

Return copy to: (T.S.)  
Real Estate Division  
140 City Hall

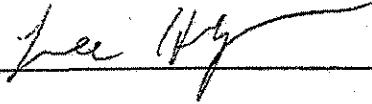
Council File # 04-1028

Green Sheet # 3023042

**RESOLUTION**  
**CITY OF SAINT PAUL, MINNESOTA**

36

Presented By



Referred To

Committee: Date

1 **BE IT RESOLVED**, that, upon the petition of Port Authority of Saint Paul, as documented in Real  
2 Estate Division File Number 34-2004, public properties hereinafter described are hereby vacated and  
3 discontinued as public property:

4  
5 The property to be vacated is described as follows:

6  
7 See Attached

8  
9 **BE IT FURTHER RESOLVED**, that, subject to the herein stated exceptions and with the  
10 accompanying Utility Easement Certificates of Intended Non-Use, filed voluntarily on behalf of Qwest  
11 Corporation, Northern States Power Company, d.b.a. Xcel Energy, District Energy St. Paul, Inc. and  
12 District Cooling St Paul, Inc., MCI Network Services, Inc., Comcast of Saint Paul, Inc., Saint Paul  
13 Regional Water Services, and the Department of Public Works, made a part hereof by this reference and  
14 filed in the office of the City Clerk of Saint Paul, the City, for itself and on behalf of these corporations  
15 and departments, waives the right to the utility easements in the vacated area described above.

16  
17 This vacation shall be subject to the terms and condition of Chapter 130, codified March 1, 1981, of the  
18 Saint Paul Legislative Code as amended, and to the following conditions:

- 19  
20 1. That the petitioner's, their successors and assigns shall pay \$1,200 as an administrative fee for  
21 this vacation which is due and payable within 60 days of the effective date of this resolution.  
22  
23 2. That the petitioners, their successors and assigns agree to indemnify, defend and save harmless  
24 the City of Saint Paul, its officers and employees from all suits, actions or claims of any character  
25 brought as a result of injuries or damages received or sustained by any person, persons or  
26 property on account of this vacation or petitioners' use of this property, including but not limited  
27 to, a claim brought because of any act of omission, neglect, or misconduct of said petitioners or  
28 because of any claims or liability arising from any violation of any law or regulation made in  
29 accordance with the law, whether by the petitioners or any of their agents or employees  
30  
31