

**RESOLUTION NO. 020215-02
CITY OF WAITE PARK**

**RESOLUTION APPROVING VACATION
OF SANITARY SEWER AND WATER MAIN EASEMENTS
IN THE CITY OF WAITE PARK, STEARNS COUNTY, MINNESOTA**

WHEREAS, a public hearing was held on February 2, 2015, before the City Council at City Hall, 19 13th Avenue North, Waite Park, Minnesota, at 6:30 p.m. or soon thereafter to consider the vacation of sanitary sewer and water main easements within the City of Waite Park, as described on the attached Exhibit "A" and shown on the attached easement vacation sketch; and

WHEREAS, published and posted notice has been given, and mailed notice was sent to all affected property owners and utility companies holding utility franchises in the City and all interested and affected persons were given an opportunity to voice their concerns and be heard; and

WHEREAS, the vacated sanitary sewer and water main easements will be replaced by easements as described on the attached Exhibits "B" and "C" and shown on the attached easement sketches; and

WHEREAS, this is only a partial vacation and does not include the drainage and utility easements as dedicated in the plats of Factory Direct Addition and Inventure Electric Avenue.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAITE PARK, COUNTY OF STEARNS, MINNESOTA, that the vacation is hereby granted and the sanitary sewer and water main easements located in the City of Waite Park, Minnesota, legally described as follows are hereby vacated:

All that part of certain easements for sanitary sewer and water main purposes as established in

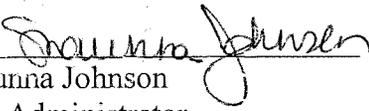
Book 60 A&A, p. 99 (Doc. No. 443735),
and Book 61 of A&A, p. 625 (Doc. No. 450854),
and Book 414 D, p. 475 (Doc. No. 443734),
and Book 470 D, p. 623 (Doc. No. 505767),

lying within INVENTURE ELECTRIC AVENUE, according to the recorded plat thereof, Stearns County, Minnesota,

and lying within FACTORY DIRECT ADDITION, according to the recorded plat thereof, Stearns County, Minnesota.

BE IT FURTHER RESOLVED, that the Mayor and City Administrator are hereby authorized to sign a completion of vacation and the City Attorney is directed to record the completion certification with the Stearns County Recorder.

Adopted by the City Council this 2nd day of February, 2015.



Shaunna Johnson
City Administrator



Richard E. Miller
Mayor

ACTON ON THIS RESOLUTION:

Motion for adoption: Member Linqvist
Seconded by: Member Schneider
Voted in favor of: Mayor Miller, Members Linqvist, Schneider, Schulz, Theisen
Voted Against: None
Abstained: None
Absent: None
Resolution adopted.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Waite Park City Council at a duly authorized meeting held on 2/2/2015.



Shaunna Johnson
City Administrator

LEGAL DESCRIPTIONS FOR VACATION OF EASEMENTS

Nov. 20, 2014

All that part of certain easements for sanitary sewer and watermain purposes as established in
Book 60 A&A, p. 99 (Doc. No. 443735),
and Book 61 of A&A, p. 625 (Doc. No. 450854),
and Book 414 D, p. 475 (Doc. No. 443734),
and Book 470 D, p. 623 (Doc. No. 505767),

lying within INVENTURE ELECTRIC AVENUE, according to the recorded plat thereof, Stearns County,
Minnesota,

and lying with FACTORY DIRECT ADDITION, according to the recorded plat thereof, Stearns County,
Minnesota.

EXHIBIT

A

STEARNS COUNTY HIGHWAY RIGHT OF WAY MAP NO. 7/7A

C.S.A.H. 75 a/k/a DIVISION STREET
f/k/a OLD U.S. HWY. 52



Approximate location for the Easements for Sanitary Sewer and Watermain Per measured calls in Book 60 A&A p. 99 (Doc. No. 443735), And for Watermain per Book 61 of A&A, p. 625 (Doc. No. 450854), per Book 414 D, p. 475 (Doc. No. 443734), and per Book 470 D, p. 623 (Doc. No. 505767)

Southerly right of way of CSAH 75 a/k/a Division Street f/k/a U.S. Hwy. 52

FACTORY DIRECT ADDITION
BLOCK ONE

LOT 1

East line of FACTORY DIRECT ADDITION

10 foot wide drainage and utility easement per plat of FACTORY DIRECT ADDITION

Assumed location for the Easements for Sanitary Sewer and Watermain Per Book 60 A&A p. 99 (Doc. No. 443735), And for Watermain per Book 61 of A&A, p. 625 (Doc. No. 450854), per Book 414 D, p. 475 (Doc. No. 443734), and per Book 470 D, p. 623 (Doc. No. 505767)

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South line of FACTORY DIRECT ADDITION

8" PVC

8" CIP

OM

8" VCP

INVENTURE
ELECTRIC
AVENUE

BLOCK 1
LOT 1

Assumed location for the Easements for Sanitary Sewer and Watermain Per Book 60 A&A, p. 99 (Doc. No. 443735) And per Book 61 of A&A, p. 625 (Doc. No. 450854), per Book 414 D, p. 475 (Doc. No. 443734), and per Book 470 D, p. 623 (Doc. No. 505767)

SW 1/4 NE 1/4

SEC. 17,

TWP. 124,

RNG. 28



NOT PLATTED



EASEMENT
VACATION AREA

KLD
13 North 11th Avenue
St. Cloud, MN 56303
320-258-1280

KRAMER LEAS DELEO
SURVEYING • ENGINEERING • PLANNING
BRAINERD ST. CLOUD

I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

Signature: *Samuel J. DeLeo* 11/20/2014
Samuel J. DeLeo, MN License No. 40341 Date

PROJECT NO. BOSEK1403

EXHIBIT DRAWING
For Easement Vacation

City of Waite Park, County of Stearns, State of Minnesota
Located in Section 17, Township 124 North, Range 28 West

EXHIBIT
A

LEGAL DESCRIPTIONS FOR SANITARY SEWER EASEMENTS

Nov. 20, 2014

Easement Area A for Main Line

A perpetual easement for municipal sanitary sewer purposes over, under, and across that part of Lot 1, Block 1, INVENTURE ELECTRIC AVENUE, according to the recorded plat thereof, Stearns County, Minnesota, being 15.00 feet on each side of the following described Centerline A:

Centerline A

Commencing at the northwest corner of said INVENTURE ELECTRIC AVENUE; thence North 89 degrees 34 minutes 33 seconds East, plat bearing, along the north line of said INVENTURE ELECTRIC AVENUE 37.55 feet;

thence South 00 degrees 05 minutes 14 seconds East, along the boundary line of said INVENTURE ELECTRIC AVENUE for 157.76 feet;

thence South 89 degrees 54 minutes 31 seconds East, along the boundary line of said INVENTURE ELECTRIC AVENUE for 183.53 feet;

thence South 00 degrees 18 minutes 54 seconds East, along the boundary line of said INVENTURE ELECTRIC AVENUE for 98.50 feet to the point of beginning;

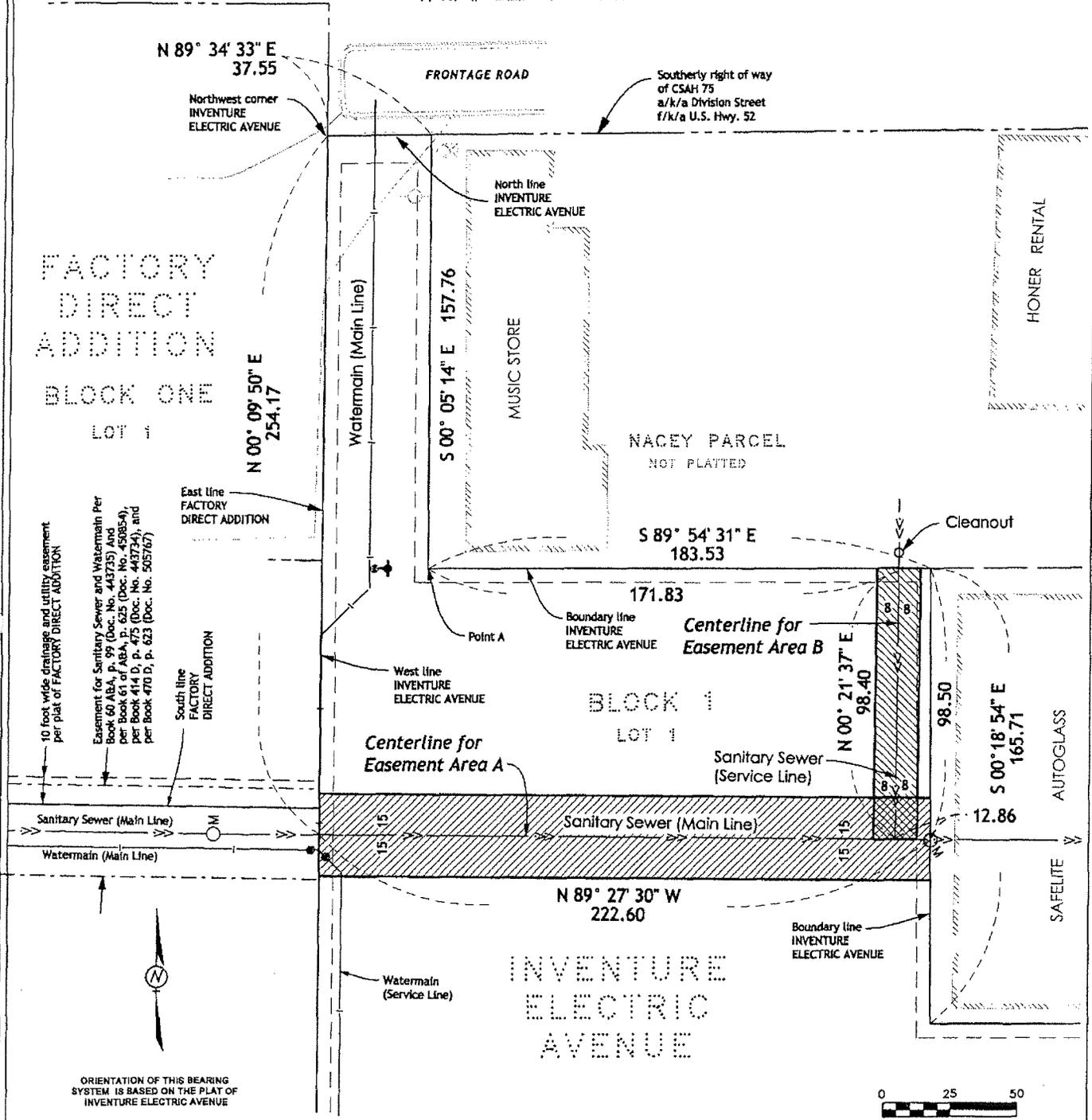
thence North 89 degrees 27 minutes 30 seconds West 222.60 feet to a point on the west line of said INVENTURE ELECTRIC AVENUE distant 254.17 feet southerly from said northwest corner of said INVENTURE ELECTRIC AVENUE and there terminating.

The sidelines of said easement are to be prolonged or shortened to terminate at the boundary lines of said INVENTURE ELECTRIC AVENUE.

EXHIBIT
B

STEARNS COUNTY HIGHWAY RIGHT OF WAY MAP NO. 7/7A

C.S.A.H. 75 a/k/a DIVISION STREET
f/k/a OLD U.S. HWY. 52



ORIENTATION OF THIS BEARING SYSTEM IS BASED ON THE PLAT OF INVENTURE ELECTRIC AVENUE



 <p>13 North 11th Avenue St. Cloud, MN 56303 320-250-1200</p> <p>KRAMER LEAS DELEO SURVEYING • ENGINEERING • PLANNING BRAKEROID BY CLOUD</p>	<p>I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.</p>
	<p>Signature: <i>Samuel J. DeLeo</i> 11/20/2014 Samuel J. DeLeo, MN License No. 40341 Date</p>

PROJECT NO. BOSEC1403

**EASEMENT SURVEY
For Sanitary Sewer**

City of Waite Park, County of Stearns, State of Minnesota
Located in Section 17, Township 124 North, Range 28 West

EXHIBIT
B

LEGAL DESCRIPTIONS FOR WATERMAIN EASEMENTS

Nov. 20, 2014

Easement Area A

The South 90.00 feet of the East 10.00 feet of Lot 1, Block One, FACTORY DIRECT ADDITION, according to the recorded plat thereof, Stearns County, Minnesota.

Easement Area B

That part of Lot 1, Block 1, INVENTURE ELECTRIC AVENUE, according to the recorded plat thereof, Stearns County, Minnesota, described as follows:

Beginning at the northwest corner of said INVENTURE ELECTRIC AVENUE; thence North 89 degrees 34 minutes 33 seconds East, plat bearing, along the north line of said INVENTURE ELECTRIC AVENUE 37.55 feet;

thence South 00 degrees 05 minutes 14 seconds East, along the boundary line of said INVENTURE ELECTRIC AVENUE for 157.76 feet;

thence South 45 degrees 00 minutes 00 seconds West 40.05 feet;

thence South 00 degrees 09 minutes 50 seconds West 92.00 feet;

thence North 89 degrees 50 minutes 10 seconds West 10.00 feet to the west line of said INVENTURE ELECTRIC AVENUE;

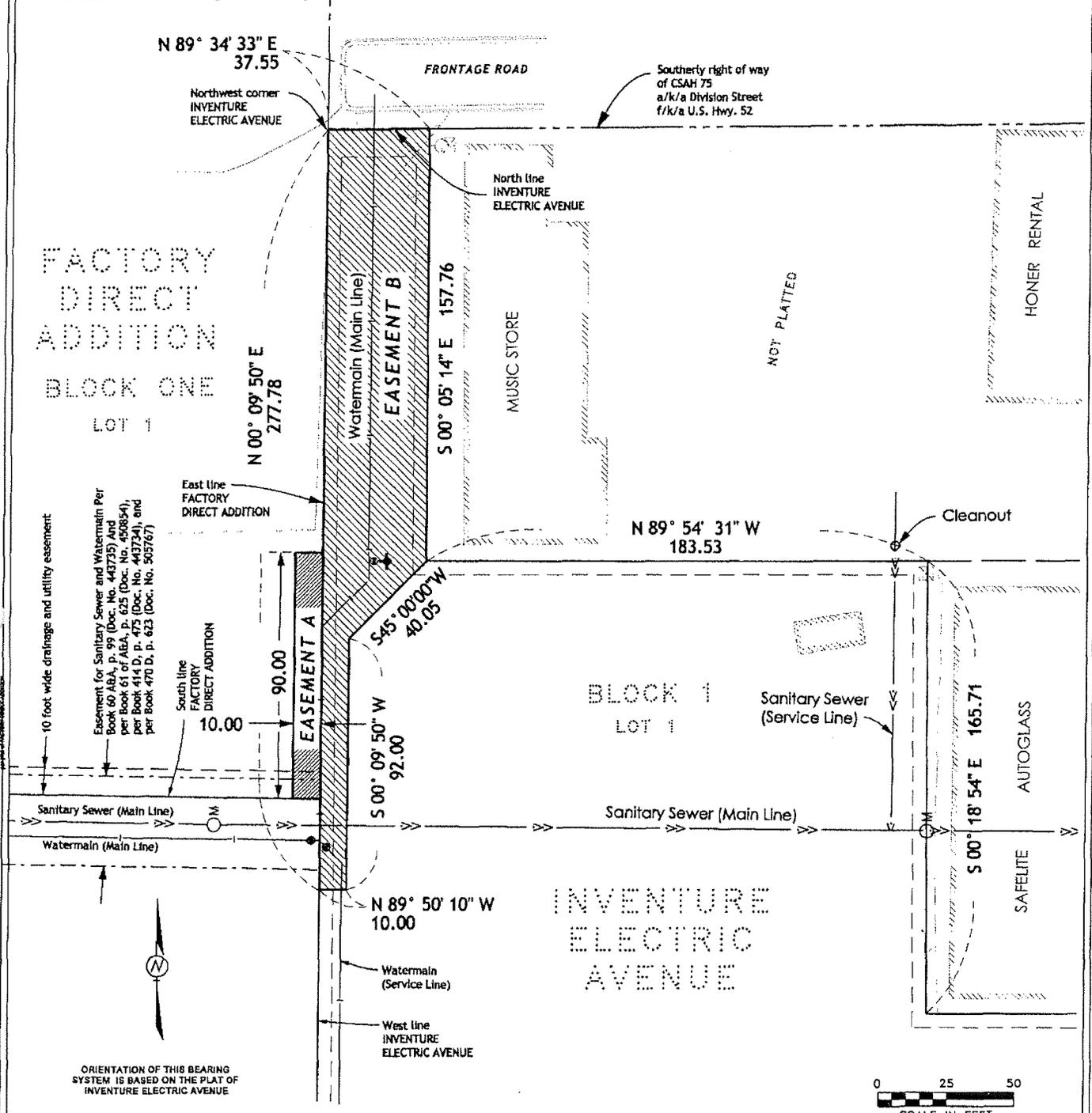
thence North 00 degrees 09 minutes 50 seconds East, along the last described west line for 277.78 feet to the point of beginning.

EXHIBIT

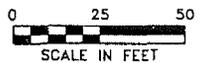
C

STEARNS COUNTY HIGHWAY RIGHT OF WAY MAP NO. 7/7A

C.S.A.H. 75 a/k/a DIVISION STREET
f/k/a OLD U.S. HWY. 52



ORIENTATION OF THIS BEARING SYSTEM IS BASED ON THE PLAT OF INVENTURE ELECTRIC AVENUE



KLD
KRAMER LEAS DELEO
SURVEYING • ENGINEERING • PLANNING
BRAINERS ST. CLOUD

13 North 11th Avenue
St. Cloud, MN 56303
320-250-1288

I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

Signature: *Samuel J. DeLeo* 11/20/2014
Samuel J. DeLeo, MN License No. 40341 Date

PROJECT NO. BOSEC1403

EASEMENT SURVEY
For Municipal Watermain

City of Waite Park, County of Stearns, State of Minnesota
Located in Section 17, Township 124 North, Range 28 West

EXHIBIT
C