

OFFICE OF COUNTY RECORDER
STEARNS COUNTY, MINNESOTA
Document: **A1678356**
Certified Filed and/or Recorded on
September 06, 2024 2:36 PM
Number of Pages: **4**
RITA LODERMEIER, COUNTY RECORDER

RESOLUTION

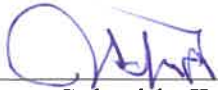
Return via MAIL (REGULAR):
TOWNSHIP OF LYNDEN
JENNY SCHMIDT
20517 WOODBINE ROAD
CLEARWATER, MN 55320

This cover sheet was added by the Stearns County Recorder's Office to allow space for the recording information of this document. It is not intended to alter the document / certified copy.

**TOWN OF LYNDEN
COUNTY OF STEARNS
STATE OF MINNESOTA**

The undersigned Town Clerk, for the Town of Lynden, Stearns County, Minnesota, does hereby certify that the attached Resolution 2024-09, titled "Resolution Approving Vacation of a Portion of a Drainage and Utility Easement" is a true and correct copy of the resolution passed by the Town Board of the Town of Lynden, Stearns County, Minnesota on August 21, 2024.

WITNESS my hand as Town Clerk of Lynden Township this 5th day of Sept, 2024.



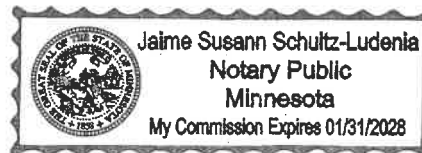
Jenny Schmidt, Town Clerk

STATE OF MINNESOTA)
)
COUNTY OF STEARNS)

The foregoing instrument was acknowledged before me this 5th day of Sept, 2024 by Jenny Schmidt, Clerk of Lynden Township.



Notary Public



DOCUMENT DRAFTED BY:
Michael C. Couri
COURI & RUPPE P.L.L.P.
P.O. Box 369
St. Michael, MN 55376
763-497-1930

**TOWN OF LYNDEN
COUNTY OF STEARNS
STATE OF MINNESOTA**

RESOLUTION NO. 2024-09

**RESOLUTION APPROVING VACATION OF
DRAINAGE AND UTILITY EASEMENTS**

WHEREAS, the Town of Lynden has received a Petition to Vacate drainage and utility easements signed by landowners, all of whom are voters residing in Lynden Township and who own property within a three mile radius of the easements to be vacated described as follows:

All that part of the 20.00 foot wide drainage and utility easement shown on Nicole Kristeen Addition, according to the recorded plat thereof, Stearns County, Minnesota, running parallel with and adjacent to the boundary lines common to Lot 1, Block 1, and Outlot A, of said Nicole Kristeen Addition. Excepting therefrom that part lying northwesterly of a line distant 10.00 feet southeasterly of, as measured at a right angle to and running parallel with the southeasterly line of County Road No. 145 as depicted on said Nicole Kristeen Addition.

WHEREAS, the Town Board has determined that vacating said drainage and utility easements would be in the public interest; and

WHEREAS, the Town of Lynden has considered the petition to vacate said drainage and utility easements; and

WHEREAS, each Supervisor has separately viewed the subject drainage and utility easements proposed to be vacated prior to the date of the public hearing; and

WHEREAS, the Town Board ordered a public hearing to hear all interested parties and to act upon said vacation petition at 6:30 p.m. on the 6th day of August, 2024, at the Lynden Town Hall.

WHEREAS, all legal requirements regarding giving notice have been satisfied; and

WHEREAS, the Town Board did meet on the 6th day of August, 2024, at the Lynden Town Hall and has examined said drainage and utility easements to be vacated and heard all parties interested therein, and;

WHEREAS, it now appears to the Town Board of the Town of Lynden that said drainage and utility easements serve no useful purpose;

NOW, THEREFORE, the Town Board of the Town of Lynden, Stearns County, Minnesota, hereby orders:

1. That the portion of that said drainage and utility easements located in the Town of Lynden, Stearns County, Minnesota, described as follows:

All that part of the 20.00 foot wide drainage and utility easement shown on Nicole Kristeen Addition, according to the recorded plat thereof, Stearns County, Minnesota, running parallel with and adjacent to the boundary lines common to Lot 1, Block 1, and Outlot A, of said Nicole Kristeen Addition. Excepting therefrom that part lying northwesterly of a line distant 10.00 feet southeasterly of, as measured at a right angle to and running parallel with the southeasterly line of County Road No. 145 as depicted on said Nicole Kristeen Addition;

is hereby vacated upon the filing of the plat of Jcubed Addition with the Stearns County Recorder.

2. The Town Board hereby determines that the vacation of said drainage and utility easements shall cause no damage to any abutting or nearby property owners and therefore no damages are awarded to any such property owners.
3. The Town Board hereby directs the Township Clerk to cause service of the Notice of Damage Award upon the following landowners: Jeffrey Johnson & Lori Johnson Revocable Trust, 16055 62nd Street, N.W., South Haven, MN 55382.

Motion for adoption of resolution by Tom Plaggerman and seconded by Jaime Schultz-Ludenia at the meeting of the Lynden Town Board on the 21st day of August, 2024.

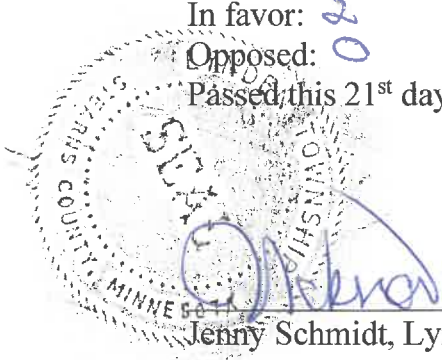
In favor: 2

Opposed: 0

Passed this 21st day of August, 2024.



Tom Plaggerman
Lynden Town Board Chairman



Jenny Schmidt, Lynden Town Clerk