



## Request for City Council Committee Action from the Department of Public Works

**Date:** May 13, 2014

**To:** Honorable Kevin Reich, Chair Transportation & Public Works Committee

**Subject: Request by Stewart Title Company to issue a replacement of a 1960's Quit Claim Deed issued to the property owner of 3305 East Calhoun Parkway**

**Recommendation:** Authorize the proper City Officers to execute a new Quit Claim Deed to the current property owners, Theodore Staryk and Noa Staryk, at 3305 East Calhoun Parkway.

### Previous Directives:

- February 26, 1960 Authorize and direct the proper City Officers to execute quit claim deeds to the adjoining property owners of portions of the former right of way of the Minneapolis and St Paul Suburban Railroad Company.

### Department Information:

Prepared by: Dennis Morris, Right of Way Supervisor, Transportation Planning and Engineering

Approved by: \_\_\_\_\_

Steven A. Kotke, P.E., Director of Public Works

Presenters in Committee: Dennis Morris, Right of Way Supervisor

**Supporting Information** In 1954 the City of Minneapolis acquired the Minneapolis & St Paul Suburban Railroad Company trolley car right of way. This right of way ran from Lake St W to France Ave S within the City of Minneapolis. The right of way varied in width from 33 to 50 feet and ran through the rear of the properties along its route. In the 1960's the City of Minneapolis determined that it would convert this right of way to a 14 foot public alley and conveyed the excess property to the abutting owners on either side of the former right of way. The process at that time was to draft the conveyance document and mail it to the property owner, advising them to have it recorded at the County Recorder's Office.

Unfortunately some property owners failed to record the conveyance document. Over the years the City has been requested to issue replacement deeds to the property owners in order to clear the title to the land, usually at time of sale.

The Hennepin County Taxpayer records and County Property maps show the trolley car parcel being attached to this tax parcel. We have researched the property title records for this property and we cannot locate a deed of record for the transfer of the 9 ½ feet of the vacated trolley car right of way.

Legal Description: Lots 2, 3 and 4, except the South 2 feet of Lot 4, all in Block 3, McCrory's Rearrangement of Parts of Blocks 48 and 49, Calhoun Park

Attachment: Map

CC: Don Elwood, Public Works