

ORDINANCE NUMBER 43-1

**AN ORDINANCE ANNEXING CERTAIN ADJACENT TERRITORY
INTO THE CITY OF ARCADIA, MISSOURI**

WHEREAS, on December 14, 1998, a verified petition signed by all the owners of the real estate hereinafter described requesting annexation of said territory into the City of Arcadia, Missouri, was filed with the city clerk; and

WHEREAS, said real estate as hereinafter described is adjacent and contiguous to the present corporate limits of the City of Arcadia, Missouri; and

WHEREAS, a public hearing concerning said matter was held at the City Hall in Arcadia, Missouri, at the hour of 6:45 p.m. on January 11, 1999; and

WHEREAS, notice of said Public Hearing was given by publication of notice thereof, on December 23, 1998 in the Mountain Echo, a weekly newspaper of general circulation in the County of Iron, State of Missouri; and

WHEREAS, at said Public Hearing, all interested persons, corporations or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation; and

WHEREAS, no written objection to the proposed annexation was filed with the Board of Aldermen of the City of Arcadia, Missouri, within fourteen days after the public hearing; and

WHEREAS, the Board of Aldermen of the City of Arcadia, Missouri, does find and determine that said annexation is reasonable and necessary to the proper development of the city; and

WHEREAS, the city is able to furnish normal municipal services to said area within a reasonable time after annexation; now

THEREFORE, be it ordained by the Board of Aldermen of the City of Arcadia, Missouri, as follows:

SECTION I: Pursuant to the provision of Section 71.012 *RSMo* 1969 as amended by laws of 1976, the following described real estate is hereby annexed into the City of Arcadia, Missouri, to-wit:

A tract of land lying in Lot 2, Lot 3 and Lot 4 of the Northwest Quarter of Section 5 and Lot 2 and Lot 3 of the Northeast Quarter of Section 6 and all in Township 33 North, Range 4 East and described as follows: Begin at an iron rod at the Southwest corner of the Arcadia Valley R-2 School District property as recorded in Book 127 at Page 317 of the Iron County land records and said point is 887.20 feet

South 00 degrees 22 minutes 51 seconds West from the Northwest corner of Lot 4 of the Northwest Quarter of Section 5, Township 33 North, Range 4 East. Run thence from said point of beginning south 00 degrees 18 minutes 59 seconds West 502.03 feet to an iron rod driven in the center of the remnants of an old elm stump and said point is also a corner of the property of M. Dale Adams and wife as recorded in Book 332 at page 447 of the Iron County Land Records; thence South 58 degrees 42 minutes 51 seconds West 522.72 feet to an iron rod at the corner of the M. Dale Adams property; thence South 12 degrees 47 minutes 09 seconds East 976.80 feet to an iron rod and a corner of the M. Dale Adams property; thence South 56 degrees 18 minutes 39 seconds East 245.08 feet to a point in the approximate center of Stouts Creek; thence along and with the approximate center of Stouts Creek the following bearings and distances; North 89 degrees 55 minutes 06 seconds East 648.27 feet to a point; thence North 61 degrees 35 minutes 39 seconds East 156.85 feet to a point; thence North 54 degrees 38 minutes 49 seconds East 179.17 feet to a point; thence North 42 degrees 23 minutes 28 seconds East 143.19 feet to a point; thence North 34 degrees 57 minutes 00 seconds East 253.21 feet to point; thence North 35 degrees 57 minutes 54 seconds East 128.85 feet to a point which is the Northwest corner of the property of Horatio Potter as described in Book 316 at page 275 of the Iron County Land Records; thence departing said creek South 71 degrees 24 minutes 54 seconds East 430.77 feet along the North line of Horatio Potter and Teddy Scarbrough to an Iron Rod at the Southwest corner of the property of Shirley Cook as recorded in Book 306 at page 328 of the Iron County land records; thence North 19 degrees 07 minutes 40 seconds East 240.06 feet to an iron rod on the extension of the South line of Walnut Street and the Northwest corner of the Shirley Cook property as described in Book 306 at page 328 of the Iron County Land Records; thence North 70 degrees 00 minutes 00 seconds West 286.87 feet along an extension of the South line of Walnut Street to a point in the approximate center of Stouts Creek; thence North 49 degrees 37 minutes 43 seconds East 46.50 feet to a point in the approximate center of Stouts Creek and said point is also the Southwest corner of the Shirley Cook property as described in Book 306 at page 326 of the Iron County land records; thence North 64 degrees 37 minutes 35 seconds East 254.02 feet along the West line of the Shirley Cook property to a point on the West line of the property of the City of Arcadia; thence North 41 degrees 54 minutes 23 seconds West 170.68 feet to an iron rod on the West line of the property of the City of Arcadia; thence along a curve to the right with a radius of 297.50 feet an arc distance of 499.42 feet to an iron rod on the property of the City of Arcadia; thence North 83 degrees 29 minutes 21 seconds West 69.77 feet to an iron rod and a corner of the property of the City of Arcadia; thence North 00 degrees 01 minutes 01 seconds East 445.92 feet to an iron rod at the Northwest corner of the property of the City of Arcadia and a point on the South line of the property of the Arcadia Valley R-2 School District as recorded in Book 124 at page 608 of the Iron County Land Records; thence North 88 degrees 45 minutes 30 seconds West 1225.79 feet to the point of beginning, containing 63.63 acres more or less. Also a road easement to this property across Stouts Creek as recorded in Book 328 at page 429 of the Iron County Land Records. Also conveying any other easements as recorded in Book 328 at Page 429 of the Iron County Land Records. Excepting therefrom any

easements, exceptions or reservations of record.

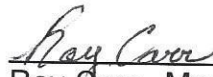
(Description Supplied).

SECTION II: The boundaries of the City of Arcadia, Missouri, hereby are altered so as to encompass the above-described tract of land lying adjacent and contiguous to the present corporate limits.

SECTION III: The City Clerk of the City of Arcadia, Missouri, hereby is ordered to cause three certified copies of this Ordinance to be filed with the Iron County Clerk.

SECTION IV: This ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval by the Mayor.

Read three times and passed this 12 day of July, 1999.



Roy Carr - Mayor of the City of
Arcadia, Missouri

ATTEST:




Mary Johnson - City Clerk