



Legislation Text

File #: RES 21-575, **Version:** 1

Pertaining to a Partial Release of Easement imposed upon private property in the city of West Saint Paul.

WHEREAS, the Board of Water Commissioners of the City of Saint Paul (the "Board") is the grantee of a perpetual water main easement in, under, through and over the property described below ("Water Main Easement") south of East Butler Avenue and west of Robert Street South in the city of West Saint Paul, State of Minnesota.

That part of the West Three Quarters of the Northwest Quarter of the Southwest Quarter of Section 17, Township 28 North, Range 22 West, Dakota. County, Minnesota, described as follows:

Beginning at the northwest corner of said Northwest Quarter of the Southwest Quarter; thence southerly along the west line of said Northwest Quarter of the Southwest Quarter 565.00 feet thence easterly deflecting 90 degrees 00 minutes 00 seconds 364.33 feet; thence northerly deflecting 90 degrees 00 minutes 00 seconds 26.00 feet; thence easterly deflecting 90 degrees 00 minutes 00 seconds 428.91 feet to the west line of the East 200 feet of said West Three Quarters of the Northwest Quarter of the Southwest Quarter; thence northerly along said west line 536.09 feet; to the north line of Northwest Quarter of the Southwest Quarter; thence westerly along said north line 793.14 feet, to the point of beginning

The centerline of said easement is described as follows:

Commencing at the northwest corner of said Northwest Quarter of the Southwest Quarter, thence South 39 degrees 54 minutes 47 seconds East, assumed bearing, a distance of 50.33 feet along the north line of said Northwest Quarter of the Southwest Quarter to the point of beginning of the center line to be described; thence South 0 degrees 07 minutes 25 seconds East a distance of 96.41 feet to a point hereinafter known as Point "A"; thence South 0 degrees 07 minutes 25 seconds East a distance of 21.30 feet and said center line there terminating;

Together with a perpetual easement for utility purposes over, under and across the above described property. Said easement lies 27.50 feet right and 15.00 left of the following described line:

Beginning at the point of termination of the above described line; thence South 0 degrees 07 minutes 25 seconds East a distance of 30.00 feet and said line there terminating.

Together with a 30.00 foot perpetual easement for utility purposes over, under and across the first above described. property. The center line of said easement is desc bed. As follows:

Beginning at the point of termination of the last described line; thence South 0 degrees 07 minutes 25 seconds East a distance of 86.20 feet thence South 4 degrees 37 minutes 22

seconds East a distance of 97.15 feet; thence South 0 degrees 08 minutes 08 seconds East a distance of 170.72 and said center line there terminating.

Together with, a perpetual easement for utility purposes over, under and across the first above described property. Said easement lies 21.00 feet right and 15.00 feet left of the following described line:

Beginning at the point of termination of the last described line; thence South 0 degrees 08 minutes 08 seconds East a distance of 30.00 feet and said line there terminating.

Together with a 30.00 foot perpetual easement for utility purposes over, under and across the first above described property. The center line of said easement is described as follows:

Beginning at the point of termination of the last described line; thence South 0 degrees 08 minutes 08 seconds East a distance of 33.33 feet and, said center line there terminating.

Together with a 30.00 foot perpetual easement for utility purposes over, under and across the first above described property. The centerline of said easement is described as follows:

Beginning at said Point "A"; thence North 89 degrees 54 minutes 17 seconds East a distance of 372.61. fee thence South 0 degrees 08 minutes 08 seconds East a distance of 94.00 feet and said center line there terminating.

Together with a perpetual easement for utility purposes over, under and across the first above described property. Said easement lies 45.00 feet right and 15.00 feet left of the following described line:

Beginning at the point of termination of the last described line; thence South 0 degrees 08 minutes 08 seconds East a distance of 53.00 feet and said, line there terminating.

; and

WHEREAS, the current property owner requested that the Board partially release easement rights imposed upon the portion of the Water Main Easement described below ("Easement Release Area") by executing a partial release of easement document to be recorded by the Dakota County Recorder's office

That part of the Water Main Easement per Document Number 1665735 being a 30.00 foot tract of land over, under and across that part of the West Three Quarters of the Northwest of the Southwest Quarter of Section 17, Township 28, Range 22, Dakota County, Minnesota, the center line of said easement is described as follows:

Commencing at the northwest corner of said Northwest Quarter of the Southwest Quarter; thence on an assumed bearing of South 89 degrees 52 minutes 33 seconds East, along the north line of said Northwest Quarter of the Southwest Quarter, 50.33 feet; thence South 00 degrees 05 minutes 11 seconds East 96.41 feet; thence North 89 degrees 56 minutes 31 seconds East 15.00 feet to the point of beginning of said center line to be described; thence continue North 89 degrees 56 minutes 31 seconds East 357.61 feet; thence South 00 degrees 05 minutes 54 seconds East 94.00 feet and said center line there terminating.

Together with a tract of land over, under and across the above described property, lying 45.00 feet right and 15.00 feet left of the following described line:

Beginning at the point of termination of the last described line; thence South 00 degrees 05 minutes 54 seconds East 53.00 feet and said line there terminating.

; and

WHEREAS, staff has concluded that the Board has no need to retain its rights over the Easement Release Area; and

WHEREAS, a Partial Release of Water Main Easement, which does release all easement rights possessed by the Board over the Easement Release Area, has been prepared and the assistant city attorney has approved same as to form; now, therefore, be it

RESOLVED, that the Board of Water Commissioners of the City of Saint Paul does hereby approve the Partial Release of Water Main Easement which does release all rights imposed upon the Easement Release Area possessed by the Board of Water Commissioners of the City of Saint Paul and that the proper officers are hereby authorized to execute said Partial Release of Water Main Easement on behalf of the Board.