

CCO FORM: RW27
 Approved: 6/97 (DPP)
 Revised: 03/17 (AR)
 Modified: 07/19 (GH)
 2019-03-48498

**MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION
 ROAD RELINQUISHMENT AGREEMENT**

THIS AGREEMENT is entered into by the Missouri Highways and Transportation Commission ("Commission") and City of Columbia, Missouri ("Agency").

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations in this Agreement, the parties agree as follows:

(1) PURPOSE: The purpose of this Agreement is to relinquish a portion of the State Highway System to the Agency in exchange for a new section of roadway ("Exchange"). The exchange will enable the Agency to make improvements to the Columbia Regional Airport

(2) WORK BY AGENCY: Prior to any relinquishment or conveyance of the herein state highway to the Agency, the Agency shall perform the following:

Construct new Route H on new alignment from the existing north intersection of Rangeline Road and Route H, in an easterly and southern direction, connecting to the existing south intersection of Rangeline Road and Route H, as shown in Exhibit I. The Agency will accept responsibility of existing Route H upon opening new Route H to traffic.

The Agency shall provide written, signed and sealed deed descriptions referencing highway centerline stations and offsets for all right of way acquisitions for the new Route H roadway. The Agency shall complete MoDOT's Professional Land Surveyor Description Review form, and provide a signed and sealed Land Survey Plat meeting Missouri Survey Standards including setting all monumentation for this project. The Agency will also provide a survey and written, signed and sealed deed description for the conveyance of existing Route H from Commission to Agency.

(3) WORK BY THE COMMISSION: The Commission will accept the newly constructed Route H into the state system upon completion of the work by the Agency and acceptance by Commission inspection. Existing Route H will be conveyed to the Agency.

(4) LOCATION: The general location of the highway to be conveyed is as follows:

New Route H will be constructed on new alignment from the existing north intersection of Rangeline Road and Route H, in an easterly and southern direction, connecting to the existing south intersection of Rangeline Road and Route H, as shown in Exhibit I.

(5) RELINQUISHMENT: Upon completion of the work as specified in paragraph (2), the Commission shall convey to the Agency the portion of the State Highway which is the subject of this Agreement by a quitclaim deed releasing any and all interest the Commission has in the above-described property. The exact legal description of the highway shall appear in the quitclaim deed. The Agency agrees to accept the deed from the Commission. The deed shall be filed with the office of the recorder of deeds in the county where the highway is located.

(6) CLAUSES IN THE DEED: The following clauses will be included in the quitclaim deed from the Commission to the Agency, where in the Commission is referred to as "Grantor" and the Agency is referred to as "Grantee":

The Grantee, by acceptance of this conveyance, covenants and agrees for itself, its successors and assigns, to allow known or unknown utility facilities currently located on the property, whether of record or not, to remain on the property, and to grant the current and subsequent owners of those facilities the right to maintain, construct and reconstruct the facilities and their appurtenances over, under, and across the land herein conveyed, along with the right of ingress and egress across the land herein conveyed to and from those utilities; provided however that any such right to maintain, construct and reconstruct and right of ingress and egress may only be exercised in a manner consistent with applicable state and federal regulations and grant obligations, including regulations and grants issued by the Federal Aviation Administration and the Transportation Security Administration or their successors.

By conveyance through this quitclaim deed, the Missouri Highways and Transportation Commission makes no claim to the resulting title of the above-described property and is merely releasing whatever interest it has to the Grantee.

(7) UTILITIES: There are utilities under existing Route H. In the event those utilities are required to be modified, removed, and/or relocated because of this Agreement and/or the Exchange, then any cost associated with the modification, removal, and/or relocation shall be the responsibility of the Agency.

(8) MAINTENANCE BY COMMISSION: Prior to conveyance of the highway and at its sole discretion, the Commission shall keep existing Route H as part of the State Highway System and maintain same as necessary. Upon conveyance of the existing Route H to the Agency, Commission's responsibility to maintain existing Route H shall cease and existing Route H will no longer be considered a part of the State Highway System. The Commission shall maintain the new Route H as part of the State Highway System upon completion of the work of new Route H and conveyance from the

Agency.

(9) MAINTENANCE BY AGENCY: Upon conveyance by the Commission as shown by the date on the quitclaim deed, the Agency shall maintain the existing Route H as part of Agency's system.

(10) COMMISSION REPRESENTATIVE: The Commission's Central District District Engineer is designated as the Commission's representative for the purpose of administering the provisions of this Agreement. The Commission's representative may designate by written notice other persons having the authority to act on behalf of the Commission in furtherance of the performance of this Agreement.

(11) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the State of Missouri. The Agency shall comply with all state and federal laws and regulations relating to the performance of this Agreement.

[Remainder of Page Intentionally Left Blank. Signatures Appear on Following Page.]

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by Agency this _____ day of _____, 2019.

Executed by the Commission this _____ day of _____, 2019.

MISSOURI HIGHWAYS AND
TRANSPORTATION COMMISSION

CITY OF COLUMBA, MISSOURI

Title _____

By: _____
Title _____

Secretary to the Commission

By _____
Title _____

Approved as to Form:

Approved as to Form:

Commission Counsel

Title _____

**[If needed to authorize a city official
to execute the agreement.]**

Ordinance No. _____

(If the Agency is a City, a copy of the ordinance or resolution which authorizes execution of this Agreement is needed.)

