

Schiff

Vacating the southerly 170.56 feet of the alley in Block 13, Forest Heights Addition. The block is bounded by Girard Avenue North, Irving Avenue North, 22nd Avenue North and 23rd Avenue North. (**Vacation File No. 1599**).

Resolved by The City Council of The City of Minneapolis:

That part of the dedicated alley in Block 13, Forest Heights Addition to Minneapolis, lying between the north right of way line of 22nd Avenue North and the easterly extension of the North line of Lot 5, said Block 13 is hereby vacated except that such vacation shall not affect the existing easement right and authority of Xcel Energy and Qwest, their successors and assigns, to enter upon that portion of the aforescribed alley which is described in regard to each of said corporation(s) as follows, to wit:

As to Xcel Energy: A utility easement in favor of Northern States Power Company, a Minnesota corporation d.b.a. Xcel Energy, described as an easement over, under, and across that part of the 14 foot wide north-south alley in the block bounded by Girard Ave. N. on the east, Irving Ave. N. on the west, 22nd Ave. N. on the south, and 23rd Ave. N. on the north, more particularly described as lying east of and adjacent to Lots 5, 6, 7, and 8, Block 13, of Forest Heights Addition, Hennepin County, Minnesota. The sidelines of said easement are to be prolonged or shortened to terminate on the easterly extensions of the north line of said Lot 5 and the south line of said Lot 8, Forest Heights Addition. Containing 0.06 acres, more or less.

As to Qwest: A utility easement in favor of Qwest Communications for telecommunication purposes over, under and across that part of the east 7.00 feet of the alley dedicated adjacent to Block 13, Forest Heights Addition, Hennepin County, Minnesota, lying southerly of the north line of Lot 5, said Block 13, extended easterly to the east line of said alley.

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said alley upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.