

1 AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND  
2 COMPTROLLER OF THE CITY OF ST. LOUIS TO EXECUTE, UPON  
3 RECEIPT OF AND IN CONSIDERATION OF THE SUM OF THIRTY  
4 DOLLARS (\$30.00) (OR TEN DOLLARS (\$10.00) FOR EACH  
5 CONVEYANCE) AND OTHER GOOD AND VALUABLE  
6 CONSIDERATION, TWO (2) PERMANENT, IRREVOCABLE  
7 EASEMENTS, WHICH SHALL GIVE, GRANT, EXTEND AND CONFER  
8 ONTO MISSOURI HIGHWAYS AND TRANSPORTATION  
9 COMMISSION, ITS SUCCESSORS AND ASSIGNS FOREVER, THE  
10 RIGHT AND EASEMENT TO CONSTRUCT AND MAINTAIN, A  
11 LIGHTING SYSTEM FOR ITS HIGHWAY 64/40, CONSISTING OF  
12 POLES, LIGHTS, ELECTRICAL CONNECTIONS, CONDUIT AND  
13 APPURTENANCES THERETO, IN, UNDER AND ACROSS CITY  
14 BLOCKS 450 AND 418 AND ADJACENT AREAS, AND THREE (3)  
15 TEMPORARY EASEMENTS (THE TWO PERMANENT EASEMENTS  
16 BOTH CONTAIN TEMPORARY EASEMENTS) RELATED THERETO  
17 FOR INSTALLATION OF THE LIGHTING SYSTEM, AND  
18 CONTAINING A SEVERABILITY AND AN EMERGENCY CLAUSE.

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

20 SECTION ONE. The Mayor and Comptroller of the City of St. Louis are hereby  
21 authorized and directed to execute permanent, irrevocable Easements, attached hereto as  
22 Exhibits "A" and "B", which shall give, grant, extend and confer unto Missouri Highways and  
23 Transportation Commission, its successors and assigns, the exclusive right to construct and  
24 maintain, a lighting system for its highway 64/40, consisting of poles, lights, electrical  
25 connections, conduit and appurtenances thereto, in, under and across city blocks 450 and 418 and  
26 adjacent areas. Related thereto and included in Exhibits "A" and "B", the Mayor and  
27 Comptroller of the City of St. Louis are hereby authorized and directed to execute temporary

1 Easements, attached hereto as **Exhibits “A” and “B” and “C”**, (Exhibits A and B contain both  
2 permanent and temporary easements) which shall give, grant, extend and confer unto Missouri  
3 Highways and Transportation Commission, its successors and assigns, the temporary right to  
4 install and construct the lighting system.

5 **SECTION TWO.** The Mayor and Comptroller are hereby authorized and directed to  
6 execute all documents, if any, and take such necessary steps as they deem necessary and  
7 advisable to carry out and perform the purpose of this Ordinance.

8 **SECTION THREE.** The sections of this Ordinance shall be severable. If any section of  
9 this Ordinance is found by a court of competent jurisdiction to be invalid, the remaining sections  
10 shall remain valid, unless the court finds that the valid sections are so essential to and  
11 inseparably connected with and dependent upon the void section that it cannot be presumed that  
12 the Board of Aldermen has or would have enacted the valid sections without the void ones,  
13 unless the court finds the valid sections, standing alone, are incomplete and are incapable of  
14 being executed in accordance with the legislative intent.

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