

PERMANENT EASEMENT ACQUISITION AGREEMENT

This **AGREEMENT** made and entered into this 15th day of June, 2020, by and between **Jackson County, Missouri** hereinafter referred to as **OWNER** and City of Kansas City, A Missouri Municipal Corporation, hereinafter called the **CITY**.

1 The Owner agrees to grant the City a Permanent Access Easement upon a tract of land described in the following document:

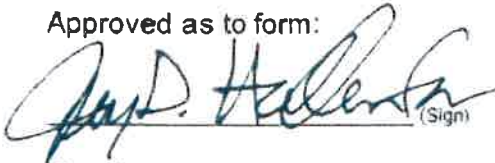
Permanent Easement S-1600 dated _____

- The City's contractor will provide a certificate of insurance naming Jackson County as an additional insured. Liability Insurance indemnifying Jackson County, Missouri will be required before construction can begin. Minimum amount of insurance shall be \$2 million per occurrence with a \$2 million aggregate naming Jackson County, Missouri as an ADDITIONAL INSURED.
- Erosion Control measures will be installed prior to the work; including silt fencing and temporary seeding as necessary.
- Tree clearing will be completed by April 1 to avoid nesting season of the endangered Indiana Brow Bat per requirements of the Missouri Department of Natural resources and US Fish and Wildlife Service.
- Tree stumps and debris shall be removed from the site or shredded and dispersed onsite.
- The City's contractor will provide fencing and/or barriers around excavations left open overnight.
- Restoration, season permitting, will include a permanent seeding and hay matting. Erosion control and restoration plans for the site will be provided to Jackson County in advance of the work.
- The CITY agrees to pay Jackson County Parks + Rec \$5,553.24, (\$0.20 x 27,766.2 sf) and \$2,000.00 easement processing fee.

Jackson County, Missouri


 _____ (Sign)
Frank White, Jr.
County Executive

Approved as to form:



 _____ (Sign)
Jay D. Helms
County Counselor

CITY



Terry Leeds
Director of Water Services

Approved as to form:



Mark Jones
Assistant City Attorney

Project Name: City-Wide Sewer Rehab in Waterways
Project Number: 81000756

S-1600

ATTEST:



Mary Jo Spino
Clerk of the County Legislature

FILED
JUN 15 2020
MARY JO SPINO
COUNTY CLERK

NW CORNER OF SEC. 9-47-33
FND. 3/8" IRON BAR

2647.1

NE CORNER OF NW QUARTER
SEC. 9-47-33
FND. STONE

APPLICANT	
LOCAL NAME	
PERM. ACCESS EASEMENT	2/1/2020
TEMP. ACCESS EASEMENT	

LEGEND:

□ DENOTES PERMANENT ACCESS EASEMENT

NOTES:

1. BEARINGS SHOWN HEREON ARE BASED ON THE MISSOURI STATE PLANE COORDINATE SYSTEM, NAD 83 AND NAD 83.
2. THIS EXHIBIT HAS BEEN PREPARED FOR THE SOLE PURPOSE OF OBTAINING EASEMENTS OVER THE PROPERTY SHOWN HEREON.
3. THIS EXHIBIT DOES NOT REPRESENT A BOUNDARY SURVEY.



JACKSON COUNTY, MISSOURI
65-600-02-27-00-0-00-000

SE COR. NW 1/4 9-47-33
FND. 1/2" IRON BAR
POINT OF COMMENCING
PERM. ACCESS ESMT.

POINT OF BEGINNING
PERM. ACCESS ESMT.

NW CORNER OF SW QUARTER
SEC. 9-47-33
FND. 5/8" IRON BAR

2851.86'
S. LINE NW 1/4 9-47-33

N 87°45'35" W

N 01°17'30" E
2827.85'

SW CORNER OF SEC. 9-47-33
FND. 7" PIPE



KCMO WATERWAYS SEWER REHABILITATION
 PERMANENT ACCESS EASEMENT
 JACKSON COUNTY, MISSOURI
 SITE 28
 PARCEL NO. 65-600-02-27-00-0-00-000
 DATE 02/25/2020

Project No. 81000756
City-wide sewer rehabilitation within waterways
Site No. 28
Jackson County, Missouri
415 E. 12th
Kansas City, Missouri
64106

**PERMANENT EASEMENT
FOR
WASTEWATER IMPROVEMENTS AND APPURTENANCES**

That, **Jackson County, Missouri** hereafter called the **GRANTOR**, on this 22nd day of May, 2020 for and in consideration of \$1.00, the receipt of which is acknowledged, does grant, remise, release and forever Quit-Claim unto Kansas City, a Missouri Municipal Corporation, whose mailing address is:

Water Services Department
Systems Engineering
4800 E. 63rd Street
Kansas City, MO 64130
c/o Right-of-way Agent

and hereafter called the **GRANTEE**, a **Permanent Easement** for the location, construction, reconstruction, maintenance, and repair of wastewater improvements and any appurtenances thereto, over under and through the following described tract of land situated in Kansas City, Jackson County, Missouri, to-wit:

LEGAL DESCRIPTION ATTACHED AS EXHIBIT A

The **GRANTEE**, its agents, employees or independent contractors shall have the right to go upon the above described tract of land, for the purpose of constructing, maintaining, and repairing the wastewater improvements and appurtenances thereto, and shall upon completion of such construction, maintenance or repair, cause the land of the **GRANTOR** to be restored to substantially the same condition that existed prior to the **GRANTEE'S** entry upon it.

The **GRANTOR** herein agrees for itself and its heirs, successors or assigns, that the tract of land over which a permanent wastewater improvement easement is being granted shall be kept free from buildings or any other structures or obstructions (except grass, shrubs, fences, sidewalks, roadways, pavement or curbs) that would interfere with the **GRANTEE** in excavating upon said permanent easement for the purposes of laying, constructing, operating, maintaining or repairing storm water infrastructure and all appurtenances incidental thereto.

The **GRANTOR** herein also agree for itself and for its heirs, successors, or assigns, that the earth cover will not be increased without the written approval of the **GRANTEE'S** Director of Water Services.

These easements shall not be construed to prohibit the **GRANTOR** from developing any adjoining property or from the laying out, establishing and constructing of pavement, surfacing of roadways, curbing and gutters along, upon, over or across said easement or any portion thereof.

GRANTOR further states that it is lawfully seized of title to the land through which said easement is granted, and that it has good and lawful right to convey said easement to the **GRANTEE** herein.

Signature page to follow

JACKSON COUNTY MISSOURI

PARCEL ID NO. 65-600-02-27-00-0-00-000

PERMANENT ACCESS EASEMENT

A strip of land over a part of the Northwest Quarter and also the Southwest Quarter of Section 9, Township 47, North, Range 33 West, in the City of Kansas City, Jackson County, Missouri, more particularly described as follows:

COMMENCING at the Southeast corner of the Northwest Quarter of said Section 9; thence North 87°45'53" West, along the South line of said Northwest Quarter, a distance of 60.09 feet, to the POINT OF BEGINNING, said point also being on the West line of an existing 30.00 foot wide Standard Sewer Easement as described in Book 5666 at Page 481, as now established; thence South 10°42'07" East, departing the South line of said section and along the West line of said existing sanitary sewer easement, a distance of 152.62 feet; thence South 78°52'56" West, departing the West line of said existing easement, a distance of 524.53 feet; thence North 36°55'33" East, a distance of 44.87 feet, to a point on the South line of an existing 10.00 foot wide KCP&L Easement as described in Book 2124 at Page 1441; thence North 78°52'56" East, along the South line of said easement, a distance of 481.37 feet; thence North 10°42'07" West, departing the South line of said easement, a distance of 264.25 feet; thence North 11°24'02" West, a distance of 549.42 feet; thence North 31°41'12" West, a distance of 397.43 feet; thence North 38°22'11" West, a distance of 39.42 feet; thence North 51°37'49" East, a distance of 10.00 feet, to a point on the West line of said existing Standard Sewer Easement as described in Book 5666 at Page 481; thence South 38°22'11" East, this and subsequent calls being along the West line of said existing easement, a distance of 40.00 feet; thence South 31°41'12" East, a distance of 399.80 feet; thence South 11°24'02" East, a distance of 551.27 feet; thence South 10°42'07" East, a distance of 141.63 feet, to the POINT OF BEGINNING, containing 27,766.2 square feet or 0.64 acres more or less.

Subject to all easements and restrictions of record.

Samuel E. Walton
SAMUEL E. WALTON
MO PLS NO. 2000161239



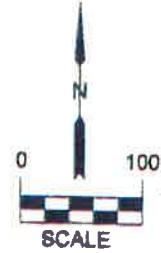
AREAS - SITE 28	
TOTAL TRACT	59'
PERM. ACCESS EASEMENT	27,766.2 SF
TEMP. ACCESS EASEMENT	59'

LEGEND:

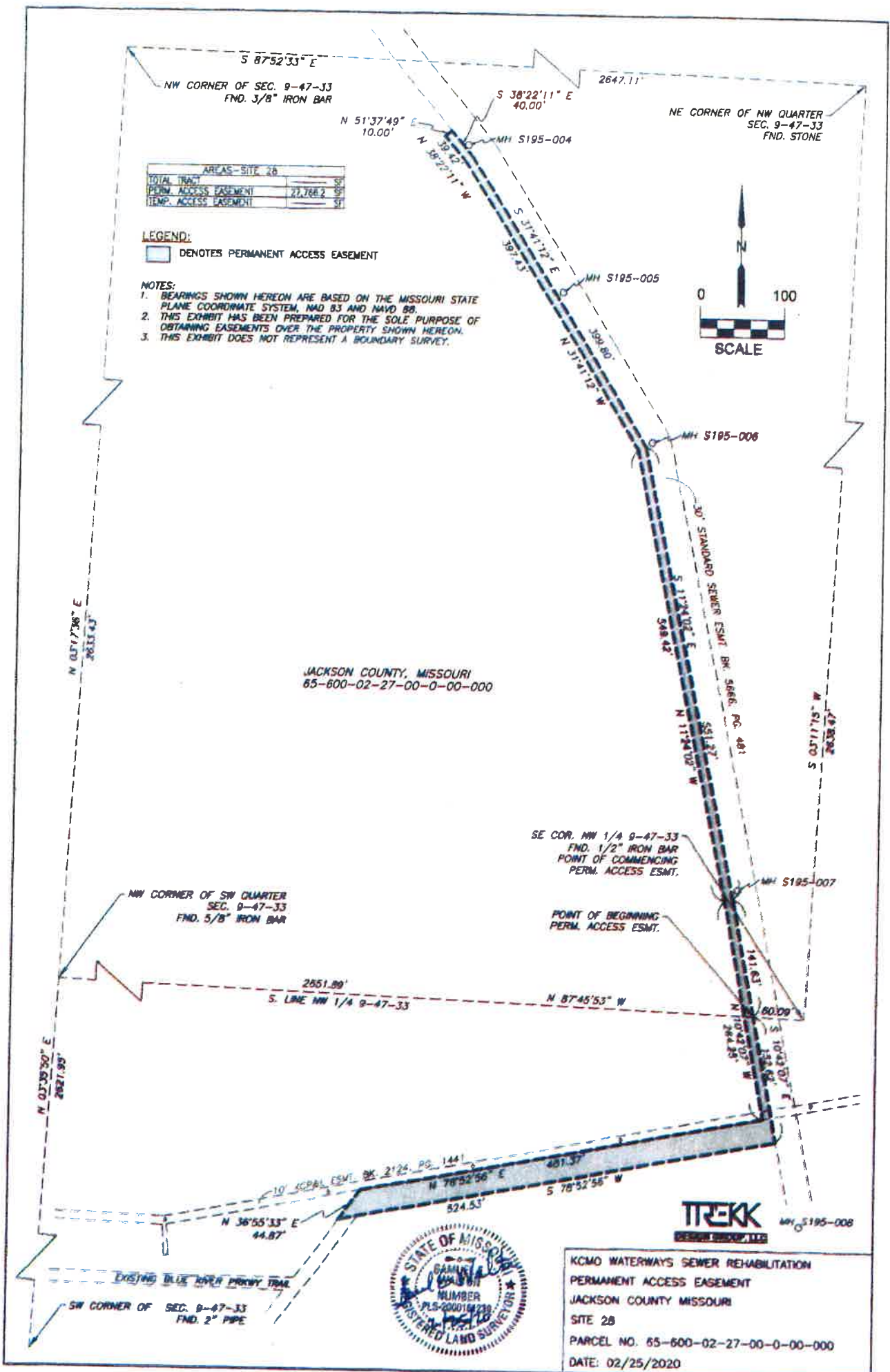
 DENOTES PERMANENT ACCESS EASEMENT

NOTES:

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JACKSON COUNTY, MISSOURI
65-600-02-27-00-0-00-000



KCMO WATERWAYS SEWER REHABILITATION
PERMANENT ACCESS EASEMENT
JACKSON COUNTY MISSOURI
SITE 28
PARCEL NO. 65-600-02-27-00-0-00-000
DATE: 02/25/2020

