

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: Assessment Appeal

Update Company, Charles and Caroline
McCann, and 1047 Raymond, LLC,

Court File No. 62-CV-15-6440
(Judge Bartsh)

Plaintiffs,

vs.

**SETTLEMENT AGREEMENT
AND RELEASE**

City of St. Paul,

Defendant.

Plaintiffs Update Company, Charles and Caroline McCann, and 1047 Raymond, LLC, for the sole consideration of a reduction of the total assessments to Plaintiffs' properties described as Ramsey County PIDs 29-29-23-42-0003 (950 Raymond Avenue), 29-29-23-13-0060 (970 Raymond Avenue), 29-29-23-43-0103 (946 Raymond Avenue), and 29-29-23-12-0055 (1043 Raymond Avenue), for improvements completed by Defendant City of Saint Paul during the Raymond Avenue/Energy Park Drive Grade, Pave and Lighting Project, to a total revised assessment amount of \$40,718.00 as follows:

- 1) PID# 29-29-23-42-0003 (\$17,955.00;
- 2) PID# 29-29-23-13-0060 (\$8,113.00);
- 3) PID# 29-29-23-43-0103 (\$6,650.00; and
- 4) PID# 29-29-23-12-0055 (\$8000)

do hereby release and forever discharge Defendant City of Saint Paul and its employees, heirs, administrators, executors, successors and assigns from any claims, demands, damages, actions and causes of action of whatever kind or nature which they now have or may hereafter have arising out of, or in consequence of, or to result from the above-articulated assessments.

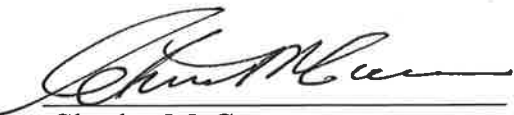
It is understood and agreed that the reduction of the total assessments will be allocated to the four properties as listed above, with the total revised assessment amount of \$40,718.00 being payable ratably by each according to the same terms set forth in the original assessment invoices for the properties.

It is understood and agreed that this settlement is the compromise of disputed claims and that the reduction articulated herein is not to be construed as an admission of wrongdoing on the part of Defendant. Defendant wishes to avoid the uncertainty and costs associated with further litigation of this matter.

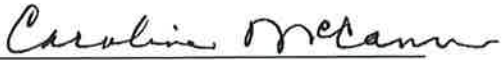
Plaintiffs declare and represent that no promises, inducements or agreements not expressed herein have been made to them, that this Settlement Agreement and Release contains the agreement between the parties hereto, and that the terms of the Settlement Agreement and Release are contractual and not a mere recital.

Plaintiffs, by execution hereof, acknowledge that this Settlement Agreement and Release has been read and explained to them by legal counsel, and that they understand and fully agree to each and every provision hereof.

Dated: 4-27, 2016 
Update Company

Dated: 4-27, 2016 
Charles McCann

Dated: 4-27, 2016


Caroline McCann

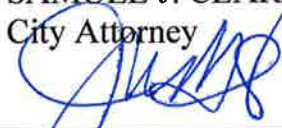
Dated: 4/28, 2016


1047 Raymond, LLC

Dated: 4/28/16, 2016


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Dated: 5-02, 2016

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STATE OF MINNESOTA

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(Judge Bartsh)

Plaintiffs,

STIPULATION FOR DISMISSAL

vs.

City of St. Paul,

Defendants.

IT IS HEREBY STIPULATED AND AGREED by and between the parties, by and through their respective counsel, that, inconsideration of their Settlement Agreement of even date, all claims made by Update Company, Charles and Caroline McCann and 1047 Raymond, LLC in the above-referenced action shall be, and are, dismissed in their entirety, on the merits, with prejudice, and without costs, disbursements or fees to any party.

THEREFORE, the parties agree and respectfully request that this Court dismiss the above-captioned matter in its entirety, with prejudice.

Dated: 4/28/16, 2016



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Dated: 5-02, 2016

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