### SECOND REGULAR SESSION

# **HOUSE BILL NO. 1350**

## 93RD GENERAL ASSEMBLY

#### INTRODUCED BY REPRESENTATIVE BRUNS.

Read 1st time January 11, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

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## **AN ACT**

To authorize the conveyance of certain state properties, with an emergency clause.

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 sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in real property known as Troop C, St. Louis Missouri, more particularly described as follows:

A tract of land in the Northeast quarter of the Southwest quarter of Section 17, Township 45 North, Range 5 East and bounded as follows: North by the East and West center section line of said Section 17, West by a 25 foot strip of land conveyed to John M. Hal by deed recorded in Book 1543, page 533 of the St. Louis County Records and South and East by property conveyed to State of Missouri by deeds recorded in Book 1385, page 236 and Book 5339, page 233 of St. Louis County Records containing 15.7 acres more or less.

- 2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the conveyance.
- 3. The attorney general shall approve as to form the instrument of conveyance. Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in

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.

3 real property known as the Church Farm, County of Cole and State of Missouri, more 4 particularly described as follows:

56 TRACT 2

Part of the Northeast Quarter, all the East Half of the Northwest Quarter and all of the Northwest Quarter of the Northwest Quarter of Section 24, Township 45 North, Range 13 West, part of the Southeast Quarter of Section 13, Township 45 North, Range 13 West, part of the Northwest Quarter, part of the West Half of the Northeast Quarter, part of the West Half of the Southeast Quarter, part of the East Half of the Southeast Quarter of the Southwest Quarter and all of the North Half of the Southwest Quarter of Section 19, Township 45 North, Range 12 West, Cole County, Missouri, more particularly described as follows:

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BEGINNING at the east quarter corner of the aforesaid Section 24, Township 45 North, Range 13 West; thence N88°16'58"W, along the Quarter Section Line, 2661.16 feet to the center of said Section 24; thence N88°24'46"W, along the Quarter Section Line, 1319.23 feet to the southwest corner of the East Half of the Northwest Quarter of said Section 24; thence N1°40'05"E, along the Ouarter Ouarter Section Line, 1323.95 feet to the Southeast corner of the Northwest Quarter of the Northwest Quarter of said Section 24; thence N88°19'45"W, along the Ouarter Ouarter Section Line, 1321.65 feet to the southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 24; thence N1°33'47"E, along the Section Line, 1325.88 feet to the southwest corner of the aforesaid Section 13, Township 45 North, Range 13 West; thence N1°04'17"E, along the Section Line, 1933.85 feet to a point intersecting the southerly line of the Missouri State Highway 179 right-of-way; thence Easterly, along said right-of-way line, the following courses: S85°51'30"E, 6.04 feet; thence Southeasterly, on a curve to the right, having a radius of 1392.76 feet, an arc distance of 837.42 feet, (the chord of said curve being S68°38'00"E, 824.86 feet); thence S51°24'30"E, 445.23 feet to the northwesterly corner of a certain 2.0 acre tract described by deed of record in Book 523, page 330, Cole County Recorder's Office; thence leaving the southerly line of the aforesaid Missouri State Highway 179 right-of-way, along the boundary of said 2.0 acre tract the following courses: \$38°35'30"W, 250.0 feet; thence \$51°24'30"E, 348.48 feet; thence N38°35'30"E, 250.0 feet to a point intersecting the southerly line of the aforesaid Missouri State Highway 179 right-of-way; thence leaving the boundary of said 2.0 acre tract described in Book 523, page 330, along said right-of-way line the following courses: S51°24'30"E, 407.79 feet; thence Easterly, on a curve to the left, having a radius of 995.40 feet, an arc distance of 1085.00 feet, (the chord of said curve being S82°38'05"E,1032.08 feet); thence N66°08'20"E, 291.10 feet; thence Easterly, on a curve to the

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right, having a radius of 915.40 feet, an arc distance of 845.10 feet, (the chord of said curve being S87°24'48"E, 815.40 feet); thence S52°16'32"E, 107.98 feet; thence S54°11'40"E, 317.10 feet; thence S35°48'20"W, 50.00 feet; thence S63°24'20"E, 374.83 feet; thence S54°11'40"E, 4571.41 feet; thence Southeasterly, on a curve to the left, having a radius of 1955.79 feet, an arc distance of 921.70 feet, (the chord of said curve being S67°41'43"E, 913.20 feet); thence S81°11'46"E, 369.20 feet; thence Southeasterly, on a curve to the right, having a radius of 1870.10 feet, an arc distance of 103.54 feet, (the chord of said curve being S79°36'36"E,103.53 feet) to a point intersecting the east line of the West Half of the Southeast Quarter of the aforesaid Section 19; thence leaving the southerly line of the aforesaid Missouri State Highway 179 right-of-way, S2°57'28''W, along the Quarter Quarter Section Line, 2615.96 feet to the southeast corner of the West Half of the Southeast Quarter of the aforesaid Section 19, Township 45 North, Range 12 West; thence N87°18'24"W, along the Section Line, 2.13 feet to a point intersecting the Northerly line of a 60 foot wide Cole County public road right-of-way known as Wade Road and described in Book 408, page 573, Cole County Recorder's Office; thence Westerly, along said right-ofway line, the following courses: Northwesterly, on a curve to the left, having a radius of 225.97 feet, an arc distance of 27.80 feet, (the chord of said curve being N67°54'24"W, 27.78 feet); thence N71°25'51"W, 42.80 feet; thence Northwesterly, on a curve to the right, having a radius of 370.00 feet, an arc distance of 258.52 feet, (the chord of said curve being N51°24'51"W, 253.30 feet); thence N31°23'51"W, 201.55 feet; thence Northwesterly, on a curve to the left, having a radius of 400.00 feet, an arc distance of 161.27 feet, (the chord of said curve being N42°56'51"W,160.18 feet); thence N54°29'51"W, 79.59 feet; thence Northwesterly, on a curve to the right, having a radius of 1970.00 feet, an arc distance of 170.20 feet, (the chord of said curve being N52°01'21"W,170.15 feet); thence N49°32'51"W, 282.84 feet; thence N52°13'51"W,135.50 feet; thence Northwesterly, on a curve to the left, having a radius of 930.00 feet, an arc distance of 162.86 feet, (the chord of said curve being N57°14'51"W,162.65 feet); thence N62°15'51"W,94.99 feet; thence Northwesterly, on a curve to the left, having a radius of 280.00 feet, an arc distance of 99.04 feet, (the chord of said curve being N72°23'51"W, 98.53 feet); thence N82°31'51"W,144.35 feet; thence Southwesterly, on a curve to the left, having a radius of 280.00 feet, an arc distance of 297.37 feet, (the chord of said curve being S67°02'39"W, 283.59 feet); thence S36°37'09"W, 332.65 feet; thence Southwesterly, on a curve to the right, having a radius of 250.00 feet, an arc distance of 107.27 feet, (the chord of said curve being S48°54'39"W,106.44 feet); thence S61°12'09"W, 83.39 feet to a point intersecting the west line of the East Half of the Southeast Ouarter of the Southwest Quarter of the aforesaid Section 19; thence leaving the northerly line of the aforesaid Wade Road right-of-way, N2°11'36"E, along

89 the west line of the East Half of the Southeast Quarter of the Southwest 90 Quarter of said Section 19, 846.39 feet to the northwest corner thereof; 91 thence N87°38'52"W, along the Quarter Quarter Section Line, 2149,28 feet 92 to the southwest corner of the North Half of the Southwest Quarter of said Section 19; thence N1°29'12"E, along the Range Line, 1017.72 feet to the 93 POINT OF BEGINNING. 94

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## Containing 654.14 acres.

- 2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the conveyance.
  - 3. The attorney general shall approve as to form the instrument of conveyance.

Section 3. 1. The governor is hereby authorized and empowered to sell, transfer, grant and convey all interest in fee simple absolute in property owned by the state in Cole County which is part of the correctional facility known as the Church Farm to any person excluding the conveyance, directly or indirectly, to any federal or state agency or entity at a public offering as provided in subsection 2 of this section. The property hereby 5 authorized to be conveyed by the governor shall be more particularly described by a survey. Such survey shall be authorized by the division of facilities management, design and construction of the office of administration pursuant to this section. For the purposes of this section, the property to be conveyed, known as the Church Farm Bottoms, is a tract of land in Cole County (approximately eleven hundred acres) lying between the Union 10 Pacific Railroad Lines to the south and the Missouri River to the north. An additional portion of the Church Farm is to be conveyed, it being a triangular parcel of land in Cole County (approximately eighteen acres) lying south of Wade Road.

- 2. The division of facilities management, design and construction of the office of administration shall authorize an independent appraisal or appraisals. The commissioner of administration shall set the terms and conditions for the public sale as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the number of appraisals required; the time, place and terms of the sale; whether or not a minimum bid shall be required; and whether or not to contract for the services of a public auctioneer to market the property. The auctioneer, if any, may receive the usual and customary fee. All costs and fees, directly related to such sale, shall be paid from the proceeds of such sale. All proceeds received for such sale, in excess of the costs, shall be used to assist in the funding of the construction or repair or maintenance of state correctional facilities.
  - 3. The attorney general shall approve the form of the instrument of conveyance.

H.B. 1350 5

Section 4. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in real property situated in the County of Lincoln, and State of Missouri, to-wit, more particularly described as follows:

A 5.434 tract of land within part of fractional Section 36 and part of U.S. Survey 452 township 49 North, Range 1 West of the 5th P.M. and being more particularly described as follows:

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Commencing at the center of fractional section 36 thence south 61 degrees 14 minutes 40 seconds west 839.06 feet to a point; thence north 22 degrees 45 minutes 00 seconds west 208.63 feet to a point; thence north 53 degrees 58 minutes 20 seconds east 284.89 feet to the point of beginning of the tract herein described; thence north 58 degrees 26 minutes 10 seconds west 668.17 feet to a point; thence north 28 degrees 56 minutes 59 seconds east 319.88 feet to a point; thence south 58 degrees 24 minutes 14 seconds east 814.33 feet to a point; thence south 53 degrees 58 minutes 20 seconds west 345.15 feet to the point of the beginning.

- 2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the conveyance.
- 3. The attorney general shall approve as to form the instrument of conveyance. Section 5. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in the large party large and 505 Weshington. St. Levis Missouri more particularly described

real property known as 505 Washington, St. Louis Missouri, more particularly described

4 as follows:

A Lot in Block 120 of the City of St. Louis, beginning at the Northwest corner of Broadway and Washington Avenue, thence Northwardly along the West line of Broadway 176 feet 5-3/4 inches to the South line of property now or formerly of Consalman, thence Westwardly along last mentioned line, being along a line parallel with and distant 50 feet 6 inches South of the South line of Lucas Avenue, a distance of 135 feet 1-3/8 inches to the East line of property now or formerly of Elisabeth Schnaider, thence Southwardly along the East line of property now or formerly of Elisabeth Schnaider 25 feet 1/2 inch to the South line of William Christy's Addition, thence Eastwardly along the South line of William Christy's Addition, 29 feet 10-5/8 inches to the Northeast corner of property now or formerly of E.O. Stanard Real Estate Company, thence Southwardly along the East line of property now or formerly of E.O. Stanard Real Estate Company, 151 feet 2-5/8 inches to the North line of Washington Avenue, thence Eastwardly along the North line of Washington Avenue 105 feet 4-5/8 inches to the point of beginning.

2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the conveyance.

3. The attorney general shall approve as to form the instrument of conveyance.

Section 6. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in real property known as Greenberry Farms, Jefferson City, Missouri, more particularly described as follows:

Tract A-Book 306, Page 705: Part of Section 30, Township 44 North, Range 11 West, Cole County, Missouri, more particularly described as follows: From the North quarter corner of said Section 30; thence S04°54'E along the quarter Section line, 365 feet to the Beginning Point of this description; thence N84°21'E,1361.16 feet to the West line of the East half of the Northeast quarter of said Section 30; thence with same, S05°05'E, 2311.31 feet to the Southwest corner of the East half of the Northeast quarter of said Section 30; thence N84°32'E along the quarter Section line, 1337.8 feet to the Southeast corner of the Northeast quarter of said Section 30; thence S05°17'E along the Section line, 2638.0 feet, more or less to the center of the Moreau River; thence Westerly along the Center of the Moreau River 2950 feet, more or less, to the quarter Section line; thence with same, N05°31"W, 2019.8 feet, more or less, to the Easterly line of a tract conveyed to the State of Missouri from Robert J. and Judy Iven, in Book 305, Page 391, Cole County Recorder's office; thence along said line, N24°39'E, 1341.12 feet; thence continuing along said Easterly line and the Northwesterly extension thereof N37°54'W, 1210.10 feet to a point on the quarter Section line; thence with same, N04°54'W, 633.14 feet to the Point of Beginning. Except that part that lies within Green Meadow Drive.

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Tract B-Book 305, Page 391: Part of Section 30, Township 44 North, Range 11 West, Cole County, Missouri, more particularly described as follows: From the Southeast corner of Lot 24 of Iven's Addition, per Plat of Record in Plat Book 8, Page 115, Cole County Recorder's Office; thence S59°43'E along the Southerly line of Iven's addition, Section 2, Per Plat of Record in Plat 10, Page 58, Cole County Recorder's Office, and the Easterly Extension thereof, 965.74 feet to the Beginning Point of this description; thence S61°17'E, 394.28 feet; thence S79°14'E,148.6 feet; thence N35°03'E, 283.92 feet; thence N14°32'W, 526.24 feet; thence N55°58'E,19.26 feet to a Point on the Easterly line of a Tract described in a Deed to Robert J. Iven and wife of Record in Book 222, Page 509, Cole County Recorder's Office being the Westerly line of a Tract described in Deed to the Board of Curators of Lincoln University of Missouri of Record in Book 116, Page 25, Cole County Recorder's Office; thence along said line S37°54'E 530 feet to a pipe at a

H.B. 1350 7

fence corner; thence continuing along a line between Robert Iven and Lincoln University Property S24°39'W,1374.35 feet to a Point on the Northeasterly line of State Highway B; thence with same, N23°24'W, 276.5 feet to a Right-of-Way marker at Highway Station 96+00; thence continuing along said Highway N34°43'W,163.54 feet to a Right-of-Way marker at Highway Station 94+50; thence continuing along said Highway on a curve to the left having a chord of N35°44'W, 449.55 feet; thence leaving said Highway N24°46'E along the Boundary of said Tract in Book 222, Page 509, 417.10 feet to the Point of Beginning. 

- 2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the conveyance.
- 3. The attorney general shall approve as to form the instrument of conveyance.

Section 7. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in real property known as a small tract of land approx. 5,072 sq. ft and 0.12 acres located at Greene Valley State School, more particularly described as follows:

Beginning at a point on the North Line of Pythian Street, 806.3 feet West of the West Line of Glenstone Avenue, as said streets are now established in the City of Springfield; Thence continuing along said North Line N88°17'47"W, a distance of 7.33 feet; Thence N01°42'13"E, a distance of 692.00 feet; thence S88°17'47"E, a distance of 7.33 feet; Thence S01°42'13"W, A distance of 692.00 feet to the point of the beginning. Being a part of the Southeast quarter (SE1/4) of the Northeast quarter (NE1/4) of Section 18, Township 29 North, Range 21 West, Springfield, Greene County, Missouri.

- 2. The commissioner of administration shall set the terms and conditions for the conveyance as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the conveyance.
  - 3. The attorney general shall approve as to form the instrument of conveyance.

Section 8. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in real property known as the Midtown State Office Building. The property to be conveyed is more particularly described as follows:

A tract of land being part of Theresa Avenue, situated between City Blocks 1058 and 1059 and part of an Alley in City Block 1059 of the City of St. Louis, Missouri being more particularly described as follows:

Beginning at the intersection of the Southern Right of Way line of Olive Street, 60 feet wide, and the Eastern right of way line of Theresa Avenue, said point being the Northwestern corner of a tract of land conveyed to Saint

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Louis University by Deed recorded in Book M1236, Page 1254 of the St. Louis City Records; thence along said Eastern right of way line, South 14 degrees 58 minutes 48 seconds West, 71.02 feet to a point on the Northern Right of Way Line of Lindell Boulevard, 100 feet wide; thence along said Northern right of way line, North 74 degrees 03 minutes 53 seconds West, 48.50 feet to a point; thence North 75 degrees 14 minutes 42 seconds West, 186.03 feet to a point on the Western Line of that portion of Theresa Avenue established by City Ordinance Number 39980; thence along said Western Line, North 79 degrees 56 minutes 00 seconds East, 34.49 feet to a point; thence North 16 degrees 01 minute 30 seconds East, 20.21 feet to a point on the Southern Line of the ten foot wide alley in City Block 1059; thence along said Southern Line, North 68 degrees 25 minutes 15 seconds West, 150.63 feet to a point on the Eastern Line of that portion of the alley vacated by City Ordinance Number 58135; thence along said Eastern Line, North 16 degrees 07 minutes 00 seconds East, 10.05 feet to a point on the Northern Line of the ten foot wide alley; thence along said Northern line, South 68 degrees 25 minutes 15 seconds East, 165.24 feet to a point on the Southern line of a tract of land conveyed to Saint Louis University by Deed recorded in Book M1447, Page 1565 of the St. Louis City Records; thence along said Southern Line, South 16 degrees 12 minutes 47 seconds East, 13.92 feet to a point; thence South 68 degrees 25 minutes 12 seconds East, 10.69 feet to a point; thence North 87 degrees 38 minutes 51 seconds East, 73.55 feet to a point; thence North 48 degrees 23 minutes 44 seconds East 45.42 feet to a point on the Southern Right of Way Line of Olive Street, as aforementioned; thence along said Southern Right of Way Line, South 60 degrees 53 minutes 16 seconds East, 77.49 feet to the point of beginning, containing 13,594 square feet (0.312 acres, more or less).

- 2. The commissioner of administration shall set the terms and conditions for the sale of the property to St. Louis University as the commissioner deems reasonable. Such terms and conditions may include, but are not limited to, the time, place, and terms of the sale.
  - 3. The attorney general shall approve as to form the instrument of conveyance.

Section 9. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey all interest in fee simple absolute in property owned by the state in St. Francois County to the Farmington American Legion Post 416. The property to be conveyed is more particularly described as follows:

Part of Lots 75 and 76, and Wm. Alexander 300 ac Tract, all in U.S. Survey #2969, Township 35 North, Range 5 East, St. Francois County, Missouri. Commencing at an old iron pin marking the Northwest corner of Lot 62 of F. W. Rohlands subdivision of U.S. Survey #2969, Township 35 North, Range 5 East, thence South 13°21'30" West 1138.65' feet to a point at the intersection of the South right-of-way (ROW) of Missouri Route "W" and

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the approximate center of a small creek, being the point of beginning of the following described tract; thence with and down said creek South 12°04'09" East 58.82' feet to a set iron rod; thence with said creek South 14°41'36" West 318.63' feet to a set iron rod (capped LS1621); thence South 48°47'06" West 53.62' feet to a capped iron rod (capped LS1621); thence South 32°50'04" West 184.21' feet to a point; thence South 00°27'18" East 58.77' feet to a point, thence South 56°51'31" West 103.27' feet set iron rod (capped LS1621); thence South 23°27'32" West 21.27' feet to a point, said point being located distant North 24°50'24" West 20.00' feet from a found old iron pipe being the Southeast corner of a 4.59 acre tract known as the "United States Army Reserve Center"; thence departing said creek along the east line of the aforementioned tract North 24°50'24" West 479.66' feet to a found ROW marker on the South ROW of the aforementioned Route "W": thence along said ROW North 51°03'24" East 102.36' feet to found ROW marker; thence North 65°11'39" East 440.92" feet to a point; thence South 24°48'21" East 5.00' feet to a point; thence North 65°11'39" East 25.07" feet to the point of beginning and containing 4.10 Acres more or less except that part previously conveyed to the American Legion Post 416 and the Missouri Department of Transportation in Book No. 1309 pages 109-110, Book No. 1454 page 1296 and Book No. 1540 page 1326.

- 2. The commissioner of administration shall set the terms and conditions for the sale as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required, the time, place, and terms of the sale.
  - 3. The attorney general shall approve the form of the instrument of conveyance.

Section 10. 1. The governor is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim all interest of the state of Missouri in real property known as Troop A, Lee's Summit, more particularly described as follows:

All that part of Section 8, Township 47,. Range 31, in Lee's Summit, Jackson County, Missouri, described as follows: Beginning 30 feet, more or less, North and 25 feet West of the Southeast corner of the Southwest Quarter of the Northeast Quarter of said Section, thence North 526.69 feet, thence West 466.69 feet, thence South 526.69 feet, thence East 466.69 to the point of beginning, except parts thereof in highways.

- 2. The commissioner of administration shall set the terms and conditions for the sale as the commissioner deems reasonable. Such terms and conditions may include, but not be limited to, the number of appraisals required, the time, place, and terms of the sale.
- 3. The attorney general shall approve the form of the instrument of conveyance.

  Section B. Because immediate action is necessary to continue economic development

  efforts, section A of this act is deemed necessary for the immediate preservation of the public

  health, welfare, peace, and safety, and is hereby declared to be an emergency act within the

4 meaning of the constitution, and section A of this act shall be in full force and effect upon its

5 passage and approval.

