

BILL NO. 4716

ORDINANCE NO. 4716

AN ORDINANCE ACCEPTING OWNERSHIP AND MAINTENANCE OF A PORTION OF HOWELL VALLEY ROAD.

WHEREAS, this ordinance accepts a portion of Howell Valley Road from the driveway into the wastewater treatment plant west to Bratton and Grace Avenue.

WHEREAS, the city has made drainage improvements to this portion of the road and intended to take over ownership of this portion after the county did an overlay. This overlay has recently taken place, and the city transportation director is in agreeance with taking over this portion moving forward.

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

Section 1: That the City Council of the City of West Plains, Missouri, does hereby accept ownership and maintenance of a portion of Howell Valley Road.

Section 2: That this Ordinance shall be in full force and effect after its date of passage and approval.

PASSED AND APPROVED THIS 15th DAY OF August 2022.

CITY OF WEST PLAINS, MISSOURI

BY: Michael Topliff
MICHAEL TOPLIFF, MAYOR

ATTEST:

Allison Skinner
ALLISON SKINNER, CITY CLERK



July 6, 2022

To: Sam Anselm, City Administrator
Allison Skinner, City Clerk

From: Michael McMahon, Project/Grant Specialist

Re: Acceptance of a Portion of Howell Valley Road from the County

Executive Summary

The purpose of this ordinance is to accept ownership and maintenance of a portion of Howell Valley Road from the county.

Discussion

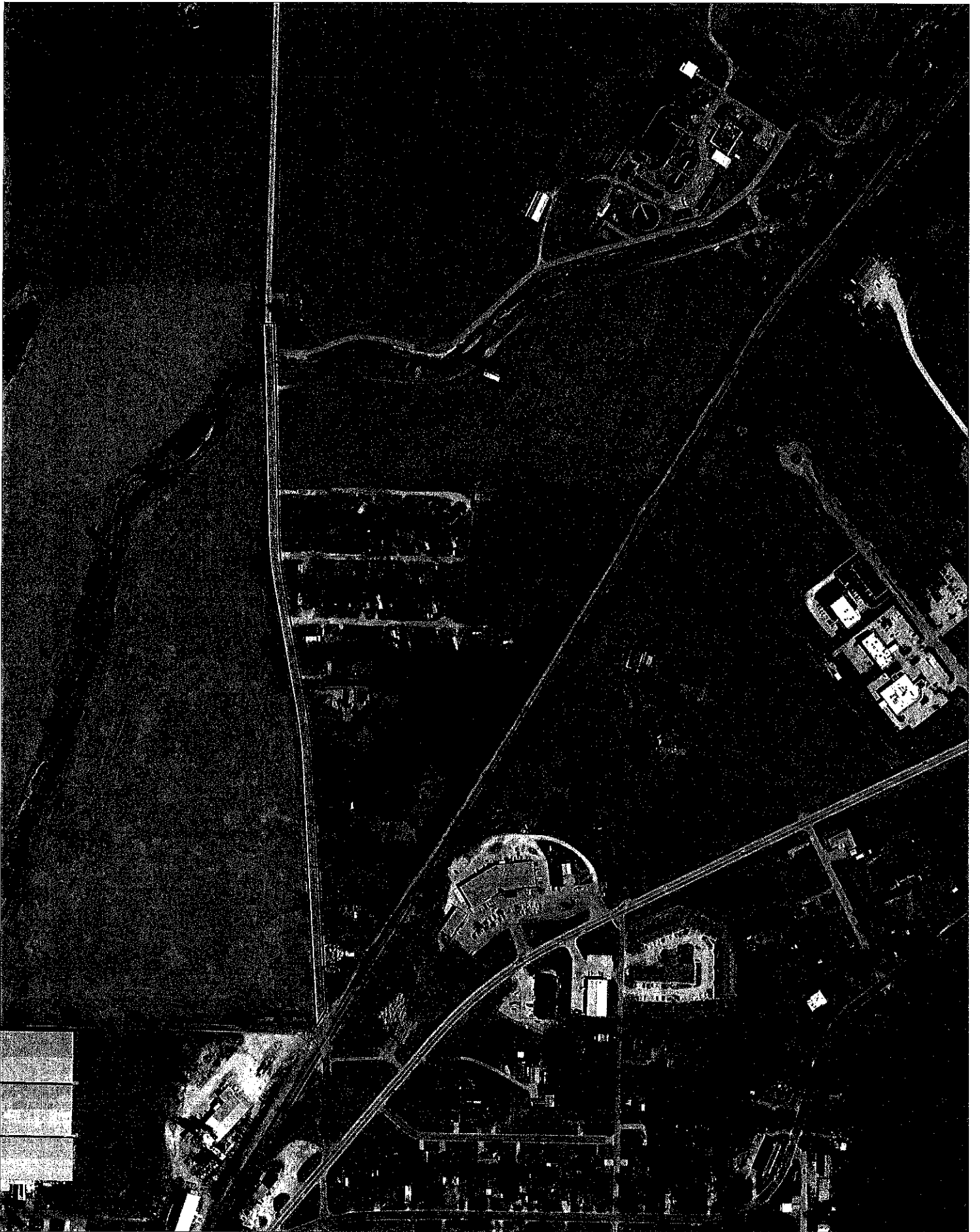
This ordinance accepts a portion of Howell Valley Road from the driveway into the wastewater treatment plant west to Bratton and Grace Avenue.

The city has made drainage improvements to this portion of the road and intended to take over ownership of this portion after the county did an overlay. This overlay has recently taken place, and the city transportation director is in agreeance with taking over this portion moving forward.

Fiscal Impact

There will not be any additional fiscal impact at this time, maintenance will be the city's responsibility.

(Attach Map)



Project: Court Square
Parcel: County

QUIT CLAIM

THIS INDENTURE, made on the 11TH day of JULY, 2022, by and between the County of Howell in the State of Missouri, Grantor, and the City of West Plains, Missouri, a municipal corporation whose mailing address is 1910 Holiday Lane, West Plains MO 65775, Grantee.

WITNESSETH, that Grantor, in consideration of the sum of One dollar and other considerations to it paid by Grantee, the receipt of which is acknowledged, does by these presents, REMISE, RELEASE and forever QUIT-CLAIM unto Party of the Second Part, the following described real estate (the Real Estate) in Howell County, Missouri:

A parcel of land commonly known as Court Square, located in the SE1/4 of the SW1/4 of Section 21, Township 24 North, Range 8 West of the 5th Principal Meridian, Howell County, Missouri, being bounded by Blocks 1, 2, 3 and 4 of the Original Town of West Plains as recorded in Plat Book A, Page 2 of the Howell County records; said parcel being more particularly described as follows: BEGINNING at the southwest corner of Lot 6, Block 4 of the Original Town of West Plains, said point being the northwest corner of Court Square; thence along the south line of said Lot 6, Block 4, South 88°42'04" East, 117.42 feet to the southeast corner of said Lot 6, Block 4; thence crossing Washington Avenue, South 88°42'04" East, 60.00 feet to the southwest corner of Lot 5, Block 3 of the Original Town of West Plains; thence along the south line of said Lot 5, Block 3, South 88°42'04" East, 117.48 feet to the southeast corner of said Lot 5, Block 3, also being the northwest corner of Lot 4, Block 3 of the Original Town of West Plains, said point being the northeast corner of Court Square; thence along the west line of said Lot 4, Block 3, South 00°51'44" West, 117.63 feet to the southwest corner of said Lot 4, Block 3 of the Original Town of West Plains; thence crossing East Main Street, South 00°51'44" West, 60.00 feet to the northwest corner of Lot 4, Block 1 of the Original Town of West Plains; thence along the west line of said Lot 4 and continuing along the west line of Lot 3, Block 1, South 00°51'44" West, 117.47 feet to the southwest corner of said Lot 3, Block 1, also being the northeast corner of Lot 5, Block 1 of the Original Town of West Plains, said point being the southeast corner of Court Square; thence along the north line of said Lot 5 and continuing along the north line of Lot 6, Block 1, North 88°42'04" West, 117.48 feet to the northwest corner of said Lot 6, Block 1 of the Original Town of West Plains; thence crossing South Main Street, North 88°42'04" West, 60.00 feet to the northeast corner of Lot 1, Block 2 of the Original Town of West Plains; thence along the north line of said Lot 1 and continuing along the north line of Lot 2, Block 2, North 88°42'04" West, 117.42 feet to the northwest corner of said Lot 2, Block 2, said point being on the east line of Lot 3, Block 2 of the Original Town of West Plains, said point being the southwest corner of Court Square; thence along the east line of said Lot 3, Block 2, North 00°51'44" East, 117.47 feet to the northeast corner of said Lot 3, Block 2 of the Original Town of West Plains; thence crossing West Main Street, North 00°51'44" East, 60.00 feet to the southeast corner of Lot 1, Block 4 of the Original Town of West Plains; thence along the west line of said Lot 1, Block 4, North 00°51'44" East, 117.63 feet to the point of beginning, EXCEPT a parcel of land in the center of the aforementioned Court Square upon which stands the Howell County Courthouse, said parcel being more particularly described as follows: COMMENCING at the southwest corner of Lot 6, Block 4 of the Original Town of West Plains, said point being


the northwest corner of Court Square; thence South 50°35'44" East, 115.21 feet to the POINT OF BEGINNING of this exception; thence South 88°53'28" East, 116.56 feet; thence along the arc of a curve to the right 20.51 feet, said curve having a radius of 13.00 feet, and a chord bearing of South 43°41'16" East, 18.35 feet; thence South 01°30'55" West, 119.92 feet; thence along the arc of a curve to the right 20.37 feet, said curve having a radius of 13.00 feet, and a chord bearing of South 46°23'40" West, 18.35 feet; thence North 88°43'35" West, 115.61 feet; thence along the arc of a curve to the right 20.37 feet, said curve having a radius of 13.00 feet, and a chord bearing of North 43°49'52" West, 18.35 feet; thence North 01°03'52" East, 119.58 feet; thence along the arc of a curve to the right 20.43 feet, said curve having a radius of 13.00 feet, and a chord bearing of North 46°05'12" East, 18.39 feet the point of beginning.


TO HAVE AND TO HOLD the same, with all the rights, immunities, privileges and appurtenances thereto belonging, unto Grantee, and its successors, assigns, FOREVER, so that neither Grantor nor any other person or entity for it or in its name or behalf, shall or will claim or demand any right or title to the Real Estate, but all of them shall, by these presents, be excluded and forever barred.

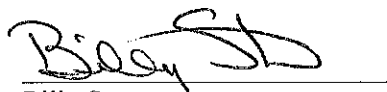
IN WITNESS WHEREOF, Grantor and Grantee have caused this Deed to be executed by their respective elected and authorized representatives.

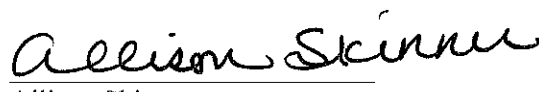
Grantor:

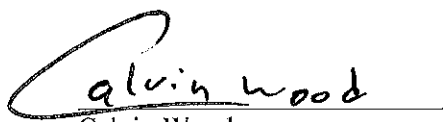
Grantee:


Mark Collins
Presiding Commissioner
Howell County


Michael Topliff
Mayor
City of West Plains


Billy Sexton
Associate Commissioner
District S
Howell County


Allison Skinner
City Clerk
City of West Plains


Calvin Wood
Associate Commissioner
District N
Howell County

STATE OF MISSOURI)
)ss.
COUNTY OF HOWELL)

On this 11TH day of JULY 2022, before me appeared Mark Collins, Presiding Commissioner of Howell County and Calvin Wood, Associate Commissioner of District N of Howell County and Billy Section Associate Commission of District S, of Howell County of the State of Missouri, known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid the day and year written above.

Kelly Waggoner
Notary Public **HOWELL COUNTY CLERK**

My Commission Expires: _____

STATE OF MISSOURI)
)ss.
COUNTY OF HOWELL)

On this 15th day of July 2022, before me appeared Michael Topliff, Mayor of the City of West Plains and Allison Skinner, City Clerk of the City of West Plains a municipal corporation of the State of Missouri, known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid the day and year written above.

Stephanie Hawkins
Notary Public

My Commission Expires: 1-16-2026

