

ORDINANCE #68462
Board Bill No. 195

An Ordinance authorizing and directing the Mayor and the Comptroller of the City of Saint Louis to execute, upon receipt of and in consideration of the sum of One Dollar (\$1.00), and other good and valuable consideration, a permanent, irrevocable Easement, which shall give, grant, extend and confer on the Metropolitan St. Louis Sewer District, its agents, successors, and assigns, the exclusive right to build and maintain a sewer or sewers, including storm water improvements on the strip or strips of ground described, and in Out Lot 115, and containing an emergency clause.

BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:

SECTION ONE: The Mayor and Comptroller of the City of Saint Louis are hereby authorized and directed to execute a permanent, irrevocable Easement, attached hereto as Exhibit "A" which shall give, grant, extend and confer on the Metropolitan St. Louis Sewer District, its agents, successors, and assigns, the exclusive right to build and maintain a sewer or sewers, including storm water improvements on the strip or strips of ground described, and in Out Lot 115.

SECTION TWO: The passage of this ordinance being deemed necessary for the preservation of the public peace, health, and safety, it is hereby deemed to be an emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter of the City of Saint Louis, and shall become effective upon its passage and approval by the Mayor.

IN WITNESS WHEREOF, the said City of St. Louis, a municipal corporation of the State of Missouri, has caused these presents to be signed by its Mayor and Comptroller this _____ day of _____, 2009.

CITY OF ST. LOUIS

BY: _____
Francis G. Slay
Mayor

BY: _____
Darlene Green
Comptroller

Approved as to form:

Stephen J. Kovac
City Counselor

Attest:

Parrie L. May
City Register

State of Missouri)
) SS.
City of St. Louis)

On this ____ day of _____, 2009, before me appeared Francis G. Slay and Darlene Green to me personally known, who being by me duly sworn did say that they are the Mayor and the Comptroller of the City of Saint Louis, respectively, and that they are authorized to execute this Easement on behalf of the City of Saint Louis under the authority of Ordinance _____ and acknowledge said instrument to be the free act and deed of the City of Saint Louis.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the City and State aforesaid, the day and year first above written.

Notary Public

EASEMENT

TO WHOM IT MAY CONCERN:

KNOW ALL MEN BY THESE PRESENTS. That the City of St. Louis, a municipal corporation of the State of Missouri, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to it in hand paid by the Metropolitan St. Louis Sewer District, the receipt of which is hereby acknowledged, does hereby give, grant, extend, and confer on the Metropolitan St. Louis Sewer District the exclusive right to build and maintain a sewer or sewers, including storm water improvements, on the strip or strips of ground described as shown hachured on the attached "Easement Plat" marked Exhibit "A" and made a part hereof, and to use such additional space adjacent to the easement(s) so granted as may be required for working room during the construction, reconstruction, maintenance, or repair of the aforementioned sewer or sewers, including storm water improvements. The Metropolitan St. Louis Sewer District may from time to time enter upon said premises to construct, reconstruct, maintain, or repair the aforesaid sewer or sewers, including storm water improvements, and may assign its rights herein to the State, County, City, or other political subdivisions of the State. The easement (s) hereby granted is (are) irrevocable and shall continue forever.

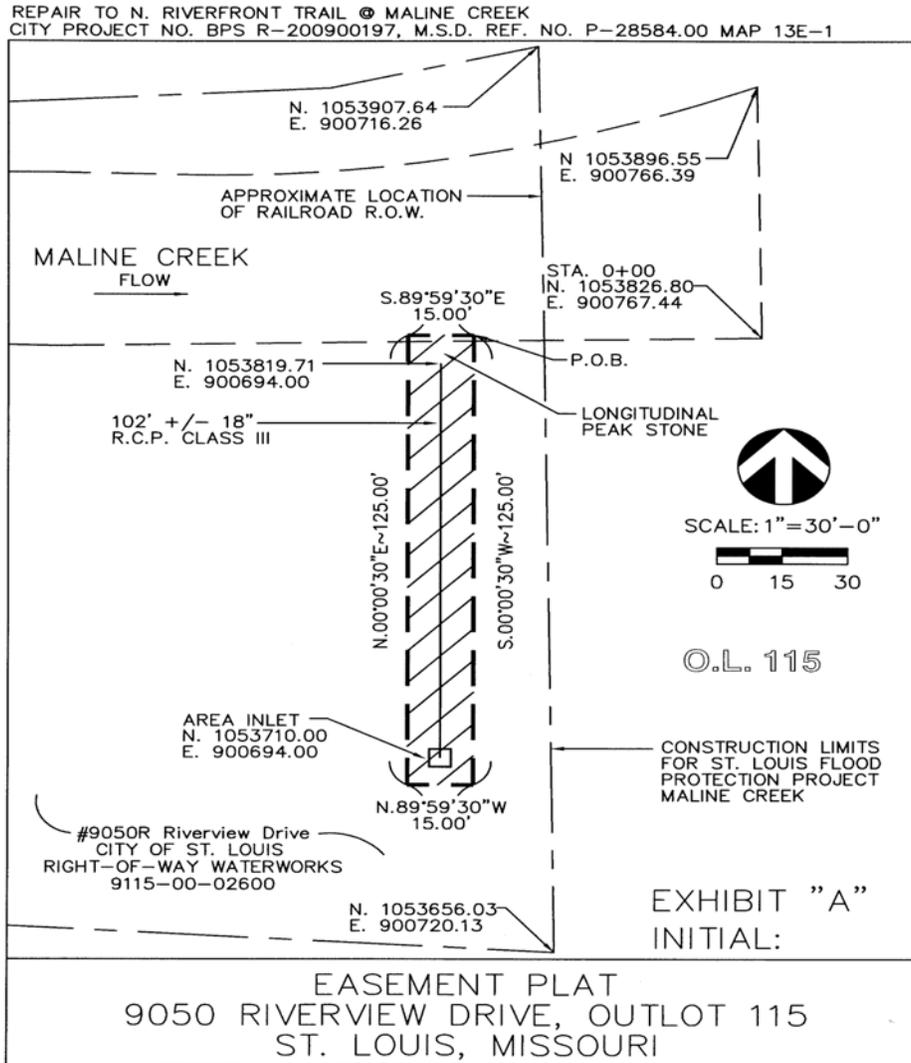
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"EXHIBIT A" EASEMENT DESCRIPTION

This description and enclosed drawing "Exhibit A" establish a 15 feet wide easement for installation and maintenance of a new 18" RCP storm sewer extending across property owned by the City of St. Louis.

Beginning at a point in Maline Creek channel, with the coordinates of North 900701.50-East 1053827.50, (Coordinates were established by the Corps of Engineers for the St. Louis Flood Protection Project Maline Creek, Miles 0-1); thence S. 00 degrees 00 minutes 30 seconds W.-125.00 feet to a point, the coordinate is N. 1053702.50 - E. 900701.50, thence N. 89 degrees 59 minutes 30 seconds W.-15.00 feet to a point, the coordinate is N. 1053702.-E. 900686.50, thence N. 00 degrees 00 minutes 30 seconds E.-125.00 feet to a point, the coordinate is N. 1053827.50-E. 900686.50, thence S. 89 degrees 59 minutes 30 seconds E.-15.00 feet to the point of beginning, containing 1,875 square feet, hereby attached and referred to as "Exhibit A" in Outlot 115 of the City of St. Louis.

Exhibit "A"



3 INCH AREA ABOVE - LEAVE BLANK (FOR RECORDERS OFFICE USE ONLY)

DOCUMENT TYPE: EASEMENT

DATE OF DOCUMENT:

GRANTOR: CITY OF ST. LOUIS

GRANTEE: METROPOLITAN ST. LOUIS SEWER DISTRICT (M.S.D.)

PROPERTY ADDRESS: 9050 RIVERVIEW DRIVE

CITY LOCATOR #: 9115-00-02600

CITY/MUNICIPALITY: CITY OF SAINT LOUIS

LEGAL DESCRIPTION: OUT LOT 115 (SEE EXHIBIT "A")

Approved: October 28, 2009