

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE VACATING AN EXISTING 3 FOOT UTILITY EASEMENT, RECORDED IN BOOK 1539 AT PAGE 476, OF THE JACKSON COUNTY DEED RECORDS, AND LOCATED AT 11004 E 40 HIGHWAY.

WHEREAS, the Easement was granted by Geo. C Cook to the City of Independence on July 14, 1961 and recorded in Book 1539, Page 476 of the Jackson County, Missouri Deed Records; and,

WHEREAS, the City has received a request for vacation from the developers; and,

WHEREAS, the vacation of the Utility Easement will support additional development of the properties and the combination of several lots in the replatting process;

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

SECTION 1. That the City Council of the City of Independence Missouri does hereby vacate the Easement, Recorded in Book 1539, Page 476 in its entirety and described as follows:

*LOT 2&4, 39/40 PLAZA  
CITY OF INDEPENDENCE, JACKSON COUNTY, MISSOURI*

*A 3' utility easement lying on the NW 1/4 of the SE 1/4 of Sec. 21, Twp. 49, Rng. 32, in the City of Independence, Jackson County, Mo. The centerline of which is described as follows:*

*Beginning at a point in the North line of Lot #10, Schowen Heights, 549.5' west of the NE corner of NW 1/4 of SE 1/4 of Sec. 21-49-32, thence South a distance of 152.5 feet, thence Easterly and parallel with the North line of said 1/4 1/4 section a distance of 150 feet.*

*\*\*Note original easement has a typed 5' width with a hand corrected 3' width.*

SECTION 2. That Municipal Services Department is directed to file for record a certified copy of this ordinance in the Office of the Division of Property Records in and for the County of Jackson State of Missouri at Independence.

PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

\_\_\_\_\_  
Presiding Officer of the City Council  
of the City of Independence, Missouri

Aldi  
3<sup>rd</sup> Utility Easement Vacation  
8/17/2020  
07/30/20 - JF

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED - FORM AND LEGALITY:

\_\_\_\_\_  
City Counselor

REVIEWED BY:

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
Director of Finance and Administration  
City of Independence, Missouri

Aldi  
3' Utility Easement Vacation  
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