

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 140-25

AN ORDINANCE

declaring the need to acquire easements associated with construction of street and sidewalk improvements along Garth Avenue, between Texas Avenue and Thurman Street; authorizing acquisition by negotiation or, if necessary, by condemnation; authorizing the City Manager to obtain and execute all instruments necessary for acquisition of such land; and fixing the time when this ordinance shall become effective.

WHEREAS, the Constitution and Statutes of the State of Missouri and the Home Rule Charter for the City of Columbia, Missouri, authorize the City Council to exercise the power of eminent domain, within or without the City, and among other things, to acquire, and maintain any property, real or personal within or without the City for all public uses or purposes, and to acquire, receive and hold any estate or interest in any such property; and

WHEREAS, the Council deems it necessary for the welfare and improvement of the City and in the public interest that certain private property be acquired by negotiation or by condemnation for public improvement.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council hereby declares the need to acquire easements associated with construction of street and sidewalk improvements along Garth Avenue, between Texas Avenue and Thurman Street, described as follows:

LYNNE E. COOPER

PARCEL: 16-307-00-01-048.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE QUIT-CLAIM DEED IN BOOK 481, PAGE 538, ALSO BEING, PART OF LOT 1, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 5 FEET OF SAID LOT 1 AND CONTAINING 650 SQUARE FEET. INCLUSIVE OF 40 SQUARE FEET OF AN EXISTING UTILITY EASEMENT SHOWN IN SAID PLAT.

CARR-YAGER FUNERAL HOME LLC
PARCEL: 16-311-00-04-003.00 01
PERMANENT STREET EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 3403, PAGE 18, SHOWN BY THE SURVEY RECORDED IN BOOK 3359, PAGE 90, ALSO BEING, PART OF LOTS 20 AND 21, CONLEY AND PERKINS SUBDIVISION IN PLAT BOOK 2, PAGE 24, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT, THENCE WITH NORTH LINE OF SAID TRACT S.81°39'40"E, 26.85 FEET (BEARINGS WRITTEN HEREIN ARE BASED UPON THE MISSOURI STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE); THENCE LEAVING SAID NORTH LINE, S.00°00'00"W, 26.98 FEET; THENCE S.82°51'50"W, 22.49 FEET; THENCE S.00°43'00"W, 165.31 FEET TO THE SOUTH LINE OF SAID TRACT; THENCE WITH SAID SOUTH LINE N.86°51'00"W, 6.66 FEET TO THE WEST LINE OF SAID TRACT; THENCE WITH SAID WEST LINE N.01°17'30"E, 198.65 FEET TO THE POINT OF BEGINNING AND CONTAINING 1787 SQUARE FEET. INCLUSIVE OF 224 SQUARE FEET OF AN EXISTING DRAINAGE EASEMENT DESCRIBED IN BOOK 544, PAGE 423, 247 SQUARE FEET OF AN EXISTING DRAINAGE EASEMENT DESCRIBED IN BOOK 366, PAGE 617 AND 54 SQUARE FEET OF AN EXISTING UTILITY EASEMENT DESCRIBED IN BOOK 368, PAGE 15, ALL OF THE BOONE COUNTY RECORDS.

CARR-YAGER FUNERAL HOME LLC
PARCEL: 16-311-00-04-003.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 3403, PAGE 18, SHOWN BY THE SURVEY RECORDED IN BOOK 3359, PAGE 90, ALSO BEING, PART OF LOTS 20 AND 21, CONLEY AND PERKINS SUBDIVISION IN PLAT BOOK 2, PAGE 24, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTHWEST CORNER OF SAID TRACT, THENCE WITH NORTH LINE OF SAID TRACT S.81°39'40"E, 26.85 FEET (BEARINGS WRITTEN

HEREIN ARE BASED UPON THE MISSOURI STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE) TO THE POINT OF BEGINNING;

FROM THE POINT OF BEGINNING, CONTINUING WITH SAID NORTH LINE S.81°39'40"E, 3.38 FEET; THENCE LEAVING SAID NORTH LINE, S.01°15'30"W, 32.15 FEET; THENCE S.89°50'00"W, 20.02 FEET; THENCE S.01°12'50"W, 93.46 FEET; THENCE S.89°58'40"E, 4.87 FEET; THENCE S.01°18'50"W, 69.42 FEET TO THE SOUTH LINE OF SAID TRACT; THENCE WITH SAID SOUTH LINE N.86°51'00"W, 8.32 FEET; THENCE LEAVING SAID SOUTH LINE N.00°43'00"E, 165.31 FEET; THENCE N.82°51'50"E, 22.49 FEET; THENCE N.00°00'00"E, 26.98 FEET TO THE POINT OF BEGINNING AND CONTAINING 1219 SQUARE FEET. INCLUSIVE OF 20 SQUARE FEET OF AN EXISTING DRAINAGE EASEMENT DESCRIBED IN BOOK 544, PAGE 423, 9 SQUARE FEET OF AN EXISTING DRAINAGE EASEMENT DESCRIBED IN BOOK 366, PAGE 617 AND 7 SQUARE FEET OF AN EXISTING UTILITY EASEMENT DESCRIBED IN BOOK 368, PAGE 15, ALL OF THE BOONE COUNTY RECORDS.

CARSON WILLIAMS

PARCEL: 16-311-00-01-021.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5232, PAGE 55, ALSO BEING, PART OF LOT 3, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 3, THENCE WITH WEST LINE OF SAID LOT N.01°11'00"E, 84.00 FEET (BEARINGS WRITTEN HEREIN ARE BASED UPON THE MISSOURI STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE) TO THE NORTHWEST CORNER OF SAID LOT; THENCE WITH THE NORTH LINE OF SAID LOT, S.88°49'00"E, 10.00 FEET; THENCE LEAVING SAID NORTH LINE S.01°11'00"W, 81.54 FEET; THENCE S.81°50'50"E, 21.24 FEET; THENCE S.08°20'00"W, 3.75 FEET TO THE SOUTH LINE OF SAID LOT; THENCE WITH SAID SOUTH LINE N.81°40'00"W, 30.86 FEET TO THE POINT OF BEGINNING AND CONTAINING 924 SQUARE FEET.

KENNETH WOOD

PARCEL: 16-311-00-01-020.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE FINAL SETTLEMENT IN BOOK 1730,

PAGE 57, ALSO BEING, PART OF LOT 4, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 4 AND CONTAINING 800 SQUARE FEET. INCLUSIVE OF 80 SQUARE FEET OF AN EXISTING DRAINAGE AND UTILITY EASEMENT SHOWN IN SAID PLAT.

TOM MASTERS

PARCEL: 16-311-00-01-019.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5762, PAGE 92, ALSO BEING, PART OF LOT 5, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 5 AND CONTAINING 800 SQUARE FEET. INCLUSIVE OF 80 SQUARE FEET OF AN EXISTING DRAINAGE AND UTILITY EASEMENT SHOWN IN SAID PLAT.

ALAN JARVIS AND NICHOLAS RUSSELL

PARCEL: 16-311-00-01-018.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5841, PAGE 134, ALSO BEING, PART OF LOT 6, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 15 FEET OF SAID LOT 6 AND CONTAINING 1200 SQUARE FEET.

TYLER R. WALLACE AND REBECCA B. WALLACE

PARCEL: 16-311-00-01-017.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 4162,

PAGE 93, ALSO BEING, PART OF LOT 7, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 15 FEET OF SAID LOT 7 AND CONTAINING 1200 SQUARE FEET.

MATTHEW W. PEMBERTON AND MORGAN W. PEMBERTON
PARCEL: 16-311-00-01-016.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 4182, PAGE 70, ALSO BEING, PART OF LOT 8, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 8 AND CONTAINING 800 SQUARE FEET.

NEAL BOLING AND EMMETT BOLING
PARCEL: 16-311-00-01-015.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5761, PAGE 64, ALSO BEING, PART OF LOT 9, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 9 AND CONTAINING 800 SQUARE FEET.

LOVE COLUMBIA CORP.
PARCEL: 16-311-00-01-014.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5820, PAGE 146, ALSO BEING, PART OF LOT 10, PARKADE ESTATES BLOCK 1 IN PLAT BOOK 7, PAGE 27, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 10 AND CONTAINING 800 SQUARE FEET.

PARKADE BAPTIST CHURCH, COLUMBIA, MISSOURI

PARCEL: 16-307-00-00-007.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 375, PAGE 201 OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT, THENCE WITH NORTH LINE OF SAID TRACT S.88°48'00"E, 15.00 FEET (BEARINGS WRITTEN HEREIN ARE BASED UPON THE MISSOURI STATE PLANE COORDINATE SYSTEM, CENTRAL ZONE); THENCE LEAVING SAID NORTH LINE, S.01°12'00"W, 40.32 FEET; THENCE N.88°48'00"W, 15.00 FEET TO THE WEST LINE OF SAID TRACT; THENCE WITH SAID WEST LINE N.01°12'00"E, 40.32 FEET TO THE POINT OF BEGINNING AND CONTAINING 605 SQUARE FEET.

CHAD GARRETT AND PAULA GARRETT

PARCEL: 16-307-00-01-047.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 4816, PAGE 21, ALSO BEING, PART OF LOT 31, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 31 AND CONTAINING 850 SQUARE FEET.

JENNIFER L. WILLS, F/K/A JENNIFER L. GARRETT

PARCEL: 16-307-00-01-046.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5794, PAGE 66, ALSO BEING, PART OF LOT 30, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 30 AND CONTAINING 751 SQUARE FEET.

DAVID G. KARNS AND LINDA M. KARNS

PARCEL: 16-307-00-01-045.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 642, PAGE 761, ALSO BEING, PART OF LOT 29, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 29 AND CONTAINING 801 SQUARE FEET. INCLUSIVE OF 80 SQUARE FEET OF AN EXISTING DRAINAGE EASEMENT SHOWN IN SAID PLAT.

DAVID E. PAYNE AND BARBARA G. PAYNE LIVING TRUST

PARCEL: 16-307-00-01-044.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 4904, PAGE 123, ALSO BEING, PART OF LOT 28, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 28 AND CONTAINING 752 SQUARE FEET. INCLUSIVE OF 80 SQUARE FEET OF AN EXISTING DRAINAGE EASEMENT SHOWN IN SAID PLAT.

ERIC M. RIDDLES AND ROBIN A. RIDDLES

PARCEL: 16-307-00-01-043.00 01

TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE TRUSTEE'S DEED IN BOOK 4895, PAGE 42, ALSO BEING, PART OF LOT 27, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 27 AND CONTAINING 852 SQUARE FEET.

RHODI SCHNETZER AND ALANTA FREE
PARCEL: 16-307-00-01-042.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 5310, PAGE 149, ALSO BEING, PART OF LOT 26, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 20 FEET OF SAID LOT 26 AND CONTAINING 1700 SQUARE FEET.

MARY E. WULFF
PARCEL: 16-307-00-01-041.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 4923, PAGE 108, ALSO BEING, PART OF LOT 25, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 15 FEET OF SAID LOT 25 AND CONTAINING 1128 SQUARE FEET.

MICHAEL D. SPRINGER
PARCEL: 16-307-00-01-017.00 01
TEMPORARY CONSTRUCTION EASEMENT

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 739, PAGE 534, ALSO BEING, PART OF LOT 24, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 10 FEET OF SAID LOT 24 AND CONTAINING 1128 SQUARE FEET.

**FREDRIC I. WATROUS AND NANCY A. WATROUS REVOCABLE TRUST
PARCEL: 16-307-00-01-016.00 01
TEMPORARY CONSTRUCTION EASEMENT**

A TRACT LOCATED IN THE EAST 1/2 OF THE WEST 1/2 OF SECTION 1, TOWNSHIP 48 NORTH, RANGE 13 WEST, CITY OF COLUMBIA, BOONE COUNTY, MISSOURI BEING PART OF A TRACT DESCRIBED BY THE WARRANTY DEED IN BOOK 3721, PAGE 98, ALSO BEING, PART OF LOT 23, PARKADE ESTATES BLOCK 2 IN PLAT BOOK 8, PAGE 26, ALL OF THE BOONE COUNTY RECORDS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEING THE WEST 5 FEET OF SAID LOT 23 AND CONTAINING 447 SQUARE FEET.

SECTION 2. The City Manager is authorized to acquire the land described in Section 1 by negotiation or by the exercise of the power of eminent domain as set forth in Section 4 hereof.

SECTION 3. The City Manager is authorized to obtain, execute and record all deeds and other instruments necessary to acquire the land described in Section 1.

SECTION 4. If the City cannot agree with the owners, or those claiming an interest in the land described in Section 1, on the proper compensation to be paid for such land, or if the owner is incapable of contracting, is unknown, or cannot be found, or is a non-resident of the State of Missouri, the City Counselor is authorized to petition the Circuit Court of Boone County, Missouri, to acquire the land described in Section 1 by condemnation.

SECTION 5. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2025.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor