

FIRST REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE BILL NO. 909

95TH GENERAL ASSEMBLY

1959L.02T

2009

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 and empowered to grant, convey, remise, release and forever quitclaim to the state highways and transportation commission all interest of the state of Missouri in real property owned by the state. The property to be conveyed is more particularly described as follows:

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

A tract of land lying in part of the Northeast Quarter of the Northeast Quarter of Section 36, Township 30 North, Range 12 East of the Fifth Principal Meridian, County of Cape Girardeau, State of Missouri, being more particularly described as follows:

Commence at a found 4x4 Concrete Monument at the Northeast Corner of Section 36, Township 30 North, Range 12 East of the Fifth Principal Meridian; thence S 32 deg. 13 min. 47 sec. W a distance of 1261.14 feet to a found Iron Rod, 124.83 feet left of Missouri State Route 25 centerline station 271+27.51, said point being located on the existing Westerly Boundary line of Missouri State Route 25 and the Point of Beginning; thence along said Boundary line, N 82 deg. 29 min. 01 sec. W a distance of 192.60 feet to a found steel MO property line marker, 317.07 feet left of Missouri State Route 25 centerline station 271+16.05, said point being the beginning of a non-tangent curve to the right, having a radius of 8929.37 feet; thence along said Curve a distance of 250.04 feet (Chord Bears N 08 deg. 47 min. 48 sec. E a distance of 250.03 feet) to a set #5 Rebar w/cap left of Missouri State Route 25 centerline station 273+56.69 at a offset of 330.09 feet, said point being the beginning of a non-tangent Curve to the right having a radius of

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

25 **328.23 feet; thence departing from said existing Westerly Boundary line and**
26 **along said Curve, a distance of 238.60 feet (Chord bears S 49 deg. 16 min.**
27 **16 sec. E a distance of 233.38 feet) to a set #5 Rebar w/cap left of Missouri**
28 **State Route 25 centerline station 272+48.17 with an offset of 125.00 feet;**
29 **thence S 11 deg. 22 min. 41 sec. W a distance of 122.41 feet to the Point of**
30 **Beginning, containing 0.92 acres, more or less.**

31

32 **2. The commissioner of administration and the state highways and transportation**
33 **commission shall set the terms and conditions for the conveyance, including the**
34 **consideration, except that such consideration shall not exceed one dollar.**

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

Section 2. 1. The governor is hereby authorized and empowered to sell, transfer,
2 **grant, and convey all interest in fee simple absolute in property owned by the state in St.**
3 **Louis City to Harris-Stowe State University. The property to be conveyed is more**
4 **particularly described as follows:**

5 **Lots 29, 30, 31, 32, 33 and part of Lots 27 and 28 in Block 2 of**
6 **CHELTENHAM, Lots 21, 22, 23, and part of Lot 20 of WIBLE'S**
7 **EASTERN ADDITION to CHELTENHAM, together with Western 36 feet**
8 **of former January Avenue vacated under the provisions of Ordinance No.**
9 **52058, and in Blocks 4022 and 4023 of the City of St. Louis, more**
10 **particularly described as follows: Beginning at a point in the North line of**
11 **Wilson Avenue, 40 feet wide, at its intersection with a line 36 feet East of and**
12 **parallel to the West line of former January Avenue 60 feet wide, as vacated**
13 **under the provisions of Ordinance No. 52058; thence North 82 degrees 57**
14 **minutes 15 seconds West along said North line of Wilson Avenue a distance**
15 **of 355.20 feet to a point; thence North 8 degrees 15 minutes 30 seconds East**
16 **a distance of 472.56 feet to a point in the Southerly Right-of-Way line of**
17 **Interstate Highway I-44; thence in an Easterly direction along said Right-of-**
18 **Way line North 87 degrees 03 minutes 45 seconds East a distance of 25.59**
19 **feet to an angle point being located in the Eastern line of Lot 20 of Wible's**
20 **Eastern Addition to Cheltenham, said point being 477 feet North along the**
21 **Eastern line of said Wible's Addition from the Northern Line of Wilson**
22 **Avenue, 40 feet wide; thence South 87 degrees 53 minutes 03 seconds East**
23 **and along said I-44 Right-of-Way line 295.71 feet to a point in the West line**
24 **of said former January Avenue vacated as aforesaid at a point being 502.42**
25 **feet North along said line from the Northern line of Wilson Avenue thence**
26 **North 74 degrees 42 minutes 01 seconds East along the South Right-of-Way**
27 **line of I-44 a distance of 39.27 feet to a point in a line 36 feet East of and**
28 **parallel to said West line of former January Avenue; vacated as aforesaid;**
29 **thence South 8 degrees 15 minutes 30 seconds West along said line 36 feet**
30 **East of the West line of former January Avenue, vacated as aforesaid, a**
31 **distance of 517.36 feet to the point of beginning.**

32

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

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

Section 3. 1. The governor is hereby authorized and empowered to sell, transfer,
2 **grant, convey, remise, release and forever quitclaim to the state highways and**
3 **transportation commission all interest of the state of Missouri in real property located in**
4 **part of City Block Number 239 and 240 in the city of St. Louis. The property to be**
5 **conveyed is more particularly described as follows:**

6 **Commencing at the Northwest corner of City Block Number 239; thence**
7 **South 18 degrees 13 minutes 13 seconds East for a distance of 62.14 feet to**
8 **centerline Station 68+00.00; thence South 62 degrees 38 minutes 07 seconds**
9 **West for a distance of 241.54 feet to centerline P.T. Station 65+58.46;**
10 **BEGINNING AGAIN at centerline Station 68+00.00; on the centerline of**
11 **Interstate Highway 70; thence North 62 degrees 38 minutes 07 seconds East**
12 **for a distance of 239.19 feet to centerline P.C. Station 70+39.19; thence**
13 **Northeasterly along the arc of a curve to the right having a radius of**
14 **1,892.60 for a distance of 81.74 feet to centerline Station 71+20.93; thence**
15 **Southeasterly leaving the centerline of said Interstate Route 70 to a point**
16 **4.87 feet Southeasterly of and radial to said centerline Station 71+20.93,**
17 **BEING THE POINT OF BEGINNING; thence Southerly to a point 73.35**
18 **feet Southeasterly of and radial to centerline Station 71+08.40; thence**
19 **Southwesterly along the arc of a curve to the left having a radius of 1910 feet**
20 **a distance of 76.83 feet to a point 74.77 feet Southeasterly of and at a right**
21 **angle to centerline Station 70+31.57; thence Southwesterly to a point 66.72**
22 **feet Southeasterly of and at a right angle to centerline Station 68+99.79;**
23 **thence southwesterly to a point 79.31 feet southeasterly of and at right angle**
24 **to centerline Station 68+04.62; thence southwesterly to a point 79.83 feet**
25 **southeasterly of and at right angle to centerline station 67+78.62; thence**
26 **Northerly to a point 61.35 feet Northwesterly of and at a right angle to**
27 **centerline Station 68+09.88; thence Easterly to the point of BEGINNING,**
28 **and containing 32,682 square feet, more or less.**
29

30 **Also, all of abutter's rights of direct access between the highway now known as Interstate**
31 **Highway 70 and grantor's abutting land in City Block Number 239 and 240, St. Louis City,**
32 **Missouri.**

33 **2. The governor is also hereby authorized and empowered to give, grant, bargain,**
34 **and convey a permanent transmission easement for construction and maintenance of**
35 **utilities to the state highways and transportation commission, and any successors or assigns**
36 **as designated by the commission, which is located in part of City Block Number 239 and**

37 **240 in the city of St. Louis, Missouri. The permanent transmission easement is more**
38 **particularly described as follows:**

39 **Commencing at the Northwest corner of City Block Number 239; thence**
40 **South 18 degrees 13 minutes 13 seconds East for a distance of 62.14 feet to**
41 **centerline Station 68+00.00; thence South 62 degrees 38 minutes 07 seconds**
42 **West for a distance of 241.54 feet to centerline P.T. Station 65+58.46;**
43 **BEGINNING AGAIN at centerline Station 68+00.00 on the centerline of**
44 **Interstate Highway 70; thence North 62 degrees 38 minutes 07 seconds East**
45 **for a distance of 4.62 feet to centerline Station 68+04.62; thence**
46 **Southeasterly to a point 79.31 feet Southeasterly of and at a right angle to**
47 **said centerline Station 68+04.62, BEING THE POINT OF BEGINNING;**
48 **thence Southerly to a point 265.03 feet Southeasterly of and at a right angle**
49 **to centerline Station 67+63.71; thence Southerly to a point 703.22 feet**
50 **Southeasterly of and at a right angle to centerline Station 66+15.05; thence**
51 **continuing Southerly to a point 759.86 feet Southeasterly of and at a right**
52 **angle to centerline Station 65+66.31; thence Northerly to a point 278.24 feet**
53 **Southeasterly of and at a right angle to centerline Station 67+34.70; thence**
54 **Northerly to a point 79.83 feet Southeasterly of and at a right angle to**
55 **centerline Station 67+78.62; thence Northeasterly to the point of**
56 **BEGINNING, and containing 17,333 square feet, more or less.**

57

58 **3. In addition, the instruments of conveyance noted in subsections 1 and 2 of this**
59 **section shall contain such other restrictions, temporary easements, and any other**
60 **conditions as are deemed necessary by the governor and the commission to construct a new**
61 **Mississippi River bridge and necessary accompanying state highways.**

62 **4. Consideration for the conveyance shall be as negotiated by the commissioner of**
63 **administration and the state highways and transportation commission.**

64 **5. The attorney general shall approve the form of the instrument of conveyance.**

✓