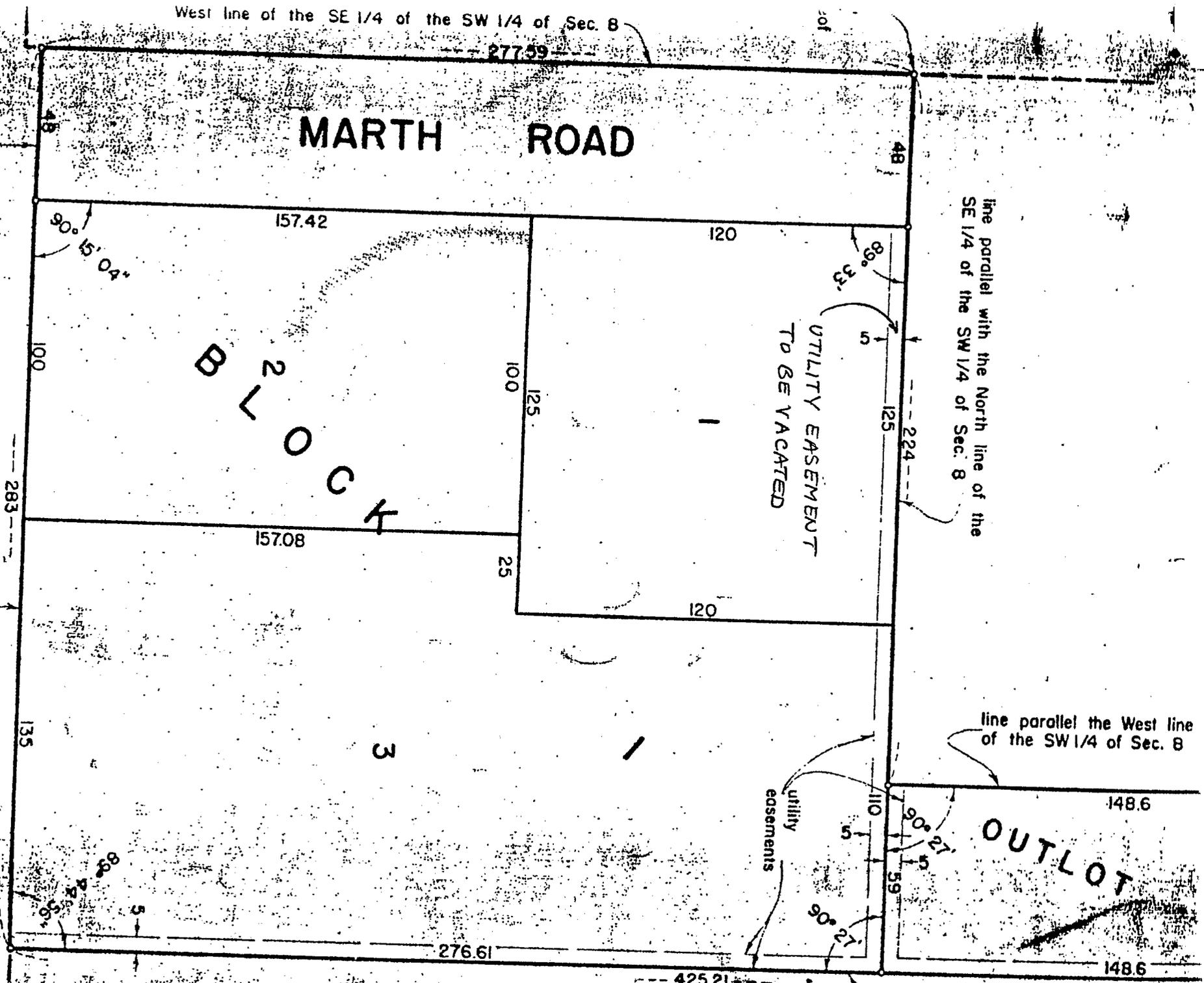
277.59

MARTH ROAD

line parallel with the North line of the SE 1/4 of the SW 1/4 of Sec. 8

EST 78TH STREET

North right-of-way line of State Highway No. 5



90° 15' 04"

157.42

120

89° 33'

2
1
3
4

UTILITY EASEMENT
TO BE VACATED

125

157.08

100

25

120

line parallel the West line of the SW 1/4 of Sec. 8

283

135

148.6

OUTLOT

utility easements

90° 27'

59

276.61

425.21

148.6

line parallel with the West line of the SE 1/4 of the SW 1/4 of Sec. 8

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by Stewart Barger Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

ROGERS CABLESYSTEMS by _____ Acceptable Opposed Conditional

CONDITIONS _____

LOCATION LOT 1, BLOCK 1, WINSOR ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

West line of the SE 1/4 of the SW 1/4 of Sec. 8

277.59

MARTH ROAD

line parallel with the North line of the SE 1/4 of the SW 1/4 of Sec. 8

MAP 151

EST 78TH STREET

North right-of-way line of State Highway No. 5

48

48

90°

15' 04"

157.42

120

89° 33'

B
2
L
O
C
A

UTILITY EASEMENT
TO BE VACATED

100

100

125

125

224

157.08

25

120

line parallel the West line of the SW 1/4 of Sec. 8

135

3

148.6

OUTLOT

utility easements

90°

12'

5'

59

89° 33'

276.61

425.21

148.6

line parallel with the West line of the SE 1/4 of the SW 1/4 of Sec. 8

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by J Van Aman Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

ROGERS CABLESYSTEMS by _____ Acceptable Opposed Conditional

CONDITIONS _____

LOCATION LOT 1, BLOCK 1, WINSOR ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by J. E. Franer Acceptable Opposed Conditional

ROGERS CABLESYSTEMS by _____ Acceptable Opposed Conditional

CONDITIONS _____

LOCATION LOT 1, BLOCK 1, WINSOR ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

ROGERS CABLESYSTEMS by F. Duhalde Acceptable Opposed Conditional

CONDITIONS _____

LOCATION LOT 1, BLOCK 1, WINSOR ADDITION

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to:

City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

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

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BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Dated May 1, 1987

West line of the SE 1/4 of the SW 1/4 of Sec. 8

277.59

MARTH ROAD

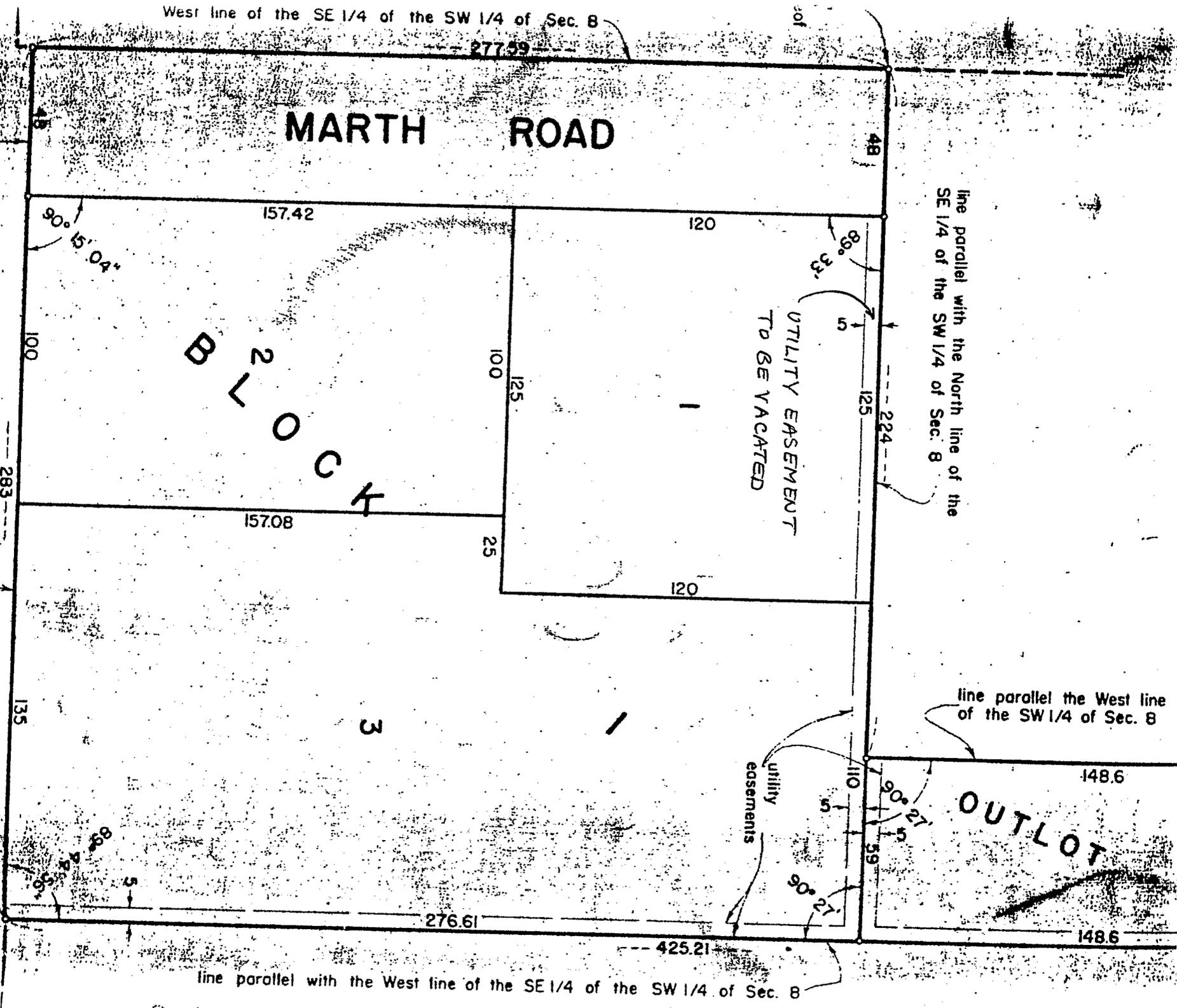
line parallel with the North line of the SE 1/4 of the SW 1/4 of Sec. 8

line parallel the West line of the SW 1/4 of Sec. 8

line parallel with the West line of the SE 1/4 of the SW 1/4 of Sec. 8

EST 78TH STREET

North right-of-way line of State Highway No. 5



90° 15' 04"

2
1
C
B
4

UTILITY EASEMENT
TO BE VACATED

OUTLOT

48

48

100

120

100

125

125

157.08

25

120

135

276.61

425.21

148.6

148.6

89° 33'

90° 27'

12° 06'

5

5

5

5

5

5

5

5

5

85

283

48

PUBLIC RIGHT-OF-WAY VACATION APPLICATION

Date Initiated 4-12-87

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:

The North 5.00 feet of Lot 1, Block 1, WINSOR ADDITION,
City of Edina, Hennepin County, Minnesota.

TOTAL

75.00

04/15/87

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

Signature x

John J. ...

Address x

1360 French Creek Dr
Wayzata, MN 55391

Telephone x

893-0042

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 _____

West line of the SE 1/4 of the SW 1/4 of Sec. 8

277.59

MARTH ROAD

line parallel with the North line of the SE 1/4 of the SW 1/4 of Sec. 8

line parallel the West line of of the SW 1/4 of Sec. 8

LOCK

UTILITY EASEMENT
TO BE VACATED

OUTLOT

line parallel with the West line of the SE 1/4 of the SW 1/4 of Sec. 8

EST
78TH STREET

North right-of-way line of State Highway No. 5

STATE HIGHWAY

