

RESOLUTION NO. R-15-55

A RESOLUTION ACCEPTING EASEMENTS FROM CERTAIN PROPERTY OWNERS IN CONJUNCTION WITH THE PLEASANT VALLEY ROAD IMPROVEMENTS PROJECT FROM NORTH INDIANA AVENUE TO NORTH BRIGHTON AVENUE.

WHEREAS, Easements from certain property owners are necessary for the City to construct public improvements in conjunction with the Pleasant Valley Road Improvements Project from North Indiana Avenue to North Brighton Avenue (TP1411).

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI AS FOLLOWS:

THAT, the Easements from property owners attached hereto as Exhibits "B" through "C" are hereby accepted. The easement exhibit labeling is a continuation of the easements submitted and accepted under resolution R-15-52.

Temporary Construction Easements

"B" – Jessica M. Morman

6401 N. Indiana Avenue

"C" – Catholic Diocese of Kansas City – St. Joseph

6415 NE Antioch Road

FURTHER THAT, the City Manager of the City of Gladstone is hereby authorized to execute and undertake and perform on behalf of the City of Gladstone, Missouri, the obligations and undertakings set forth in said conveyances; and

FURTHER THAT, the City Clerk is hereby directed to record said document in the Office of the Recorder of Deeds, Clay County, Missouri.

INTRODUCED, READ, PASSED, SIGNED, AND MADE EFFECTIVE BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 24th DAY OF AUGUST 2015.



Mayor Bill Garnos

ATTEST:



Ruth E. Bocchino, City Clerk



***Department of Public Works
Memorandum***

DATE: August 19, 2015
TO: Kirk L. Davis, City Manager
FROM: Timothy A. Nebergall, Director of Public Works *TAN*
RE: Pleasant Valley Road Improvements from North Indiana Avenue to North Brighton Avenue; Project #TP1411

We request that the following easements be submitted to the City Council for acceptance. Easement labeling is a continuation of the easements submitted and accepted under resolution R-15-52.

Temporary Construction Easements

"B" – Jessica M. Morman	6401 N. Indiana Avenue
"C" – Catholic Diocese of Kansas City – St. Joseph	6415 NE Antioch Road

Please be aware that the above easements represent three (3) out of the fifteen easements necessary to complete this project.



Recording Date/Time: 09/01/2015 at 12:21:28 PM

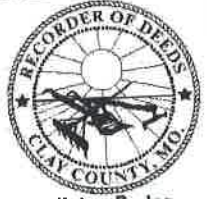
Instr #: 2015029929

Book: 7567 Page: 230

Type: EASE

Pages: 3

Fee: \$30.00 S 20150023162



Katee Porter
Recorder of Deeds

(Space above reserved for Recorder of Deeds certification)

1. **Title:** Temporary Construction Easement

2. **Date:** August 24, 2015

3. **Grantor (s):** Jessica M. Morman

4. **Grantee (s):** City of Gladstone, Missouri

5. **Mailing Address:** 7010 North Holmes, Gladstone, MO 64118

6. **Legal Description:**

A PART OF LOT 1, BLOCK 7, MEADOWBROOK NORTH AMENDED PLAT, A SUBDIVISION IN THE CITY OF GLADSTONE, CLAY COUNTY, MISSOURI, IN THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, AND BEING THE SOUTH 10.00 FEET, OF THE EAST 7.5 FEET AS MEASURED AT RIGHT ANGLES TO THE SOUTH AND EAST LINES OF SAID LOT 1, BLOCK 7. CONTAINING 75 SQUARE FEET MORE OR LESS.

7. **Reference Book & Page:** N/A

Project No. STP-3323(707)
Tract 1

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT, Jessica M. Morman
(Name)

6401 N. Indiana, Gladstone, MO 64119
(Address)

of Clay County, Missouri, hereinafter called the **GRANTOR**, for and in consideration of One Dollar (\$1.00) and the advantages to be gained from the construction on and adjacent to the lands hereafter described, the receipt of which is hereby acknowledge, does hereby grant, sell, convey and confirm unto the CITY OF GLADSTONE, a municipal corporation of the State of Missouri, hereafter called **GRANTEE**, as temporary easement to construct, grade, regrade, or perform any and all other related necessary work on or across the following described land:

A PART OF LOT 1, BLOCK 7, MEADOWBROOK NORTH AMENDED PLAT, A SUBDIVISION IN THE CITY OF GLADSTONE, CLAY COUNTY, MISSOURI, IN THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, AND BEING THE SOUTH 10.00 FEET, OF THE EAST 7.5 FEET AS MEASURED AT RIGHT ANGLES TO THE SOUTH AND EAST LINES OF SAID LOT 1, BLOCK 7. CONTAINING 75 SQUARE FEET MORE OR LESS.

GRANTEE will repair or replace any fences, pavement, and/or other appurtenances damaged or removed during construction. Upon completion of said construction and improvement, **GRANTOR** shall have full free and uninterrupted use and possession of said temporary construction easement and the easement rights therein shall cease and no longer be in effect.

GRANTOR makes no warranties, expressed or implied to **GRANTEE**.

IN WITNESS WHEREOF the parties have hereunto set their names to the foregoing, this 11 day of August, 2015.

CITY OF GLADSTONE

By:

Kirk L. Davis, City Manager

GRANTOR:

Jessica M. Morman

Attest:

Ruth Bocchino, City Clerk



GRANTOR'S ACKNOWLEDGMENT

STATE OF MISSOURI
COUNTY OF Clay ss.

On this 1st day of AUGUST, 2015, before me, the undersigned Notary Public, personally appeared JESSICA NORMAN to me known to be the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed. And the said INDIVIDUAL (JESSICA NORMAN) further declared herself to be unmarried.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by Notarial Seal at my office in CLAY County, Missouri, the day and year last above written.

My commission expires FEBRUARY 4TH 2019.

[Signature]
Notary Public Within Said County and State



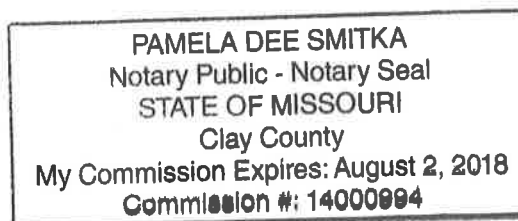
GRANTEE'S ACKNOWLEDGMENT

On this 27 day of August, 2015, before me, this undersigned Notary Public, personally appeared Kirk L. Davis, to me personally known, who being by me duly sworn, did say that he is the City Manager of the City of Gladstone, Missouri, a municipal corporation, and that the seal affixed to the foregoing instrument is the corporate seal of the said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its City Council, and said City Manager acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal at my office in Clay County, Missouri, the day and year last above written.

My Commission expires August 2, 2018.

Pamela Dee Smitka
Notary Public Within Said County and State





Recording Date/Time: 09/01/2015 at 12:21:28 PM

Instr #: 2015029930

Book: 7567 Page: 231

Type: EASE

Pages: 6

Fee: \$39.00 S 20150023162

Katee Porter
Recorder of Deeds

(Space above reserved for Recorder of Deeds certification)

1. **Title:** Temporary Construction Easement
2. **Date:** August 24, 2015
3. **Grantor (s):** Catholic Diocese of Kansas City – St. Joseph
4. **Grantee (s):** City of Gladstone, Missouri
5. **Mailing Address:** 7010 North Holmes, Gladstone, MO 64118
6. **Legal Description:**

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, BEING A FOUND BRASS CAP STAMPED "EVANS" PER CERTIFIED LAND CORNER RECORD DOCUMENT NUMBER 600-53660; THENCE S89°21'04"E ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 1319.11 FEET TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 19; THENCE N00°49'20"E ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER, A DISTANCE OF 264.36 FEET; THENCE N89°10'40"W ALONG A LINE THAT IS PERPENDICULAR TO SAID EAST LINE, A DISTANCE OF 164.91 FEET TO THE POINT OF BEGINNING; THENCE N00°38'56"E, A DISTANCE OF 55.31 FEET TO A POINT ON THE EXISTING EASTERLY RIGHT-OF-WAY LINE OF NE. ANTIOCH ROAD, AS NOW ESTABLISHED; THENCE NORTHERLY ALONG SAID EXISTING EASTERLY RIGHT-OF-WAY LINE, AND ALSO BEING ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING AN INITIAL TANGENT BEARING OF N25°13'07"E, A CENTRAL ANGLE OF 25°04'10" AND A RADIUS OF 607.96 FEET, FOR AN ARC DISTANCE OF

266.01 FEET TO THE POINT OF TANGENT; THENCE N00°08'57"E CONTINUING ALONG SAID EXISTING EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 213.74 FEET; THENCE S89°21'04"E DEPARTING SAID EXISTING EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 25.00 FEET; THENCE S00°08'57"W, A DISTANCE OF 213.53 FEET; THENCE SOUTHERLY ALONG A TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 29°37'40" AND A RADIUS OF 632.96 FEET, FOR AN ARC DISTANCE OF 327.30 FEET TO THE POINT OF BEGINNING. CONTAINING 12,773 SQUARE FEET MORE OR LESS; AND

A PART OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, IN THE CITY OF GLADSTONE, CLAY COUNTY, MISSOURI, BEARINGS ARE REFERENCED TO GRID NORTH OF THE MISSOURI STATE PLANE COORDINATE SYSTEM, NAD 83 (2011 ADJ), WEST ZONE AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, BEING A FOUND BRASS CAP STAMPED "EVANS" PER CERTIFIED LAND CORNER RECORD DOCUMENT NUMBER 600-53660; THENCE S89°21'04"E ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 1817.69 FEET; THENCE N00°38'56"E ALONG A LINE THAT IS PERPENDICULAR TO SAID SOUTH LINE, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING; THENCE N00°04'05"W, A DISTANCE OF 40.00 FEET; THENCE S89°21'04"E, A DISTANCE OF 25.00 FEET; THENCE S00°04'05"E, A DISTANCE OF 40.00 FEET TO A POINT ON THE EXISTING NORTH RIGHT-OF-WAY LINE OF NE. 64TH STREET, AS NOW ESTABLISHED; THENCE N89°21'04"W ALONG SAID EXISTING NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 25.00 FEET TO THE POINT OF BEGINNING. CONTAINING 1,000 SQUARE FEET, MORE OR LESS.

7. Reference Book & Page: N/A

TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS:

THAT, _____ Catholic Diocese of Kansas City – St. Joseph
(Names)

20 West 9th Street, Kansas City, MO 64105
(Address)

hereinafter, called the **GRANTORS**, for and in consideration of One Dollar (\$1.00) and the advantages to be gained from the construction on and adjacent to the lands hereafter described, the receipt of which is hereby acknowledged, do hereby grant, sell, convey and confirm unto the CITY OF GLADSTONE, a municipal corporation of the State of Missouri, hereafter called **GRANTEE**, a temporary easement to construct, grade, regrade, or perform any and all other related necessary work on or across the following described land:

A PART OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, IN THE CITY OF GLADSTONE, CLAY COUNTY, MISSOURI, BEARINGS ARE REFERENCED TO GRID NORTH OF THE MISSOURI STATE PLANE COORDINATE SYSTEM, NAD 83 (2011 ADJ), WEST ZONE AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, BEING A FOUND BRASS CAP STAMPED "EVANS" PER CERTIFIED LAND CORNER RECORD DOCUMENT NUMBER 600-53660; THENCE S89°21'04"E ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 19, A DISTANCE OF 1319.11 FEET TO THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 19; THENCE N00°49'20"E ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER, A DISTANCE OF 264.36 FEET; THENCE N89°10'40"W ALONG A LINE THAT IS PERPENDICULAR TO SAID EAST LINE, A DISTANCE OF 164.91 FEET TO THE POINT OF BEGINNING; THENCE N00°38'56"E, A DISTANCE OF 55.31 FEET TO A POINT ON THE EXISTING EASTERLY RIGHT-OF-WAY LINE OF NE. ANTIOCH ROAD, AS NOW ESTABLISHED; THENCE NORTHERLY ALONG SAID EXISTING EASTERLY RIGHT-OF-WAY LINE, AND ALSO BEING ALONG A NON-TANGENT CURVE TO THE LEFT, HAVING AN INITIAL TANGENT BEARING OF N25°13'07"E, A CENTRAL ANGLE OF 25°04'10" AND A RADIUS OF 607.96 FEET, FOR AN ARC DISTANCE OF 266.01 FEET TO THE POINT OF TANGENT; THENCE N00°08'57"E CONTINUING ALONG SAID EXISTING EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 213.74 FEET; THENCE S89°21'04"E DEPARTING SAID EXISTING EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 25.00 FEET; THENCE S00°08'57"W, A DISTANCE OF 213.53 FEET; THENCE SOUTHERLY ALONG A TANGENT CURVE TO THE RIGHT, HAVING A CENTRAL ANGLE OF 29°37'40" AND A RADIUS OF 632.96 FEET, FOR AN ARC DISTANCE OF 327.30 FEET TO THE **POINT OF BEGINNING**. CONTAINING 12,773 SQUARE FEET MORE OR LESS; AND

A PART OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 51 NORTH, RANGE 32 WEST, IN THE CITY OF GLADSTONE, CLAY COUNTY, MISSOURI, BEARINGS ARE REFERENCED TO GRID NORTH OF THE MISSOURI STATE PLANE COORDINATE SYSTEM, NAD 83 (2011 ADJ), WEST ZONE AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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GRANTEE will repair or replace any fences, pavement, and/or other appurtenances damaged or removed during construction. Upon completion of said construction and improvement, **GRANTORS** shall have full free and uninterrupted use and possession of said temporary construction easement and the easement rights therein shall cease and no longer be in effect.

GRANTORS make no warranties, expressed or implied to **GRANTEE**.

IN WITNESS WHEREOF the parties have hereunto set their names to the foregoing, this 10th day of August, 2015.

CITY OF GLADSTONE

By


Kirk L. Davis, City Manager

GRANTOR(S):


David A. Malanowski, Diocesan Finance Officer

Attest:


Ruth Bocchino, City Clerk



GRANTORS' ACKNOWLEDGMENT

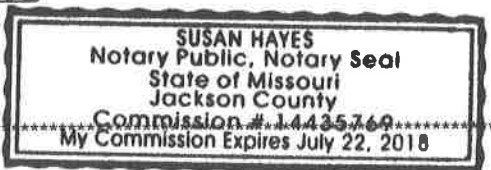
STATE OF Missouri
COUNTY OF Jackson ss.

On this 10th day of August, 2015, before me, the undersigned Notary Public, personally appeared David A. Malanowski to me personally known to be the person described herein and who executed the foregoing instrumentation on behalf of Catholic Diocese of Kansas City – St. Joseph and acknowledged that he executed the same as the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by Notarial Seal at my office in Jackson County, Missouri the day and year last above written.

Susan Hayes
Notary Public Within Said County and State

My commission expires July 22, 2018



GRANTEE'S ACKNOWLEDGMENT

On this 27 day of August, 2015, before me, this undersigned Notary Public, personally appeared Kirk L. Davis, to me personally known, who being by me duly sworn, did say that he is the City Manager of the City of Gladstone, Missouri, a municipal corporation, and that the seal affixed to the foregoing instrument is the corporate seal of the said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its City Council, and said City Manager acknowledged said instrument to be the free act and deed of said corporation.

Clay IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal at my office in Clay County, Missouri, the day and year last above written.

Pamela Dee Smitka
Notary Public Within Said County and State

My Commission expires August 2, 2018

