

STREET VACATIONS ABANDONED 7-23-62
PORTION OF YORK AVENUE

*Vacation
Abandoned 7/23
Engis to Study
Storm Sewer Project
in Area*

2

AFFIDAVIT OF PUBLICATION

Edina-Morningside Courier

Edina, Minnesota

State of Minnesota }
County of Hennepin } SS.

JOHN E. TILTON, being duly sworn, on oath says: that he now is and during all the time herein-

stated has been JOHN E. TILTON, the publisher.....and printer.....of the newspaper known as The Edina-Morningside Courier, and has full knowledge of the facts herein stated.

That for more than one year immediately prior to the publication therein of the printed

Notice of Public Hearing Re Proposed Vacation of Portion of
York Avenue....

hereto attached, said newspaper was printed and published in the English language from its known office of publication within the County of Hennepin, State of Minnesota, on Thursday of each week in column and sheet form equivalent in space to 450 running inches of single column two inches wide; has been issued from a known office established in said place of publication equipped with skilled workmen and the necessary material for preparing and printing the same: THE EDINA-MORNINGSIDE COURIER has had in its makeup not less than twenty-five percent of its news columns devoted to local news of interest to said community it purports to serve, the press work of which has been done in its said known place of publication; has contained general news, comments and miscellany; has not duplicated any other publication; has not been entirely made up of patents, plate matter and advertisements; has been circulated at and near its said place of publication to the extent of 240 copies regularly delivered to paying subscribers; has been entered as second class mail matter in local post office of its said place of publication; that there has been on file in the office of the County Auditor of said county the affidavit of a person having first hand knowledge of the facts constituting its qualifications as a newspaper for publication of legal notices; and that its publishers have complied with all demands of said County Auditor for proofs of its said qualification. A copy of each issue has been filed with the State Historical Society, St. Paul.

That the printed Notice of Public Hearing Re Proposed Vacation
of Portion of York Avenue.....

hereto attached as a part hereof was cut from the columns of said newspaper; was published

therein in the English language once a week for two successive weeks; that it was first so published on the 5th day of July, 1962 and thereafter on Thursday of each week to and including the 12th day of July, 1962; and that the following is a copy of the lower case

alphabet which is acknowledged to have been the size and kind of type used in the publica-

tion of said Notice of Public Hearing Re Proposed Vacation of
Portion of York Avenue.....

John E. Tilton
Publisher

Subscribed and sworn to before me this 12th day of July, 1962

Thomas D. Williams
Thomas D. Williams, Notary Public, Hennepin County, Minn.

My Commission Expires June 16, 1962.

(Official Publication)
VILLAGE OF EDINA
HENNEPIN COUNTY,
MINNESOTA
July 3, 1962
NOTICE OF PUBLIC HEARING
ON PROPOSED VACATION OF
PORTION OF YORK AVENUE
NOTICE IS HEREBY GIVEN
that the Edina Village Council will meet on Monday, July 23, 1962, at 7:00 p.m., at the Edina Village Hall, and will at said time and place consider the PROPOSED VACATION OF THAT PART OF YORK AVENUE LYING BETWEEN THE NORTH LOT LINES OF LOT SIX (6) BLOCK TWO (2) AND LOT TWENTY-FIVE (25), BLOCK ONE (1), SEELY'S FIRST ADDITION TO HAWTHORNE PARK, AND THE NORTH LOT LINES OF LOT ONE (1), BLOCK TWO (2) AND LOT THIRTY (30), BLOCK ONE (1), SEELY'S FIRST ADDITION TO HAWTHORNE PARK, 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
(July 5, 12, 1962)—EC-2A

AFFIDAVIT OF PUBLICATION

Edina-Morningside Courier

Edina, Minnesota

State of Minnesota }
County of Hennepin } SS.

JOHN E. TILTON, being duly sworn, on oath says: that he now is and during all the time herein-

stated has been JOHN E. TILTON, the publisher.....and printer.....of the newspaper known as The Edina-Morningside Courier, and has full knowledge of the facts herein stated.

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Notice of Public Hearing Re Proposed Vacation of Portion of York Avenue....

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hereto attached as a part hereof was cut from the columns of said newspaper; was published

therein in the English language once a week for two successive weeks; that it was first so published on the 5th day of July, 1962 and thereafter on Thursday of each week to and including the 12th day of July, 1962; and that the following is a copy of the lower case

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tion of said Notice of Public Hearing Re Proposed Vacation of Portion of York Avenue.....

John E. Tilton
Publisher

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Thomas D. Williams, Notary Public, Hennepin County, Minn.

My Commission Expires June 16, 1962.

(Official Publication)
VILLAGE OF EDINA
HENNEPIN COUNTY,
MINNESOTA
July 3, 1962
NOTICE OF PUBLIC HEARING
ON PROPOSED VACATION OF
PORTION OF YORK AVENUE
NOTICE IS HEREBY GIVEN
that the Edina Village Council will
meet on Monday, July 23, 1962, at
7:00 p.m. at the Edina Village
Hall, and will at said time and
place consider the PROPOSED VA-
CATION OF THAT PART OF
YORK AVENUE LYING BE-
TWEEN THE NORTH LOT LINES
OF LOT SIX (6) BLOCK TWO (2)
AND LOT TWENTY-FIVE (25),
BLOCK ONE (1), SEELY'S FIRST
ADDITION TO HAWTHORNE
PARK, AND THE NORTH LOT
LINES OF LOT ONE (1), BLOCK
TWO (2) AND LOT THIRTY (30),
BLOCK ONE (1), SEELY'S FIRST
ADDITION TO HAWTHORNE
PARK, all as platted and of record
in the office of the Register of
Deeds in and for Hennepin County,
Minnesota.
All objections and recommenda-
tions will be heard at said meet-
ing.
BY ORDER OF THE EDINA
VILLAGE COUNCIL.
GRETCHEN S. ALDEN
Village Clerk
(July 5, 12, 1962)-EC-2A

2

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

July 3, 1962

NOTICE OF PUBLIC HEARING ON
PROPOSED VACATION OF PORTION OF
YORK AVENUE

NOTICE IS HEREBY GIVEN that the Edina Village Council will meet on Monday, July 23, 1962, at 7:00 P.M., at the Edina Village Hall, and will at said time and place consider the PROPOSED VACATION OF THAT PART OF YORK AVENUE LYING BETWEEN THE NORTH LOT LINES OF LOT SIX (6) BLOCK TWO (2) AND LOT TWENTY-FIVE, (25), BLOCK ONE (1), SEELY'S FIRST ADDITION TO HAWTHORNE PARK, AND THE NORTH LOT LINES OF LOT ONE (1), BLOCK TWO (2) AND LOT THIRTY (30), BLOCK ONE (1), SEELY'S FIRST ADDITION TO HAWTHORNE PARK, 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

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

I, the undersigned, Police Patrolman for the Village of Edina, Hennepin County, Minn. do hereby certify that I have, this date, Posted copies of the attached and foregoing "NOTICE OF PUBLIC HEARING ON PROPOSED VACATION OF PORTION OF YORK AVENUE" on Official Village Bulletin Boards at - 1. Village Hall. 2. W.56th St. and Xerxes Ave. 3. W.54th St. and France.

Dated this 3rd day of July, 1962 (Signed) Richard C. Soderlund

Signed and sworn to before me, a Notary Public in and for Hennepin County, Minn. this 12th day of July, 1962.

Gretchen S. Alden (Gretchen S. Alden)
My Commission Expires 1/12/67

(Official Publication)
VILLAGE OF EDINA
HENNEPIN COUNTY, MINNESOTA

VILLAGE OF EDINA
XXXXXXXXXXXXXXXXXXXX
4801 W. 50th St.
XXXXXXXXXXXXXXXXXXXX
Edina, 20 Minn.
XXXXXXXXXXXXXXXXXXXX

July 3, 1962

NOTICE OF PUBLIC HEARING ON
PROPOSED VACATION OF PORTION OF
YORK AVENUE

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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 July 5 and 12, 1962.
Please send us 2 Affidavits of Publication .

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

July 3, 1962

NOTICE OF PUBLIC HEARING ON
PROPOSED VACATION OF PORTION OF
YORK AVENUE

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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

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

July 3, 1962

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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

Mailing List for July 23 Public Hearing
 on Proposed Vacation of York Ave.
 betw N. Side of Ast 6, Bl 2, and N. Village
 Limits

Seely's First Addn to Hawthorne Park

Block 1

16	P. S. Knutson	5445 York Ave.
17	A. J. Olson	5441
18	J. B. Gavett	5439
19*	A. L. Myren	No Address Given
* 20	E. C. Shaughnessy	5433 York
20+21	H. J. Schilling	5425
22	C. W. Curtis	5421
23	Dorothy P. Kuske	5417
25+24	R. Brinkman	5411
26, 27+28	V. M. Coyne	5405
29+30	B. D. Josephson	3113 N. 54 th St. (10)

Block 2

1+2	George F. Speake	2833 - 2nd Ave So.
3+4		
4		
5+6		
7+8	L. H. Summerfield	3540 Kiltie Blvd Los Angeles 5
9+10	V. L. Bensch	5412 York Ave So
11-15 th Ave	G. J. Ryan	5426 York
	Village of Edina	
	C. Harriman	5410 York

6-B

Deferred to June 11,
for Engr. Report

May 23, 1932

Village Council
Edina Village Hall
Edina, Minn.

Re. Petition-Distressed Area-54th and York.

This distressed area was caused by the rerouting of Minnehaha Creek in 1932 by agreement between The Village of Edina and the City of Minneapolis.

The problem to the immediate property owners and the Village of Edina is a depressed area 5 feet deep and approximately 50 feet wide East and West and 120 feet North and South starting at 54th Street and what would be York Ave. South.

This area collects considerable amounts of water (now approximately 3 feet deep). When there has been a heavy rain fall, and of course when Minnehaha Creek is running at a high level this area is affected. Because this area is so low and was the old creek bed, the water will stay in this area for a considerable time after the creek has returned to a low level. Heavy moisture is in evidence with a turn of a shovel of dirt even during a dry period.

It is imperative to fill this low area bringing ground level higher than the bed of Minnehaha creek; thus preventing seepage from the ground up.

This area is causing considerable problems and work for the immediate property owners, including trash and rubbish along with weeds and mosquitoes etc., plus dead animals.

The biggest concern for everyone is the danger to small children, and a health problem from decaying vegetation and stagnant water. The odor is unbearable.

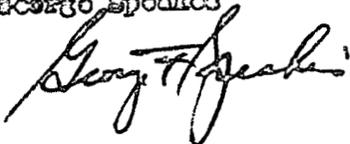
This unsightly area was caused by the rerouting of Minnehaha Creek, and in addition to the above, there will undoubtedly be some Engineering problems involved.

The adjoining property owners will appreciate careful and prompt consideration to this dangerous and undesirable problem, and will gladly cooperate in its elimination.

The undersigned respectfully petition the elimination of this distressed and unhealthy situation.

P. C. 

George Sporkes



Sooly's lot Addition to Hawthorne Park -Block 1.


Bernard Josephson
Lots 129 + 30

Vincent H. Coyne

Check with Gretchen as
to what's needed on it in
what form for a Vacation
Haring.

June 15, 1962

Name to: Village Manager

Subject: ERYTHION - DISTRESSED AREA AT WEST 5th STREET and YORK AVENUE

Ref: Spokes, Spokes and Josephson Letter of May 23, 1962 to Village Council

1. The above referenced request from P. G. Spokes, George Spokes and Donald Josephson was submitted to the Village Council May 28, 1962, regarding a portion of the old Minnehaha Creek Channel located on the right of way of York Avenue just south of West 5th Street. A report to the Council was requested for June 25, we have made an engineering study to determine the feasibility of filling the low area up to grade to allow the water to drain north on to West 5th Street and eventually to Minnehaha Creek through existing culverts at each end of the block on West 5th Street.

2. As a result of this study we concluded that the most economical and best solution to the problem would be for the Village to vacate that portion of York Avenue lying North of the north line of Lot 6, Block 2 Scaly's First Addition to Hawthorne Park. The vacated street would then revert to the abutting property owners. An agreement should be made with the property owners in which they agree that if and when the area is filled by the abutting property owners, that they have constructed and pay for a culvert leading from the low area to Minnehaha Creek. To fill this area without a culvert would mean flooding of parts of the lots on the east side of York Avenue.

G. H. GARY

RLD

LEW:ing

bcc: Dir., P. W. and Engr.
Engr.
P. W. Supt.

North Lines of Lot 6, Bl. 2 and Lot 25, Block
1, Scaly's First Addition to Hawthorne Park
and the North Lines of Lot 1, Bl. 2
P. W. Supt. Bl. 1



CONCRETE
PIPE

John E. Hopkins

**NORTH STAR CONCRETE
CO.**

PHONE MINNEAPOLIS ST 1-2625

PRECAST
MANHOLES



Engr - Please demonstrate
 this fairly accurately on
 a map - and show me,
 Believe the solution
 is to let the old creek bed
 accrue to a butting property
 owners,

W 5-31-62

MR
L.H.W.

J.M.

This problem demonstrated
 on map 6-25-62.
 L.H.W.

[Handwritten signature]



CONCRETE ROAD CULVERTS • SEWER PIPE • CATTLE PASS • MULTIPLE-DUCT CONDUIT

M. Josephson Esq.

6-E

May 23, 1952

Village Council
Edina Village Hall
Edina, Minn.

Re. Petition-Distressed Area-54th and York.

This distressed area was caused by the rerouting of Minnehaha Creek in 1932 by agreement between The Village of Edina and the City of Minneapolis.

The problem to the immediate property owners and the Village of Edina is a depressed area 5 feet deep and approximately 30 feet wide East and West and 120 feet North and South starting at 54th Street and what would be York Ave. South.

This area collects considerable amounts of water (now approximately 3 feet deep). When there has been a heavy rain fall, and of course when Minnehaha Creek is running at a high level this area is effected. Because this area is so low and was the old creek bed, the water will stay in this area for a considerable time after the creek has returned to a low level. Heavy moisture is in evidence with a turn of a shovel of dirt even during a dry period.

It is imperative to fill this low area bringing ground level higher than the bed of Minnehaha creek; thus preventing seepage from the ground up.

This area is causing considerable problems and work for the immediate property owners, including trash and rubbish along with weeds and mosquitoes etc., plus dead animals.

The biggest concern for everyone is the danger to small children, and a health problem from decaying vegetation and stagnant water. The odor is unbearable.

This unsightly area was caused by the rerouting of Minnehaha Creek, and in addition to the above, there will undoubtedly be some Engineering problems involved.

The adjoining property owners will appreciate careful and prompt consideration to this dangerous and undesirable problem, and will gladly cooperate in its elimination.

The undersigned respectfully petition the elimination of this distressed and unhealthy situation.

P. G. Speakes

George Speakes

Seely's 1st Addition to Hawthorne Park -Block 1.


Bernard Josephson
Lots 29 + 30

Vincent M. Coyne

June 25, 1962

Memo to: Village Manager

Subject: PETITION - DISTRESSED AREA AT WEST 54th STREET and YORK AVENUE

Re: Spokes, Spokes and Josephson Letter of May 23, 1962 to Village Council

1. The above referenced request from P. G. Spokes, George Spokes and Bernard Josephson was submitted to the Village Council May 28, 1962, regarding a portion of the old Minnehaha Creek Channel located on the right of way of York Avenue just south of West 54th Street. A report to the Council was requested for June 25, to have made an engineering study to determine the feasibility of filling the low area up to grade to allow the water to drain north on to West 54th Street and eventually to Minnehaha Creek through existing culverts at each end of the block on West 54th Street.
2. As a result of this study we concluded that the most economical and best solution to the problem would be for the Village to vacate that portion of York Avenue lying North of the north line of Lot 6, Block 2 Seely's First Addition to Hawthorne Park. The vacated street would then revert to the abutting property owners. An agreement should be made with the property owners in which they agree that if and when the area is filled by the abutting property owners, that they have constructed and pay for a culvert leading from the low area to Minnehaha Creek. To fill this area without a culvert would mean flooding of parts of the lots on the east side of York Avenue.

G. M. GAMB

RLD

LMW:lbg

cc: Dir., P. W. and Engr.
Engr.
P. W. Supt.

June 25, 1962

Memo to: Village Manager

Subject: PETITION - DISTRESSED AREA AT WEST 54th STREET and YORK AVENUE

Re: Spokes, Spokes and Josephson Letter of May 23, 1962 to Village Council

1. The above referenced request from P. G. Spokes, George Spokes and Bernard Josephson was submitted to the Village Council May 28, 1962, regarding a portion of the old Minnehaha Creek Channel located on the right of way of York Avenue just south of West 54th Street. A report to the Council was requested for June 25, we have made an engineering study to determine the feasibility of filling the low area up to grade to allow the water to drain north on to West 54th Street and eventually to Minnehaha Creek through existing culverts at each end of the block on West 54th Street.

2. As a result of this study we concluded that the most economical and best solution to the problem would be for the Village to vacate that portion of York Avenue lying North of the north line of Lot 6, Block 2 Sooly's First Addition to Hawthorne Park. The vacated street would then revert to the abutting property owners. An agreement should be made with the property owners in which they agree that if and when the area is filled by the abutting property owners, that they have constructed and pay for a culvert leading from the low area to Minnehaha Creek. To fill this area without a culvert would mean flooding of parts of the lots on the east side of York Avenue.

G. H. GALT

RLD

LEH/sjg

cc: Dir., P. W. and Engr.

Engr.

✓ P. W. Supt.

June 25, 1962

Memo to: Village Manager

Subject: FLOODING - DISTRESSED AREA AT WEST 54th STREET and YORK AVENUE

Re: Spokes, Spokes and Josephson Letter of May 23, 1962 to Village Council

1. The above referenced request from P. O. Spokes, George Spokes and Bernard Josephson was submitted to the Village Council May 28, 1962, regarding a portion of the old Minnehaha Creek Channel located on the right of way of York Avenue just south of West 54th Street. A report to the Council was requested for June 25, to have made an engineering study to determine the feasibility of filling the low area up to grade to allow the water to drain north on to West 54th Street and eventually to Minnehaha Creek through existing culverts at each end of the block on West 54th Street.
2. As a result of this study we concluded that the most economical and best solution to the problem would be for the Village to vacate that portion of York Avenue lying North of the north line of Lot 6, Block 2 Scaly's First Addition to Hawthorne Park. The vacated street would then revert to the abutting property owners. An agreement should be made with the property owners in which they agree that if and when the area is filled by the abutting property owners, that they have constructed and pay for a culvert leading from the low area to Minnehaha Creek. To fill this area without a culvert would mean flooding of parts of the lots on the east side of York Avenue.

G. H. GARD

HLO

LM/lsjg

cc: Dir., P. W. and Engr.

Engr.

→ P. W. Supt.

June 25, 1962

Memo to: Village Manager

Subject: FLOODING - DISTRESSED AREA AT WEST 5th STREET and YORK AVENUE

Re: Spokes, Spokes and Josephson Letter of May 23, 1962 to Village Council

1. The above referenced request from P. G. Spokes, George Spokes and Edward Josephson was submitted to the Village Council May 28, 1962, regarding a portion of the old Minnehaha Creek Channel located on the right of way of York Avenue just south of West 5th Street. A report to the Council was requested for June 25, we have made an engineering study to determine the feasibility of filling the low area up to grade to allow the water to drain north on to West 5th Street and eventually to Minnehaha Creek through existing culverts at each end of the block on West 5th Street.

2. As a result of this study we concluded that the most economical and best solution to the problem would be for the Village to vacate that portion of York Avenue lying North of the north line of Lot 6, Block 2 Gooly's First Addition to Hawthorne Park. The vacated street would then revert to the abutting property owners. An agreement should be made with the property owners in which they agree that if and when the area is filled by the abutting property owners, that they have constructed and pay for a culvert leading from the low area to Minnehaha Creek. To fill this area without a culvert would mean flooding of parts of the lots on the east side of York Avenue.

C. H. G. H.

RLO

LMW:lg

cc: Dir., P. U. and Engr.
Engr.
P. U. Supt.

June 25, 1962

Memo to: Village Manager

Subject: PETITION - DISTRESSED AREA AT WEST 54th STREET and YORK AVENUE

Ref: Speakes, Speakes and Josephson Letter of May 23, 1962 to Village Council

1. The above referenced request from P. G. Speakes, George Speakes and Bernard Josephson was submitted to the Village Council May 28, 1962, regarding a portion of the old Minnehaha Creek Channel located on the right of way of York Avenue just south of West 54th Street. A report to the Council was requested for June 25, we have made an engineering study to determine the feasibility of filling the low area up to grade to allow the water to drain north on to West 54th Street and eventually to Minnehaha Creek through existing culverts at each end of the block on West 54th Street.

2. As a result of this study we concluded that the most economical and best solution to the problem would be for the Village to vacate that portion of York Avenue lying North of the north line of Lot 6, Block 2 Seely's First Addition to Hawthorne Park. The vacated street would then revert to the abutting property owners. An agreement should be made with the property owners in which they agree that if and when the area is filled by the abutting property owners, that they have constructed and pay for a culvert leading from the low area to Minnehaha Creek. To fill this area without a culvert would mean flooding of parts of the lots on the east side of York Avenue.


G. M. GANS

RLO
LHW:kg

7/23/62
Mr. Hyde - Please
call
Mr. Speakes.

Pa 1-3331.

Re: Hearing tonight
on vacation of part
of York.
I (He wants to be
briefed on this)

See Capt Gans' memo
attached.

Note: Mr. Speakes is Bower
Hawthorn's Brother-in-law
ISA.

Check with Gretchen as to what's needed on it in what form for a vacation hearing.

June 25, 1962

Memo to: Village Manager

Subject: PETITION - DISTRESSED AREA AT WEST 54th STREET and YORK AVENUE

Ref: Speakes, Speakes and Josephson Letter of May 23, 1962 to Village Council

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G. H. GARD

RLO

LHV:kg

W 008-02
bcc: Dir., P. W. and Engr.
Engr.
P. W. Supt.

*North lines of Lot 6, Bl 2 and Lot 25, Block 1, Seely's First Addn to Hawthorne Park
And the North lines of Lot 1, Bl. 2
and Lot 30, Block 1,*