

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

SENATE BILL NO. 1168

91ST GENERAL ASSEMBLY

2002

4742S.01T

AN ACT

To authorize the conveyance of property owned by the state.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section 1. 1. The governor is hereby authorized to grant a clear zone easement for the airspace above property managed by the National Guard to the city of Lebanon, Missouri. The tract of land situated in the Southwest Quarter of Section 23, Township 34, Range 16 of the Fifth Principal Meridian, County of Laclede, State of Missouri, more particularly described as follows:

All of the east 225.0 feet of that part of the S.W. 1/4 S.E. 1/4 Section 23, Township 34, Range 16, Laclede County, Missouri lying north of Fremont Road. The clear zone easement shall prohibit the state from causing, or permitting the causing of, an obstruction in the clear zone situated over the above-described land, including the erection of any structure or growth of any tree, or other object.

The clear zone shall consist of three circular concentric sections. The innermost first section is circular and originates at the existing ground elevation at the base of the Automated Weather Observation System (AWOS) tower and extends vertically upward to infinity with a radius of one hundred feet. The second section begins at fifteen feet above the ground surface at the base of the AWOS tower and extends vertically upward to infinity with an inside radius of one hundred feet and an outside radius of five hundred feet. The third section begins at forty feet above the ground surface at the AWOS tower and extends vertically upward to infinity with an inside radius of five hundred feet and an outside radius of one thousand feet.

- 2. A termination date for the easement shall be as negotiated by the parties.**
- 3. Consideration for the conveyance of the easement shall be one dollar.**
- 4. The attorney general shall approve as to form the instruments of conveyance.**

Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey all interest in fee simple absolute in property owned by the state in the County of Cole to the General Services Administration or the Missouri development finance board. The property to be conveyed is more particularly described as follows:

All of Inlots 187 and 188; All of Inlots 191 thru 200 inclusive; All of Inlots 225 thru 229; All that part of the Hough Street Right-of-way (previously vacated by Jefferson City Ordinance No. 3256); All that part of the Marshall Street Right-of-way lying north of the northerly line of State Street and south of the Missouri Pacific Railroad; All that part of the Lafayette Street Right-of-way (previously vacated by Jefferson City ordinance no. 3256); All that part of a 20 foot wide public alley lying between Marshall Street and Lafayette Street (previously vacated by Jefferson City Ordinance No. 3256); All that part of a 20 foot wide public alley, lying east of the easterly line of Inlots 185 and 190 and west of the westerly line of the Marshall Street Right-of-way; any part of Fractional Section 8, lying south of the Missouri Pacific Railroad and north of Inlots 187 & 188, any part of Fractional Section 8, lying south of the Missouri Pacific Railroad and north of Inlots 225 thru 229 inclusive; according to the plat of the City of Jefferson, Missouri and according to the Government Land Office Plat of Township 44 North, Range 11 West, dated December 6, 1861. All of the aforesaid lies within Fractional Section 8 of said Township 44 North, Range 11 West, and within the Corporate Limits of the City of Jefferson, Cole County, Missouri, more particularly described as follows:

BEGINNING at the southwesterly corner of Inlot 191; thence N42°18'12"E, along the westerly line of said Inlot 191 and along the northerly extension thereof, 218.46 feet to a point intersecting the northerly line of a 20 foot wide alley at the southwest corner of Inlot 186; thence S47°41'48"E, along the northerly line of said alley, 69.58 feet to the southwesterly corner of Inlot 187; thence N42°18'12"E, along the westerly line of said Inlot 187 and the northerly extension thereof, 259.20 feet; thence S68°13'57"E, 766.53 feet to a point intersecting the easterly

line of the aforesaid vacated Lafayette Street Right-of-way; thence S42°15'04"W, along the easterly line of said vacated Lafayette Street Right-of-way, 746.58 feet to a point intersecting the northerly line of the State Street Right-of-way (formerly Water Street); thence N47°42'13"W, along the northerly line of said State Street Right-of-way, 539.62 feet to a point in the center of the Marshall Street Right-of-way; thence N47°40'29"W, along the northerly line of said State Street Right-of-way, 248.46 feet to the POINT OF BEGINNING.

2. Consideration for the conveyance shall be the transfer of property of like value to the state of Missouri.

3. The attorney general shall approve the form of the instrument of conveyance.

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