

DEC 26 2018



Office of the County Recorder
Sherburne County, MN
Doc. No. **851625**

Certified, filed, and or recorded on
February 2, 2018 10:00 AM

Michelle Ashe, County Recorder
By SD Deputy
Fees: \$46.00



851625

**BALDWIN TOWNSHIP
SHERBURNE COUNTY, MINNESOTA
RESOLUTION NO. 18-02**

RESOLUTION VACATING A DRAINAGE AND UTILITY EASEMENT

WHEREAS, Anna Thompson (the “Owner”) purchased Lot 2, Block 1 within the Jones Addition plat, the legal description for which is attached hereto and described as Exhibit A (the “Property”);

WHEREAS, the Owner has requested the Town Board vacate a portion of the drainage and utility easement;

WHEREAS, the easement does not terminate at or abut upon public water;

WHEREAS, the Town is authorized by Minn. Stat. § 462.358, subd. 7 to vacate drainage and utility easements by following the procedure available to it to vacate town roads;

WHEREAS, Baldwin Township is an urban town and may vacate town roads using the procedure set out in Minn. Stat. §368.01, subd. 25;

WHEREAS, the Owner, who own all of the property in which the easement is located, submitted a petition requesting the vacation of the easement;

WHEREAS, the Town Board provided notice of and conducted a public hearing regarding the proposed vacation on January 8, 2018;

WHEREAS, the Town Board hereby finds and determines:

- Utilities are not located within the easement and it is not otherwise being used for the purpose for which it was dedicated;
- The easement will not be needed in the future; and
- It is in the public’s interest to vacate the easement;

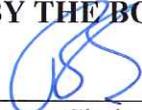
NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby vacates the easement described in Exhibit A effective as of the date of this Resolution;

BE IT FURTHER RESOLVED, the Town Board determines no damages are owed for the vacation of the easement;

BE IT FINALLY RESOLVED, this Resolution shall constitute the notice of completion and the Town Clerk-Treasurer is hereby authorized and directed to file this Resolution with the office of the County Auditor to be entered into the transfer record and then record it with the office of the County Recorder.

Adopted this 8th day of January 2018

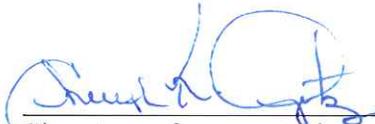
BY THE BOARD



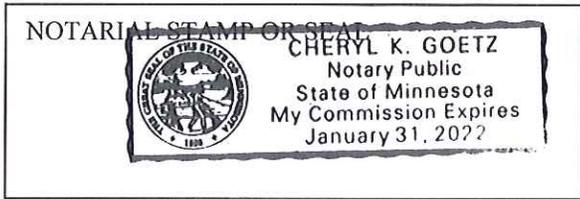
Town Chairperson

Attest: 
Town Clerk

The foregoing instrument was acknowledged before me this 8th day of January, 2018



Signature of person taking acknowledgment



Drafted by:
Baldwin Township
PO Box 25
Princeton, MN 55371

Exhibit A
Legal Description of the Easement

That part of the dedicated drainage and utility easement being a total of 12 feet in width and located among the common line of Lots 2 and 3, Block 1, JONES ADDITION, according to the recorded plat thereof, Sherburne County, Minnesota, lying westerly of the East 12 feet of said Lots 2 and 3 and lying easterly of the Easterly line of the drainage easement as dedicated on said JONES ADDITION.