## **CERTIFICATE OF INTENDED NON-USE**

On behalf of: BNSF Railway Company

THE HONORABLE MAYOR AND MEMBERS OF THE COUNCIL OF THE CITY OF SAINT PAUL

In the Matter of: File #14-2017

The undersigned hereby certifies, on behalf of indicated department or company, that it does not intend to exercise its utility easement rights in the realty indicated below.

Easement rights retained on behalf of Xcel Energy (aka Northern States Power Co) for its electrical service line running across the railroad right-of-way that is part of Woodward Ave. (vac);

as referenced City Council File RES PH 18-202, approved August 1st, 2018.

(See Attached Exhibit "A" for a Depiction of the general area involved)

The reason is that there is a permit agreement in place between Xcel and BNSF.

Company / Department

Its.

Signature of Authorized Representative

RETURN SIGNED COPY TO: City of Saint Paul Financial Services – Real Estate 25 W. 4<sup>th</sup> St., Rm. 1000 Saint Paul, MN 55102 Attention: Juan Ortiz 651-266-8864 juan.ortiz@ci.stpaul.mn.us