

**AN ORDINANCE ACKNOWLEDGE THE PRESENTATION OF A PETITION TO ANNEX CERTAIN REAL ESTATE, OWNED BY NODAWAY COUNTY, MISSOURI, SCHEDULING A PUBLIC HEARING ON SAID PETITION DIRECTING THAT NOTICE OF SAID HEARING BE PUBLISHED IN THE MARYVILLE DAILY FORUM.**

**WHEREAS**, there has been presented to the Council of the City of Maryville, Missouri, on the 19<sup>th</sup> day of April, 2018, a verified petition, requesting annexation and signed by the owners of all fee interests of record in all tracts of real property located with the area proposed to be annexed, said area being identified as follows and located in the County of Nodaway, State of Missouri, attached as "Exhibit A"; and

**WHEREAS:** There has been presented to the City Council the Certificate of the Abstractor to the effect that the person(s) signing said petition constitute the owner(s) of all fee interest of record in the above described real property; and

**WHEREAS:** there has been presented to the City Council the Certificate of the Abstractor to the effect that the above described real property is contiguous to the current City limits; and

**WHEREAS:** Section 71.012 RSMo., provides that upon presentation of such a petition, the City Council shall hold a public hearing concerning the proposed annexation not less than fourteen (14), nor more than sixty (60) days after the petition is received, and the hearing shall be held not less than seven (7) days after notice thereof is published in newspapers of general circulation qualified to publish legal notices; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARYVILLE, MISSOURI,** as follows:

**SECTION 1:** That there will be held a public hearing on the petition to annex property on Monday, the 28<sup>th</sup> day of May, 2018, at seven o'clock p.m. at City Hall 415 North Market Street, Maryville, Missouri.

**SECTION 2:** That the City Clerk is hereby authorized and directed to cause a notice of said hearing in proper form to be published in the Maryville Daily Forum, said notice to run in more than seven (7) days prior to the date of the hearing.

**SECTION 3:** Said Ordinance shall be in full force and affect from and after its passage and adoption.

**PASSAGE AND ADOPTION** This 14<sup>th</sup> day of May, 2018.

  
Rachael Martin, Mayor

ATTEST:

  
Sheila Smail, City Clerk

**EXHIBIT A**  
(Ordinance No. 8090)

A part of a 5.40 acre tract of land as surveyed by John Teale, LS 1724 on February 22, 2002 and recording as Document #750-26981 as more particularly described as follows: Commencing at the West Quarter Corner Section 21, Township 64 North, Range 35 West, Nodaway County, Missouri; thence along Section Line, North 02 degrees 15 minutes 49 seconds East 382.80 feet to the Point of Beginning; thence continuing along Section Line, North 02 degrees 15 minutes 49 seconds East 640.26 feet (record = 640.86 feet) intersecting the North Line of John Teale survey; thence along said North Line, South 88 degrees 29 minutes 53 seconds East 25.88 feet to the intersection of the westerly right-of-way of the former Burlington Northern Railroad; thence along said right-of-way southeasterly 480.56 feet by arc distance along a 11509.12 feet radius curve to the left to where said right-of-way intersects the westerly right-of-way of Highway 71; thence along said right-of-way, South 09 degrees 11 minutes 47 seconds West 25.70 feet to station 220+75/135 feet right; thence continuing along said right-of-way, South 36 degrees 09 minutes 04 seconds West 140.23 feet to station 222+00/200 feet right; thence continuing along right-of-way, South 08 degrees 53 minutes 35 seconds West 42.06 feet to the South Line of a tract of land as conveyed by Deed Book 412, Page 285, Nodaway County Recorder's Office; thence along the South Line of said tract, North 88 degrees 29 minutes 53 seconds West 92.41 feet to the point of beginning.

The above described tract of land contains 1.63 acres, more or less, exclusive of public road right-of-way and is subject to recorded and unrecorded easements, restrictions and right-of-ways.