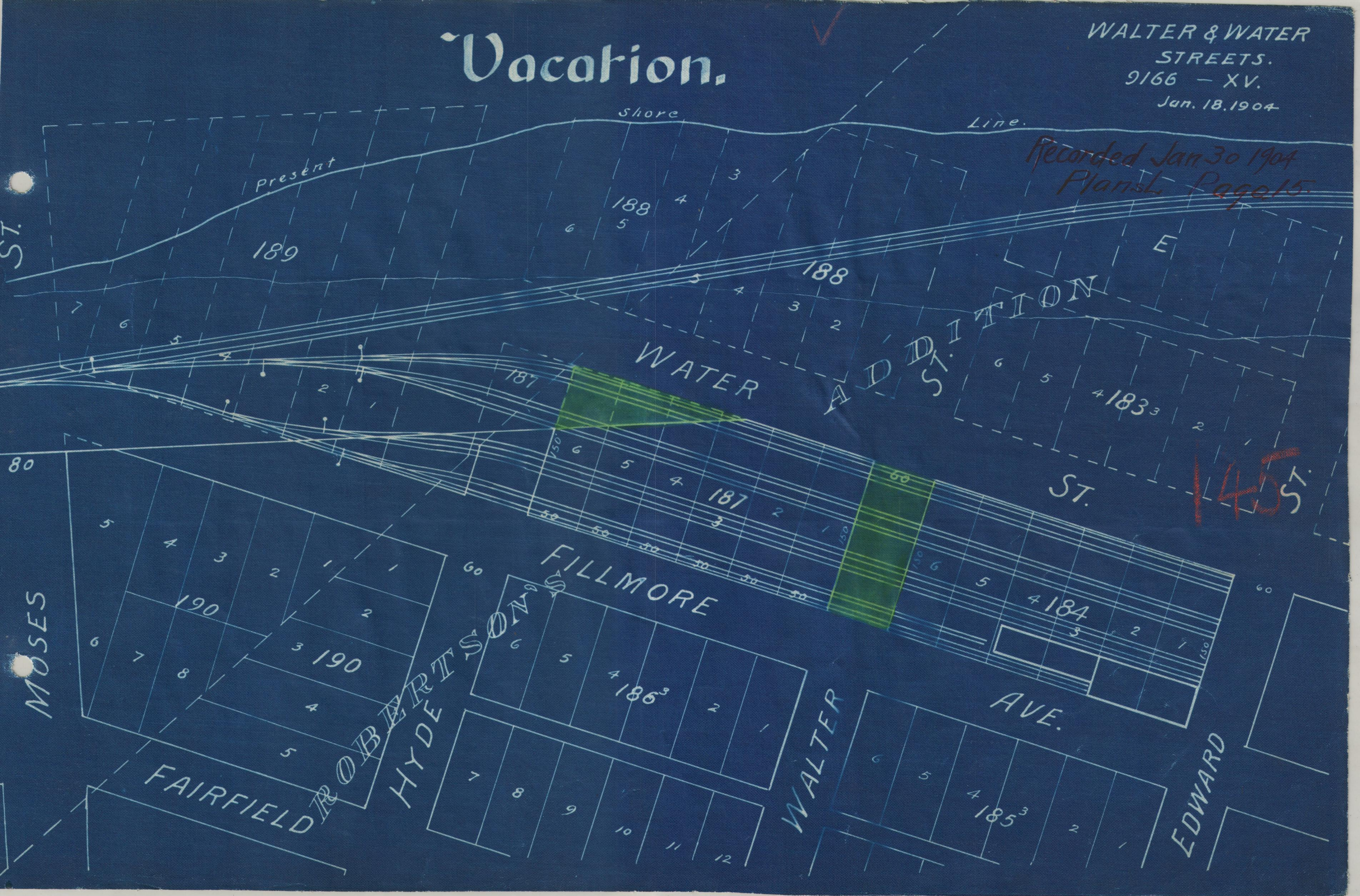


Vacation.

WALTER & WATER
STREETS.
9166 - XV.
Jan. 18, 1904

Recorded Jan 30 1904
Plans, Page 15.



145^{ST.}

Whereas, There was heretofore presented to the Assembly, one of the branches of the Common Council of the City of St. Paul, a petition of the Chicago, St. Paul, Minneapolis & Omaha Railway Company, the owner of more than one-half of the property abutting upon both sides of Walter street, between the southerly boundary of Water street and the northerly boundary of Fillmore avenue, in the said City of St. Paul, praying for the vacation of said Walter street between the points above mentioned, which said petition also recited that the petitioner was the owner of more than one-half of the property fronting upon the triangular area in the northwest corner of block one hundred and eighty-seven (187), of Robertson's addition to West St. Paul, which is owned by the City of St. Paul, and is a part of the levee, and praying for the vacation of the above-mentioned triangular area, all as is more particularly described and shown upon the plat annexed to said petition, which said petition is duly verified, as provided by law, and sets forth the facts as to the dedication and the present use of said street and said triangular area, and the reasons for such vacation, and shows, among other things, that said street and said triangular area in said block one hundred and eighty-seven (187) of Robertson's addition to West St. Paul have never been opened for public use and never can be of any value for public travel or any other public purpose in the event that they are opened, improved or graded; and

Whereas, The said Assembly deemed it expedient that the matter therein referred to should be proceeded with and ordered said petition and accompanying plat to be filed of record in the office of the City Clerk and ordered said Clerk to give notice by publication in the official paper of the city, to the effect that said petition had been filed, and stating in

brief its object, and that said petition and the subject matter thereof would be heard and considered by the Committee on Streets of said Assembly at its regular stated meeting to be held upon the 12th day of May, 1902, at four o'clock in the afternoon of that day at the Council Chamber in said City of St. Paul, and thereupon said petition and plat were duly filed in the office of the City Clerk of said City of St. Paul, and said notice was duly given and published, and said petition, plat and other matters connected therewith were duly referred by said Assembly to said committee for hearing and investigation; and,

Whereas, Said Committee on Streets of said Assembly did meet at the Council Chamber in said city, on the day and at the hour above mentioned for the hearing thereof, and did investigate and consider the matter of said proposed vacation, and then and there heard all testimony and evidence adduced upon the part of the petitioner and other persons interested in the matter of said proposed vacation, and took proof of the matters averred in said petition, and being of the opinion that the prayer of said petition should be granted, reported its conclusion to said Assembly, recommending the adoption of a proper resolution declaring said vacation;

Now, Therefore, Be It Resolved by the Common Council of the City of St. Paul, That Walter street, in the City of St. Paul, extending from the southerly boundary of Water street to the northerly boundary of Fillmore avenue, be and same is hereby vacated for the benefit of said petitioner, and that the triangular area in the northwest corner of block one hundred and eighty-seven (187), of Robertson's addition to West St. Paul, and commonly known as a part of the levee of West St. Paul, be and the same is hereby vacated for the benefit of said petitioner, subject to the following condition: That said petitioner shall pay into the Treasury of said City of St. Paul the sum of Five Hundred Dollars (\$500), which is hereby fixed as the compensation to be paid by it to the city in consideration of said vacation; and,

Whereas, The question has arisen whether or not this Common Council has the power to vacate the said triangular area in the northwest corner of said block one hundred and eighty-seven (187), of Robertson's addition to West St. Paul, and it is desired that in and for the sum of Five Hundred Dollars (\$500), above specified, the city convey and all title it may have to said triangular piece to the said petitioner;

Now, Therefore, Be It Further Resolved, That the proper city officers are hereby authorized and directed to execute a proper quit claim deed, conveying to the said petitioner, the Chicago, St. Paul, Minneapolis & Omaha Railway Company, any and all interest the said City of St. Paul may have in said triangular area in the said block one hundred and eighty-seven (187), of Robertson's addition to West St. Paul.

Adopted by the Assembly May 15, 1902.
 Approved by the Board of Aldermen June 17, 1902.

Approved June 19, 1902.