

AN ORDINANCE PROVIDING FOR THE VOLUNTARY ANNEXATION OF A CERTAIN TRACT OF LAND TO THE CITY OF PORTAGE DES SIOUX, MISSOURI, UNDER THE PROVISIONS OF SECTION 71.014 REVISED MISSOURI STATUTES OWNED BY VENETIAN HARBOR, INCORPORATED, A MISSOURI CORPORATION.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, AS FOLLOWS:

Section 1: That Missouri cities located within a county which borders a first class county with a charter form of government with population in excess of nine hundred thousand, Portage Des Sioux being such, have the authority under Section 71.014 R.S.Mo. 1978, to annex unincorporated areas which are contiguous to the existing corporate limits upon verified petition requesting such annexation signed by the owners of all fee interest of record.

Section 2: That a verified petition for annexation has been filed with the City of Portage Des Sioux by the fee owners of the following described tract:

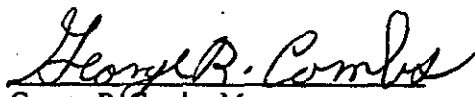
A Parcel of Land, lying, being and situate in the County of St. Charles and State of Missouri as evidenced by a General Warranty Deed properly recorded in Book 500, Page 937, to wit: A strip of land in Township 48 North, Range 6 East having a width of 50 feet, a portion of which strip runs in an East-West direction, and an adjoining portion of which strip runs in a North-South direction, more particularly described as follows: The Northern boundary of the East-West portion of said strip begins at an iron pipe marking the Southwestern corner of a parcel of land deeded to Grantors by deed dated August 15, 1967 and recorded in Book 479, Page 789 of the records of the Office of the Recorder of Deeds, St. Charles County, Missouri; said Northern boundary then proceeds from said point of beginning along the Southern line of said parcel, South 60 degrees 23' East, a distance of 524.24 feet to a point; then said Northern boundary proceeds South 60 degrees 24' West a distance of 521 feet, more or less, to a point in the Western City Limits line of the City of Portage Des Sioux, Missouri, which point is the beginning point of the Eastern boundary of the North-South portion of said strip; the Eastern boundary of said North-South portion of said strip begins at said point, and proceeds Southwardly along the Western City Limits line of the City of Portage Des Sioux, Missouri to the point at which said city limits line intersects with the South line of Second Street of the City of Portage Des Sioux, Missouri, or the Westward extension or prolongation of said Second Street: The Southern boundary of the East-West portion of said strip is 50 feet South of said Northern boundary; and the Western boundary of the North-South portion of said strip is 50 feet West of said Eastern boundary.

Subject to any and all easements and restrictions of record as they now exist or may exist in the future.

Section 3: That this ordinance shall be in full force and effect immediately upon its passage and approval, the above described tract is to be incorporated within the city forthwith, and the City Clerk is hereby to so notify the St. Charles County Assessor's and Recorder's offices.

Section 4: This ordinance shall take effect and be in full force from and after its passage and approval by the Mayor and the Board of Aldermen. This ordinance has received all of the required readings at the same meeting at which the Bill is introduced, so that it can be passed at one meeting. This ordinance is prima facie, deemed an emergency ordinance because it allows the aldermen to take immediate steps to prevent or remedy conditions or situations which are of such a nature that it demands attention and to postpone action would result in serious injury or demand to the people, the government, or the municipality. The public urgency constituting the emergency involves the preservation of the public peace, health, safety and welfare.

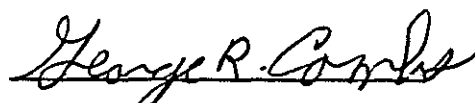
READ THREE TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, THIS 18th DAY OF April, 1994.


George R. Combs, Mayor

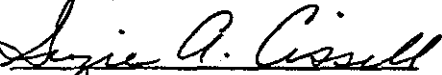
ATTEST:


CITY CLERK

APPROVED BY THE MAYOR OF THE CITY OF PORTAGE DES SIOUX THIS 18th DAY OF April, 1994.


George R. Combs, Mayor

ATTEST:


CITY CLERK

P E T I T I O N F O R V O L U N T A R Y A N N E X A T I O N

TO: CITY OF PORTAGE DES SIOUX, MISSOURI,
A Municipal Corporation

We, the undersigned state that we are the duly elected officers of Venetian Harbor, Incorporated, a Missouri Corporation and are empowered by the Board of Directors of said corporation to plead this petition for voluntary annexation. We further state that Venetian Harbor, Incorporated, a Missouri Corporation in good standing, is the fee simple owner of the following:

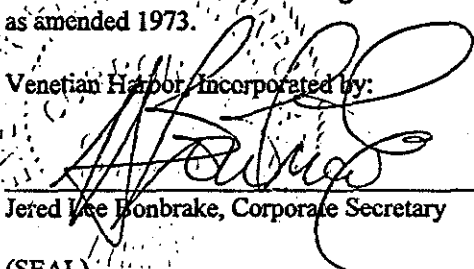
A Parcel of Land, lying, being and situate in the County of St. Charles and State of Missouri as evidenced by a General Warranty Deed properly recorded in Book 591, Page 672, to wit: A tract of land being part of U. S. Survey 155 in the Portage Des Sioux Commons Fields, Township 48 North, Range 6 East, and being particularly described as follows: Commencing at an iron pipe which is South 12 degrees 07' East 675.70 feet from an old iron pipe set at the Southwest corner of Lot 11 as shown and designated upon a plat of survey of W. S. Surveys 155 through 158, inclusive, of the Portage Des Sioux Common Fields, Township 48 North Range 6 East, executed by Edgar Rapp, Jr., County Surveyor, on April 25, 1957, and recorded in the Recorder's Office of St. Charles County, Missouri, in the County Surveyor's Record Book 12, page 4; thence South 12 degrees 07' East 100.0 feet to an old iron pipe; thence South 22 degrees 52' West, 133.10 feet to an iron pipe; thence North 59 degrees 53' West, 143.37 feet to an iron pipe; thence North 32 degrees 27' East 202.94 feet to an old iron pipe; thence South 63 degrees 25' East, 54.48 feet to the place of beginning. Together with all improvements thereon.

and we hereby request and petition said City of Portage Des Sioux, Missouri, to annex to the City of Portage Des Sioux, Missouri, the land above described so that the same is contained within the corporate limits of said City.

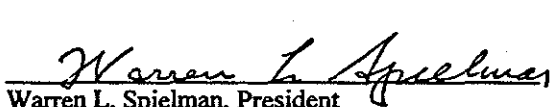
The undersigned does further state and declare that no person, firm or corporation other than the undersigned own any fee simple interest in the above described land.

The undersigned does further state and declare that this request and petition is voluntarily made and is submitted under the provisions of House Bill No. 200, First Regular Session, 77th General Assembly of the State of Missouri, and also Section 71.014 R.S.Mo. 1969, as amended 1973.

Venetian Harbor Incorporated by:


Jered Lee Bonbrake, Corporate Secretary

(SEAL)


Warren L. Spielman, President

ATTEST:

STATE OF MISSOURI)
COUNTY OF ST. CHARLES)

On this 18th day of April, 1994, personally appeared before me, Jered Lee Bonbrake and Warren L. Spielman to me known to be the persons described herein and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed by official seal the day and year first above written.


Notary Public

My Term Expires: May 17, 1994