

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SCS/HCS/House Bill Nos. 303 & 304, Page 1, Section Title, Line 3,

2 by striking the following: "highway designations" and inserting
3 in lieu thereof the following: "transportation"; and

4 Further amend said bill, page 3, section 227.519, line 6, by
5 inserting after all of said line the following:

6 "Section 1. 1. The governor is hereby authorized and
7 empowered to sell, transfer, grant, convey, remise, release and
8 forever quitclaim all interest of the state of Missouri in real
9 property located in Taney County to the state highways and
10 transportation commission. The property to be conveyed is more
11 particularly described as follows:

12 Tract One
13 Right of way for a Federal road 80 feet wide, except as
14 noted.

15
16 That part of the SE¼ of the NW¼ and also of the NE¼ of
17 SW¼ and also of the NW¼ of SE¼ and also of the SW¼ of
18 SE¼ and also of the SE¼ of SW¼ all in Sec. 6, and also
19 the NE¼ of NW¼ and also of the NW¼ of NE¼ in Sec. 7,
20 all in T21N, R21W lying within a strip of land 80 feet
21 wide, except as noted, 40 feet thereof, except as

1 noted, being on each side of, parallel to and measured
2 from a surveyed center line which is described as
3 follows:

4
5 Beginning on the north line of and 720 feet east of the
6 north west corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 6, T21N,
7 R21W; thence south easterly on a curve to the right
8 with 1146.3 feet radius, the tangent to which bears S
9 31°56'E, 243 feet; thence S 19°47'E a distance of 391
10 feet; thence continuing S 19°47'E with 40 feet on the
11 right side and 55 feet on the left side of the said
12 center line, a distance of 200 feet; thence continuing
13 S 19°47'E with 40 feet on each side of the said center
14 line, a distance of 240 feet; thence continuing S
15 19°47'E with 60 feet on the right side of and 40 feet
16 on the left side of the said center line, a distance of
17 110 feet; thence continuing S 19°47'E with 40 feet on
18 both sides of the center line, a distance of 1405.4
19 feet; thence on a curve to the right with 819 feet
20 radius, a distance of 534.8 feet; thence S 17°39'W a
21 distance of 683.5 feet; thence on a curve to the left
22 with 637.8 feet radius, a distance of 421.1 feet;
23 thence S 20°15'E a distance of 560.3 feet; thence on a
24 curve to the left with 955.4 feet radius, a distance of
25 366.7 feet; thence S 42°15'E with 40 feet on the right
26 side of and 60 feet on the left side of the said center
27 line, a distance of 118.3 feet; thence S 42°15'E with
28 40 feet on each side of the said center line, a
29 distance of 230 feet, to the south line of and 270 feet

1 more or less east of the south west corner of the said
2 NW¼ of NE¼ of Sec. 7.

3
4 Containing right of way old 4.60 acres, more or less

5 new 5.68 " "

6 total 10.28 " "

7
8 Tract Two

9
10 Right of way for a Federal road 80 feet wide, except as
11 noted.

12
13 That part of the SW¼ of NE¼ of Sec. 7, T21N, R21W lying
14 on the west side of the present road and included
15 within a tract of land 80 feet wide, except as noted,
16 40 feet of which, except as noted, is on each side of,
17 parallel to and measured from a surveyed center line
18 which is described as follows:

19
20 Beginning on the north line of and 270 feet east of the
21 north west corner of the SW¼ of NE¼ of Sec. 7, T21N,
22 R21W; thence S 42° 15'E a distance of 245 feet; thence
23 continuing S 42°15'E with 40 feet on the right side of
24 and 55 feet on the left side of the said center line, a
25 distance of 48.8 feet; thence on a curve to the right
26 with 716.8 feet radius and continuing 40 feet on the
27 right side of and 55 feet on the left side of the said
28 center line, a distance of 76.2 feet; thence continuing
29 on the same curve with 40 feet on both sides of the

1 said center line, a distance of 250 feet to the
2 property line between W.R. Carey and C.N. McElfresh,
3 being approximately 540 feet south of and 570 feet east
4 of the north west corner of the said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec.
5 7.

6
7 Containing right of way old 0.16 acres, more or less

8 new 0.03 " "

9 total 0.21 " "

10
11 Tract Three

12
13 Right of way for a Federal road 80 feet wide, except as
14 noted.

15
16 That part of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 7, T21N, R21W lying
17 on the east side of the present road, and included
18 within a tract of land 80 feet wide, except as noted,
19 40 feet of which, except as noted, is on each side of,
20 parallel to and measured from a surveyed center line,
21 which is described as follows:

22
23 Beginning on the north line of and 270 feet east of the
24 north west corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 7, T21N,
25 R21W; thence S 42°15'E a distance of 245 feet; thence
26 continuing S 42°15'E with 40 feet on the right side of
27 and 55 feet on the left side of the said center line a
28 distance of 25 feet to a point on the property line
29 between V.T. Jones and C.N. McElfresh, being about 210

1 feet south of and 420 feet east of the northwest corner
2 of the said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 7.

3
4 Containing right of way old 0.09 acres, more or less

5 new 0.30 " "

6 total 0.39 " "

7
8 Tract Four

9
10 Right of way for a Federal road 80 feet wide, except as
11 noted.

12
13 That part of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 7, T21N, R21W lying
14 within a tract of land 80 feet wide, except as noted,
15 40 feet of which, except as noted, is on each side of,
16 parallel to and measured from a surveyed center line.
17 Said tract is bounded and described as follows:

18
19 Beginning 210 feet south of and 420 feet east of the
20 north west corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 7, T21N,
21 R21W at survey station 1133+00; thence N 55°30'E on the
22 property line between C.N. McElfresh and V.T. Jones, a
23 distance of 57 feet; thence S 42°15'E a distance of
24 23.8 feet; thence on a curve to the right with 771.8
25 feet radius, parallel to and 55 feet from the said
26 center line, a distance of 95 feet; thence S 53°51'W a
27 distance of 15 feet; thence south eastward on a curve
28 to the right with 756.8 feet radius, the tangent to
29 which bears S 36°09'E a distance of 550 feet; thence S

1 6°08'W a distance of 171.4 feet; thence S 83°52'E a
2 distance of 10 feet; thence S 6°08'W a distance of 250
3 feet; thence N 83°52'W a distance of 10 feet; thence S
4 6°08'W a distance of 100 feet, more or less to the
5 south line of the said SW¼ of NE¼; thence west on said
6 south line a distance of 82 feet; thence N 6°08'E
7 parallel to and 40 feet from the said center line, a
8 distance of 530 feet; thence on a curve to the left
9 with 676.8 feet radius, a distance of 260 feet, to the
10 property line between C.N. McElfresh and W.R. Cary;
11 thence eastward on said property line, a distance of 37
12 feet to the center of the present road; thence north
13 westerly along said present road a distance of 360
14 feet; thence N 55°30'E a distance of 25 feet more or
15 less to the beginning place.

16
17 Containing right of way old 0.66 acres, more or less
18 new 1.45 " "
19 total 2.11 " "

20
21 Tract Five

22
23 Right of way for Federal road 80 feet wide, except as
24 noted.

25
26 That part of NW¼ of SE¼ of Sec. 7 and also of the NE¼
27 of NE¼ of Sec. 18, all in T21N, R21W lying within
28 tracts of land 80 feet wide, except as noted, 40 feet
29 of which, except as noted is on each side of, parallel

1 to and measured from a surveyed center line which is
2 described as follows:

3
4 (1) Beginning on the north line of and 470 feet east of
5 the north west corner of the NW¼ of SE¼ of Sec. 7,
6 T21N, R21W; thence S 6°08'W with 40 feet on both sides
7 of the said center line, a distance of 512.1 feet;
8 thence on a curve to the left with 1432.7 feet radius,
9 a distance of 418.7 feet; thence S 10°37'E a distance
10 of 70 feet; thence continuing S 10°37'E with 40 feet on
11 the right side of and 50 feet on the left side of the
12 said center line, a distance of 150 feet; thence
13 continuing S 10°37'E with 40 feet on each side of the
14 said center line, a distance of 150 feet, to the south
15 line of and 956 feet west of the south east corner of
16 the said NW¼ of SE¼ of Sec. 7

17 Containing right of way old 1.00 acres, more or less

18 new 1.42 " "

19 total 2.42 " "

20
21 (2) Beginning on the west line of and 460 feet south of
22 the north west corner of the NE¼ of NE¼ of Sec. 18,
23 T21N, R21W; thence S 44°10'E a distance of 155.9 feet;
24 thence on a curve to the left with 1432.7 feet radius,
25 a distance of 517.5 feet; thence S 64°52'E a distance
26 of 166.9 feet; thence on a curve to the right with
27 637.3 feet radius, a distance of 414.7 feet, to the
28 south line of and 890 feet east of the south west
29 corner of the said NE¼ of NE¼ of Sec. 18.

1 Containing right of way old 0.14 acres, more or less

2 new 2.13 " "

3 total 2.27 " "

4
5 2. The commissioner of administration shall set the terms
6 and conditions for the sale as the commissioner deems reasonable.
7 Such terms and conditions may include, but not be limited to, the
8 number of appraisals required, the time, place, and terms of the
9 sale.

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

12 Section 2. 1. The governor is hereby authorized and
13 empowered to sell, transfer, grant, convey, remise, release, and
14 forever quitclaim all interest of the state of Missouri in real
15 property located in St. Clair County, Appleton City, to the state
16 highways and transportation commission. The property to be
17 conveyed is more particularly described as follows:

18 All of Lots Nine (9), ten (10), eleven (11), twelve
19 (12), Thirteen (13), Fourteen (14), fifteen (15) and
20 Sixteen (16), Block two (2); also Lots three (3), four
21 (4), five (5), six (6), seven (7), eight (8), twelve
22 (12), thirteen (13), fourteen (14), fifteen (15),
23 sixteen (16) and seventeen (17), Block three (3),
24 Grantley's Addition to Appleton City, Missouri.

25
26 2. The commissioner of administration shall set the terms
27 and conditions for the sale as the commissioner deems reasonable.
28 Such terms and conditions may include, but not be limited to, the
29 number of appraisals required, the time, place, and terms of the

1 sale.

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

4 Section 3. 1. The governor is hereby authorized and
5 empowered to sell, transfer, grant, convey, remise, release, and
6 forever quitclaim all interest of the state of Missouri in real
7 property located in Osage County to the state highways and
8 transportation commission. The property to be conveyed is more
9 particularly described as follows:

10 A strip of land 95 ft. wide being 40 ft. wide on the
11 left or north side of, and 55 ft. wide on the right or
12 south side of, parallel to and adjoining the centerline
13 of State Highway Route U.S. 50, leading from Kansas
14 City to St. Louis, Missouri beginning at the west
15 property line of said first party or Sta. 503+50 and
16 continuing to Sta. 512+00, a distance of 830.8 ft.
17 thence widening to a strip of land 100 ft. wide being
18 45 ft. wide on the left or north side of and 55 ft.
19 wide on the right or south side of said centerline from
20 Sta. 512+00 to Sta. 516+00, a distance of 400 ft.
21 thence narrowing to a strip of land 80 ft. wide being
22 40 ft. wide on each side of said centerline from Sta.
23 516+00 to the south property line of said first party
24 or Sta. 520+00 being a distance of 400 ft., also a
25 strip of land 50 ft. wide for connection of said
26 highway and the present road, said strip of land
27 extending a distance of 75 ft. more or less in an
28 easterly direction from said left or north right-of-way
29 line at or near Sta. 520+ and as shown on the plans for
30 said highway, as surveyed, located and platted by the
31 State Highway Department thru the S.½ of N.W.¼ of Sec.
32 7 T 43 N-R 8 W; as shown by a plat of said survey now
33 on file with the Clerk of the County Court of Osage
34 County, Missouri.

35 2. The commissioner of administration shall set the terms
36 and conditions for the sale as the commissioner deems reasonable.
37 Such terms and conditions may include, but not be limited to, the
38 number of appraisals required, the time, place, and terms of the
39 sale.

40 3. The attorney general shall approve the form of the

1 instrument of conveyance.

2 Section 4. 1. The governor is hereby authorized and
3 empowered to sell, transfer, grant, convey, remise, release, and
4 forever quitclaim all in Madison County to the state highways and
5 transportation commission. The property to be conveyed is more
6 particularly described as follows:

7 Beginning at a point 114.7 feet south 82 1/2° east of
8 the southwest corner of U.S.P.S. 350, Township 33
9 north, Range 7 east, and on the centerline of the
10 survey made by the State Highway Commission for Route
11 67, Madison County, and shown on the plan thereof - a
12 copy of which is on file with the Clerk of the County
13 Court of Madison County - the said point being known as
14 Station 250+74 and on the arc of a 0° 30' curve to the
15 right; the tangent of which bears north 0° 18' east at
16 this point, thence along the said arc 2041.6 feet
17 thence north 10° 30' east, 1458.4 feet to a point on
18 the said centerline known as Station 215+74 and there
19 terminating.

20
21 A strip of land lying on each side of, and adjacent to
22 the above described centerline as follows:

<u>Station to Station</u>	<u>Distance</u>	<u>Width Right</u>	<u>Width Left</u>
		<u>(East)</u>	<u>(West)</u>
<u>250+74</u>	<u>235+00</u>	<u>1574 Feet</u>	<u>50 Feet</u>
<u>235+00</u>	<u>230+00</u>	<u>500 "</u>	<u>65 "</u> <u>50 Feet</u>
<u>230+00</u>	<u>228+80</u>	<u>120 "</u>	<u>80 "</u> <u>50 "</u>
<u>228+80</u>	<u>224+50</u>	<u>430 "</u>	<u>80 "</u> <u>80 "</u>
<u>224+50</u>	<u>224+00</u>	<u>50 "</u>	<u>80 "</u> <u>50 "</u>
<u>224+00</u>	<u>215+74</u>	<u>826 "</u>	<u>50 "</u> <u>50 "</u>

32
33 and all of U.S.P.S. 350 lying west of the said
34 centerline from Station 250+74 to Station 235+00.

35
36 Also strips of land 10 feet wide lying on each side of
37 and adjacent to the above described right-of-way being
38 on the right (east) side from Station 224+00 to Station
39 217+00 and on the left (west) side from Station 220+50
40 to Station 218+00, upon which the parties of the first
41 part grant, convey and warrant for themselves, and
42 their heirs, successors and assigns, unto the State,
43 its agents, successors or assigns, the right, easement
44 and privilege to construct and maintain on the land
45 described in this paragraph all such extensions of any
46 slopes from roadbed cuts or fills which may be
47 necessary to taper out such slopes; only the above

1 rights in, and not the fee title to, such land is
2 hereby conveyed, and the grantors shall have the
3 unrestricted right to fence, use and control such land
4 in any way they desire, so long as the same does not
5 interfere with the rights hereby granted.
6

7 Also 0.20 acre being a tract or parcel of land lying on
8 the right (east) side of and adjacent to the right-of-
9 way described above being 70 feet wide from Station
10 226+50 to Station 225+25, upon which the party of the
11 second part is granted only the right to enter for the
12 purpose of constructing and opening a channel and using
13 the excavation therefrom in grading the State Highway.
14 The said party of the second part is also granted the
15 right to enter upon the said land of the parties of the
16 first part as often as may be necessary for the purpose
17 of maintaining and keeping open the said channel, the
18 parties of the first part or their successors otherwise
19 to have the free, uninterrupted and absolute use of
20 said land.

21 All lying in U.S.P.S. 350, Township 33 north, Range 7
22 east of the 5th P.M. in Madison County, Missouri and
23 containing 10.15 acres.

24 2. The commissioner of administration shall set the terms
25 and conditions for the sale as the commissioner deems reasonable.
26 Such terms and conditions may include, but not be limited to, the
27 number of appraisals required, the time, place, and terms of the
28 sale.

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

31 Section 5. 1. The governor is hereby authorized and
32 empowered to sell, transfer, grant, convey, remise, release and
33 forever quitclaim all interest of the state of Missouri in real
34 property located in Greene County to the state highways and
35 transportation commission. The property to be conveyed is more
36 particularly described as follows:

37 Right of way for State Highway Route 60.
38 That part of the NE ¼ of SW ¼ and NW ¼ of SE ¼ of Sec.
39 10, Twp. 28N, R23W, south and east of the Frisco
40 Railroad right of way and southwest of State Highway

1 Route M, being in a tract of land 172 feet wide, except
2 as noted, 57 feet of which, except as noted, is on the
3 left or northwesterly side, and 115 feet, except as
4 noted, on the right or southeasterly side of, adjacent
5 to, parallel with and measured from the surveyed center
6 line of the survey of the Missouri State Highway
7 Department for said Route 60, which surveyed center
8 line is described as follows:

9 1. Beginning at a point approximately 47 feet south
10 and 16 feet east of the southwest corner of the said NW
11 ¼ of SE ¼ of Sec. 10, at survey station 178+50, thence
12 N 56°14'E 1635 feet to station 194+85, which station is
13 approximately 462 feet south and 30 feet east of the
14 northeast corner of said NW ¼ of SE ¼ of Sec. 10.

15 Containing 5.74 acres, more or less, new right of way.

16 2. Also beginning on the left side of item 1, opposite
17 station 191+28.3, thence N 4°02'E 255 feet, thence S
18 85°43'W approximately 77.5 feet to the southeasterly
19 boundary of the railroad right of way, thence in a
20 southwesterly direction with said boundary to the south
21 side of the said NE ¼ of SE ¼ of said Sec. 10, thence
22 east approximately 20 feet to item 1, thence N 56°14'E
23 with item 1, 1375 feet to the point of beginning.

24 Containing 3.04 acres, more or less, new right of way.

25 3. Also a tract beginning on the left side of item 1,
26 opposite station 193+28.3, thence northerly to the
27 southwesterly right of way boundary of said Route M as
28 it is now located and established, 30 feet from and
29 opposite station 3+98.7 of said route, thence
30 southeasterly with Route M to the east boundary of the
31 property, thence south with said east property boundary
32 to item 1, thence southwesterly with item 1 to the
33 point of beginning.

34 Containing 0.28 acre, more or less, new right of way.

35 4. Also a tract beginning on the right side of item 1,
36 opposite station 193+28.3, thence easterly
37 approximately 35 feet to the east property boundary,
38 thence north approximately 26 feet to item 1, thence
39 southwesterly with item 1 approximately 40 feet to the
40 point of beginning.

41 Containing 0.01 acre, more or less, new right of way.

42 Items 1, 2, 3 and 4 contain a total of 9.07 acres, more
43 or less, new right of way.

44 2. The commissioner of administration shall set the terms

1 and conditions for the sale as the commissioner deems reasonable.
2 Such terms and conditions may include, but not be limited to, the
3 number of appraisals required, the time, place, and terms of the
4 sale.

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

7 Section 6. 1. The governor is hereby authorized and
8 empowered to sell, transfer, grant, convey, remise, release and
9 forever quitclaim all interest of the state of Missouri in real
10 property located in Andrew County to the state highways and
11 transportation commission. The property to be conveyed is more
12 particularly described as follows:

13 Tract 1

14 A parcel of land bounded by a line beginning at a
15 point on the centerline of the surveyed State highway
16 at Station 195+98, said point also being two hundred
17 thirty-five (235) feet north of the northeast corner of
18 the southeast quarter of the southwest quarter of
19 Section thirty-five (35), Township sixty-one (61)
20 north, Range thirty-five (35) west, thence south fifty
21 (50) feet, thence northeasterly on a curve having a
22 radius of one thousand one hundred eight-six and
23 twenty-eight hundredths (1186.28) feet, and extending
24 two hundred twenty-eight (228) feet, thence north 47 °
25 19' east one thousand twenty-nine and two tenths
26 (1029.2) feet, thence easterly on a curve having a
27 radius of one thousand one hundred six and twenty-eight
28 hundredths (1106.28) feet, and extending eight hundred
29 forty-eight and sixty-seven hundredths (848.67) feet,
30 thence easterly twenty-five and thirteen hundredths
31 (25.13) feet, thence north forty (40) feet, thence west
32 three hundred fifty (350) feet, thence southwesterly on
33 a curve having a radius of one thousand one hundred
34 eighty-six and twenty-eight hundredths (1186.28) feet,
35 and extending two hundred seventy (270) feet, thence
36 northwesterly five (5) feet, thence southeasterly on a
37 curve having a radius of one thousand one hundred
38 ninety-one and twenty-eight hundredths (1191.28) feet,
39 and extending two hundred ninety (290) feet, thence
40 south 47 ° 19' west a distance of forty-five (45) feet,
41 thence southeasterly five (5) feet, thence south 47 ° 19'
42 west four hundred eighty (480) feet, thence westerly

1 twenty-four (24) feet thence south fifteen (15) feet,
2 thence easterly ten (10) feet, thence south 47°19' west
3 a distance of four hundred fifty-three (453) feet
4 thence southwesterly on a curve having a radius of one
5 thousand one hundred six and twenty-eight hundredths
6 (1106.28) feet a distance of one-hundred seventy (170)
7 feet, thence south fifty (50) feet to the point of
8 beginning.

9 Said parcel of land being in and a part of the
10 north one-half of the southeast quarter of Section
11 thirty-five (35), Township sixty-one (61) north, Range
12 thirty-five (35) west and comprising three and ninety
13 hundredths (3.90) acres.

14 Tract 2

15 A parcel of land bounded by a line beginning at a
16 point on the centerline of the surveyed State highway
17 at Station 217+00, said point being eight hundred
18 ninety-seven and forty-nine hundredths (897.49) feet
19 west of the quarter section corner east side of Section
20 thirty-five (35), Township sixty-one (61) north, Range
21 thirty-five (35) west, thence west three hundred fifty
22 (350) feet to the north right of way line of the
23 surveyed State highway, thence northeasterly along the
24 said north right of way line on a curve having a radius
25 of one thousand one hundred eighty-six and twenty-eight
26 hundredths (1186.28) feet and extending three hundred
27 twenty-eight (328) feet, thence east twenty-five (25)
28 feet, thence south forty (40) feet to the point of
29 beginning.

30 Said parcel of land being in and a part of the
31 southeast quarter of the northeast quarter of Section
32 thirty-five (35), Township sixty-one (61) north, Range
33 thirty-five (35) west and comprising sixteen hundredths
34 (0.16) of an acre.

35 Tract 3

36 That part of the northeast quarter of Section
37 thirty-four (34), Township sixty-one (61) north, Range
38 thirty-five (35) west and being more particularly
39 described as follows: Bounded by a line beginning at a
40 point, said point being one thousand two hundred
41 twenty-two (1222) feet east of the quarter section
42 corner center of said Section thirty-four (34), thence
43 north three hundred seventy (370) feet, to the south
44 bank of 102 River, thence easterly along the south bank
45 of said River forty (40) feet, thence south 17°30'
46 east three hundred fifty (350) feet, thence west one
47 hundred forty (140) feet to the point of beginning and
48 comprising fifty-nine hundredths (0.59) of an acre.

49 Tract 4

50 That part of the southeast quarter of Section
51 thirty-five (35), Township sixty-one (61) north, Range
52 thirty-five (35) west, more particularly described as

1 Tract #1, being bounded by a line beginning at a
2 point on the centerline of State Highway Route 48 at
3 Station 212+71.2, which is approximately one thousand
4 three hundred fifty-seven and six tenths (1357.6) feet
5 west of the northeast corner of the southeast quarter
6 of said Section thirty-five (35), thence west fifty-
7 four and five tenths (54.5) feet to this westerly right
8 of way line of said State Highway Route 48, thence
9 south 47 °11' west along said westerly right of way line
10 three hundred (300) feet, thence northeasterly to the
11 right on the arc of a curve having a radius of one
12 thousand one hundred ninety-one and twenty-eight
13 hundredths (1191.28) feet, and extending a distance of
14 one hundred eighty (180) feet, thence southeasterly and
15 at right angles a distance of five (5) feet, thence
16 northeasterly to right on the arc of a curve having a
17 radius of one thousand one hundred eight-six and
18 twenty-eight hundredths (1186.28) feet and extending a
19 distance of two hundred seventy (270) feet to a point
20 on the north line of the southeast quarter of said
21 Section thirty-five (35), thence west to said point of
22 beginning. Said tract is for right of way and contains
23 thirty-three hundredths (0.33) of an acre.

24 Tract 5

25 That part of the northeast quarter of Section thirty-
26 five (35), Township sixty-one (61), Range thirty-five
27 (35) west, found by
28 Starting at a point on the centerline of State Highway
29 Route 48, at Station 212+71.2, which is approximately
30 one thousand three hundred fifty-seven and six tenths
31 (1357.6) feet west of the southeast corner of the
32 northeast quarter of said section thirty-five (35),
33 thence following said centerline north 47 °11' east one
34 thousand twenty-eight and seven tenths (1028.7) feet to
35 Station 222+99.9, a P.C., thence northerly to the left
36 on the arc of a 5 ° 00' curve seven hundred sixty-two
37 (762) feet to Station 250+61.9, a P.T. , thence north
38 9° 05' east one thousand two hundred ninety-seven and
39 one tenth (1297.1) feet to Station 245+59, which is on
40 defendants' north property line, and is approximately
41 forty (40) feet west of the northeast corner of said
42 Section thirty-five (35).

43 Tract #1, being all of defendants' land lying within
44 forty (40) feet to each side of the above described
45 centerline from said Station 212+71.2 to Station
46 219+00, thence continuing with sixty (60) feet to left
47 and widening uniformly to fifty (50) feet to right of
48 said centerline at Station 220+00, thence continuing
49 with sixty (60) feet to left and fifty (50) feet to
50 right of said centerline to Station 220+50, thence
51 continuing with forty (40) feet to left and narrowing
52 uniformly to forty (40) feet to right of said

1 centerline at Station 221+50, thence continuing with
2 forty (40) feet to each side of said centerline to said
3 Station 245+59, Said tract is for right of way and
4 contains five and seventy-seven hundredths (5.77)
5 acres.

6 Tract #2, being thirty (30) feet wide by one hundred
7 (100) feet long to left of the above described right of
8 way (or Tract #1) from opposite Station 235+00 to
9 opposite Station 254+00, at an angle of 90° from said
10 centerline. Said tract contains seven hundredths
11 (0.07) of an acre, and is for changing the channel of a
12 stream and providing for drainage ditches necessary for
13 the proper construction and maintenance of said State
14 Highway. Plaintiff only seeks the right to enter upon
15 said tract of land for the purpose of constructing and
16 opening said drainage ditches and channel change, using
17 the excavation therefrom in grading said highway and
18 for filling portions of the old channel; also the right
19 to enter upon said parcel of land when necessary to
20 maintain and keep open said ditches; the defendants,
21 their successors or assigns to otherwise have the free,
22 uninterrupted and absolute use of said Tract #2.

23 2. The commissioner of administration shall set the terms
24 and conditions for the sale as the commissioner deems reasonable.
25 Such terms and conditions may include, but not be limited to, the
26 number of appraisals required, the time, place, and terms of the
27 sale.

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

30 Section 7. 1. The governor is hereby authorized and
31 empowered to sell, transfer, grant, convey, remise, release and
32 forever quitclaim all interest of the state of Missouri in real
33 property located in Ozark County to the state highways and
34 transportation commission. The property to be conveyed is more
35 particularly described as follows:

36 Tract 1
37 All that part of the following tract:
38 Northwest quarter of the southeast quarter (NW¹/₄
39 SE¹/₄)
40 Of Section 15, Township 22 North, Range 16 West
41 Which lies within a distance of 40 feet on each side of

1 the centerline of State highway designated as Route SC,
2 leading from Route 5, west of Gainesville, westerly to
3 the Ozark-Taney County line, as the same was located,
4 surveyed and platted by the State Highway Department,
5 as shown on plans duly approved by the State Highway
6 Commission, a copy of which is now on file with the
7 Clerk of the County Court in and for Ozark County.

8 Said centerline being described as follows:

9 Beginning at a point on the west boundary of said
10 tract, distant 650 feet, more or less, north of the
11 southwest corner thereof, at or near Station 201+60;
12 thence run north 49° 14' east, 526.9 feet; thence
13 deflect to the right on a 4° curve, (delta angle 40°
14 22') 1009.2 feet; thence on tangent to said curve north
15 89° 36' east, 18.9 feet, more or less, to a point on
16 the east boundary of said tract, distant 5 feet, more
17 or less, south of the northeast corner thereof, and
18 there terminating at or near Station 217+15.

19 Containing 2.86 acres, more or less.

20 2. Also the following parcel of land adjoining the
21 above described right of way tract, extending between
22 the stations indicated to the widths shown below:

23 Left: Station 202+01 to 202+27, 26 feet long by 30
24 feet wide on a 40° skew to the right

25 3. Also all that part of said tract lying northerly of
26 the above described strip, and easterly of a line
27 described as follows:

28 Beginning at a point on the left or northerly line of
29 said above described strip, opposite Station 211+00;
30 thence run northwesterly normal to said centerline to
31 its intersection with the northerly boundary of said
32 tract, and there terminating.

33 Item 2 has an area of 0.02 acre, more or less, and is
34 for the purpose of a ditch outlet, to which the State
35 Highway Department only seeks the right to enter upon
36 land of said owners for the purpose of constructing and
37 opening said ditch, using excavation therefrom in
38 grading said highway, and entering upon the said parcel
39 of land as often as may be necessary to maintain and
40 keep open said ditch; providing the owners shall
41 otherwise have the free, absolute and uninterrupted use
42 of said land.

43 Item 3 has an area of 0.29 acre, more or less, and is
44 for the purpose of permanent right of way.

45 Tract 2

46 All that part of the following tract:

47 South half of the northeast quarter (S½ NE¼)

48 Of Section 15, Township 22 North, Range 16 West

49 Which lies within a distance of 40 feet on the

50 northerly side of the centerline of State highway

51 designated as Route SC, leading from Route 5, west of

52 Gainesville, westerly to the Ozark-Taney County line,

1 as the same was located, surveyed and platted by the
2 State Highway Department, as shown on plans duly
3 approved by the State Highway Commission, a copy of
4 which is now on file with the Clerk of the County Court
5 in and for Ozark County.

6 Said centerline being described as follows:

7 Beginning at a point distant 38 feet, more or less,
8 south and 330 feet, more or less, west of the
9 southeast corner of the southwest quarter of the
10 northeast quarter of said Section 15, at or near
11 Station 213+80; thence from a tangent bearing north 76°
12 58' east, deflect to the right on a 4° curve, 316.1
13 feet; thence on tangent to said curve north 89° 36'
14 east, 1368.9 feet, more or less, to a point on the
15 extended east boundary of the southeast quarter of the
16 northeast quarter of said Section 15, distant 10 feet,
17 more or less, south of the southeast corner thereof,
18 and there terminating at or near Station 230+65
19 Containing 0.25 acre, more or less, new right of way
20 and 0.99 acre, more or less, old right of way
21 (There is excepted from the above described strip, a
22 strip of land 10 feet in width, lying adjacent to and
23 southerly of the northerly line of said strip, and
24 extending from Station 227+00 to the east boundary of
25 the property).

26 2. Also the following parcel of land adjoining the
27 above described right of way tract, extending between
28 the stations indicated to the widths shown below:

29 Left: Station 222+50 to 225+50, 300 feet long by 5
30 feet wide

31 Item 2 has an area of 0.03 acre, more or less, and is
32 for the purpose of permanent right of way.

33 2. The commissioner of administration shall set the terms
34 and conditions for the sale as the commissioner deems reasonable.
35 Such terms and conditions may include, but not be limited to, the
36 number of appraisals required, the time, place, and terms of the
37 sale.

38 3. The attorney general shall approve the form of the
39 instrument of conveyance."; and

40 Further amend the title and enacting clause accordingly.

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