

RECORDER'S CERTIFICATION  
JACKSON COUNTY, MISSOURI

04/21/2021 3:07 PM

NON-STANDARD FEE: EXEMPT FEE: \$54.00 13 PGS



INSTRUMENT NUMBER / BOOK & PAGE

2021E0043062

Book: Page:

Anissia Manuleleua, Recorder of Deeds

Jackson County  
Recorder of Deeds  
**Exempt Document**

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Anissia Manuleleua  
Recorder of Deeds

415 E. 12th Street, Room 104  
Kansas City, MO 64106

112 W. Lexington, Suite 30  
Independence, MO 64050

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**CITY OF LEE'S SUMMIT, MISSOURI**  
**DOCUMENT TO BE RECORDED**  
**WITH JACKSON COUNTY, MISSOURI**

**DATE OF DOCUMENT:** August 20, 2020  
**DOCUMENT TITLE:** Ordinance No. 8918  
**GRANTOR(S) NAME:** Ordinance No. 8918

**GRANTEE(S):** City of Lee's Summit  
**ADDRESS:** 220 SE Green Street  
Lee's Summit, MO 64063

**LEGAL DESCRIPTION:** Please see Page 1 & 2 of the subject document.

STATE OF MISSOURI)  
COUNTY OF JACKSON) <sup>(SS)</sup>

This is to certify that the attached is a full, true and complete copy as same is recorded in the Office of the City Clerk of the City of Lee's Summit, Missouri.

Ordinance No. 8918 - AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED AT 1000 NE COLBERN RD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

IN WITNESS WHEREOF, I hereunto set my hand and affix the seal of said City of Lee's Summit, Missouri this 20th, day of August, 2020.



  
City Clerk – Trisha Fowler Arcuri

Please return recorded copies to: Trisha Fowler Arcuri, City Clerk  
City of Lee's Summit  
220 SE Green Street  
Lee's Summit, MO 64063

AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED AT 1000 NE COLBERN RD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2020-168 was submitted by JE Dunn Construction Co., requesting vacation of a portion of an existing utility easement located on property addressed 1000 NE Colbern Rd in Lee's Summit, Missouri; and,

WHEREAS, the easement was dedicated was established by a Utility Easement Conveyance document recorded with Jackson County, MO by Document #1989I090459; and,

WHEREAS, the Planning Commission considered the request on July 23, 2020, and rendered a report to the City Council recommending that the vacation of easement be approved; and,

WHEREAS, the City Council for the City of Lee's Summit has determined that no damages are ascertainable by reason of such vacation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the following described easement is hereby and herewith vacated:

*All that part of Lot 1, Rice Acres, a subdivision of land in the City of Lee's Summit, Jackson County Missouri, according to the recorded plat thereof, being described by Timothy Blair Wiswell, Professional License No. 2009000067 of Olsson, Inc., and lying in the Northeast Quarter of Section 29, Township 48 North, Range 31 West, in the City of Lee's Summit, Jackson County, Missouri, described as follows:*

*COMMENCING at the Southwest Corner of the Northeast Quarter of said Section 29; thence South 88 degrees 28 minutes 52 seconds East, on the South line of the Northeast Quarter of said Section 29, a distance of 1881.98 feet, to a point being the Southerly prolongation of the West line of said Lot 1, said point also being the Southerly prolongation of the East line of a certain tract of land conveyed by Quit Claim Deed recorded in Doc. No. 2006E0125134;*

*thence North 01 degrees 23 minutes 04 seconds East, on said Southerly prolongations, a distance of 55.66 feet, to a point being the Southwest corner of said Lot 1 and the Southeast corner of said certain tract of land conveyed by Quit Claim Deed recorded in Doc. No. 2006E0125134, said point also being on the North right-of-way line of Colbern Road, as now established;*

*thence continuing North 01 degrees 23 minutes 04 seconds East, on the West line of said Lot 1 and the East line of said certain tract of land conveyed by Quit Claim Deed recorded in Doc. No. 2006E0125134, a distance of 461.87, to the Southwest corner of an existing access easement, 30.00 feet in width, as recorded in Doc. No. 1989I0906979, said point also being the POINT OF BEGINNING;*

*thence continuing North 01 degrees 23 minutes 04 seconds East, on said East and West lines and the West line of said access easement, a distance of 30.00, to the Northwest corner of said access easement and the Northwest corner of said Lot 1;*

*thence South 88 degrees 38 minutes 41 seconds East, departing said East and West lines and on the North line of said access easement and the North line of said Lot 1, a distance of 108.44*



**BILL NO. 20-128****ORDINANCE NO. 8918**


feet, to a point being on the East line of an existing sanitary sewer easement, 15.00 feet in width, as recorded in Doc. No. 199211130617;  
thence South 01 degrees 21 minutes 45 seconds West, departing said North line and on said East line, a distance of 30.00 feet, to a point being on the South line of said existing access easement;  
thence North 88 degrees 38 minutes 41 seconds West, on said South line and a line being 30.00 feet South of and parallel with said North line, a distance of 108.44 feet, to the POINT OF BEGINNING, containing 3,253 square feet or 0.0747 acres, more or less.

SECTION 2. That upon the effective date of the vacation of the easement described in Section 1 above, the City releases all right, title and interest in and to the City owned infrastructure located within the easements.

SECTION 3. That the City Clerk be and is hereby authorized and directed to acknowledge a copy of this ordinance and to record same in the Office of the Recorder of Deeds of the County in which the property is located.

SECTION 4. That this ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.


PASSED by the City Council of the City of Lee's Summit, Missouri, this 11<sup>th</sup> day of August, 2020.

  
\_\_\_\_\_  
Mayor William A. Baird  
For

ATTEST:

  
\_\_\_\_\_  
City Clerk Trisha Fowler Arcuri

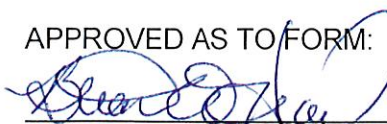
APPROVED by the Mayor of said city this 18<sup>th</sup> day of August, 2020.

  
\_\_\_\_\_  
For Mayor William A. Baird

ATTEST:

  
\_\_\_\_\_  
City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney Brian W. Head

---

County of \_\_\_\_\_ State of \_\_\_\_\_

I, CHARLES R. HARRIS, being of the County of \_\_\_\_\_ and State of \_\_\_\_\_, do hereby certify that the foregoing is a true and correct copy of the original of writing.

In witness whereof, I have hereunto set my hand and the seal of said County, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

My Commission Expires \_\_\_\_\_

\_\_\_\_\_  
County Clerk

1. State of Missouri, County of St. Louis  
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**File No. 018-0330  
Mid-Continent Public Library  
May 21, 2020  
Colbern Road Branch**

**30' wide Access Easement to be Vacated Description:**

**All that part of Lot 1, Rice Acres, a subdivision of land in the City of Lee's Summit, Jackson County Missouri, according to the recorded plat thereof, being described by Timothy Blair Wiswell, Professional License No. 2009000067 of Olsson, Inc., and lying in the Northeast Quarter of Section 29, Township 48 North, Range 31 West, in the City of Lee's Summit, Jackson County, Missouri, described as follows:**

**COMMENCING at the Southwest Corner of the Northeast Quarter of said Section 29;**

**thence South 88 degrees 28 minutes 52 seconds East, on the South line of the Northeast Quarter of said Section 29, a distance of 1881.98 feet, to a point being the Southerly prolongation of the West line of said Lot 1, said point also being the Southerly prolongation of the East line of a certain tract of land conveyed by Quit Claim Deed recorded in Doc. No. 2006E0125134;**

**thence North 01 degrees 23 minutes 04 seconds East, on said Southerly prolongations, a distance of 55.66 feet, to a point being the Southwest corner of said Lot 1 and the Southeast corner of said certain tract of land conveyed by Quit Claim Deed recorded in Doc. No. 2006E0125134, said point also being on the North right-of-way line of Colbern Road, as now established;**

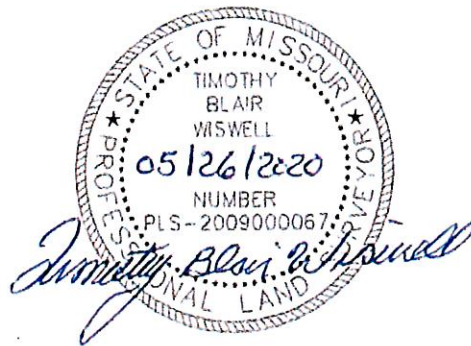
**thence continuing North 01 degrees 23 minutes 04 seconds East, on the West line of said Lot 1 and the East line of said certain tract of land conveyed by Quit Claim Deed recorded in Doc. No. 2006E0125134, a distance of 461.87, to the Southwest corner of an existing access easement, 30.00 feet in width, as recorded in Doc. No. 1989I0906979, said point also being the POINT OF BEGINNING;**

thence continuing North 01 degrees 23 minutes 04 seconds East, on said East and West lines and the West line of said access easement, a distance of 30.00, to the Northwest corner of said access easement and the Northwest corner of said Lot 1;

thence South 88 degrees 38 minutes 41 seconds East, departing said East and West lines and on the North line of said access easement and the North line of said Lot 1, a distance of 108.44 feet, to a point being on the East line of an existing sanitary sewer easement, 15.00 feet in width, as recorded in Doc. No. 199211130617;

thence South 01 degrees 21 minutes 45 seconds West, departing said North line and on said East line, a distance of 30.00 feet, to a point being on the South line of said existing access easement;

thence North 88 degrees 38 minutes 41 seconds West, on said South line and a line being 30.00 feet South of and parallel with said North line, a distance of 108.44 feet, to the POINT OF BEGINNING, containing 3,253 square feet or 0.0747 acres, more or less.



Olsson Associates  
7301 West 133<sup>rd</sup> Street  
Suite 200  
Overland Park, KS 66213  
(913) 381-1170

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**File No. 018-0330  
Mid-Continent Public Library  
May 21, 2020  
Colbern Road Branch**

**10' wide Utility Easement to be Vacated Description:**

**All that part of Lot 1, Rice Acres, a subdivision of land in the City of Lee's Summit, Jackson County Missouri, according to the recorded plat thereof, being described by Timothy Blair Wiswell, Professional License No. 2009000067 of Olsson, Inc., and lying in the Northeast Quarter of Section 29, Township 48 North, Range 31 West, in the City of Lee's Summit, Jackson County, Missouri, described as follows:**

**COMMENCING at the Southwest Corner of the Northeast Quarter of said Section 29;**

**thence South 88 degrees 28 minutes 52 seconds East, on the South line of the Northeast Quarter of said Section 29, a distance of 2,181.98 feet, to a point being on the Southerly prolongation of the East line of said Lot 1;**

**thence North 01 degrees 23 minutes 04 seconds East, on said Southerly prolongation, a distance of 56.51 feet, to the Southeast corner of said Lot 1 and the Southeast corner of an existing utility easement, 10.00 feet in width, as shown on the plat of said Rice Acres, said point being on the North right-of-way line of Colbern Road, as now established, said point also being the POINT OF BEGINNING;**

**thence North 88 degrees 38 minutes 41 seconds West, on said North right-of-way line, a distance of 10.00 feet, to the Southwest corner of said existing utility easement;**

**thence North 01 degrees 23 minutes 04 seconds East, departing said North right-of-way line and on the West line of said utility easement and on a line 10.00 feet West of and parallel with the East line of said Lot 1, a distance of 406.21 feet, to a point being on the South line of said existing utility easement and on a line 30.00 feet South of the North line of said Lot 1, said point also being on the South line of an existing access easement, 30.00 feet in width, as recorded in Doc. No. 1989I0906979;**

**thence North 88 degrees 38 minutes 41 seconds West, on a said South lines and a line being 30.00 feet South of and parallel with said North line, a distance of 280.00 feet, to a point on the East line of an existing utility easement, 10.00 feet in width, as shown on the plat of said Rice Acres;**

**thence North 01 degrees 23 minutes 04 seconds East, departing said South line and on said East line, a distance of 10.00 feet, to a point on the North line of an existing utility easement, 10.00 feet in width, as shown on the plat of said Rice Acres;**

**thence South 88 degrees 38 minutes 41 seconds East, departing said East line and on said North line, a distance of 280.00 feet, to a point being 10.00 feet West of the East line of said Lot 1, said point being on the West line of an existing utility easement, 10.00 feet in width, as shown on the plat of said Rice Acres;**

**thence North 01 degrees 23 minutes 04 seconds East, on said West line and a line 10.00 feet West of and parallel with said East line, a distance of 20.00 feet, to the Northwest corner of said existing utility easement, said point also being on the North line of said Lot 1;**

**thence South 88 degrees 38 minutes 41 seconds East, departing said West line and on said North line, a distance of 10.00 feet, to the Northeast corner of said existing utility easement and the Northeast corner of said Lot 1;**

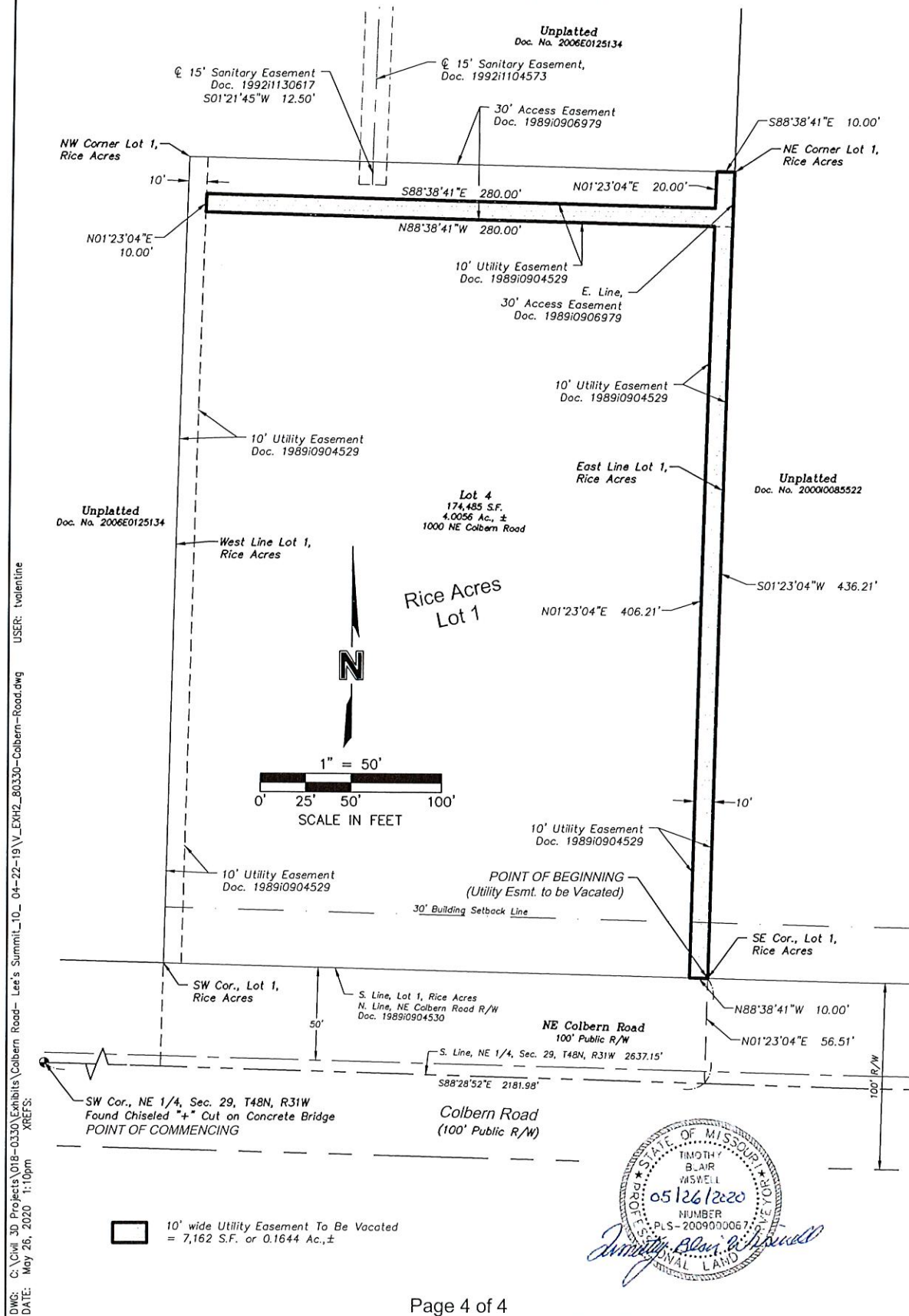


thence South 01 degrees 23 minutes 04 seconds West, on the East line of said Lot 1 and the East line of said existing utility easement, a distance of 436.21 feet, to the POINT OF BEGINNING, containing 7,162 square feet or 0.1644 acres, more or less.



**Olsson Associates**  
**7301 West 133<sup>rd</sup> Street**  
**Suite 200**  
**Overland Park, KS 66213**  
**(913) 381-1170**

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**Appl. #PL2020-168 - VACATION OF EASEMENT -  
Mid-Continent Public Library, 1000 NE Colbern Rd  
JE Dunn Construction Co., applicant**

