SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1330

AN ACT
To repeal section 523.262 , RSMo, and to enact in lieu thereof seven new sections relating to the conveyance of real property, with an emergency clause.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI, AS FOLLOWS:

Section A. Section 523.262, RSMo, is repealed and seven new sections enacted in lieu thereof, to be known as sections 523.262, 1, 2, 3, 4, 5, and 6, to read as follows:
523.262. 1. Except as set forth in subsection 2 of this section, the power of eminent domain shall only be vested in governmental bodies or agencies whose governing body is elected or whose governing body is appointed by elected officials or in an urban redevelopment corporation operating pursuant to a redevelopment agreement with the municipality for a particular redevelopment area, which agreement was executed prior to or on December 31, 2006.
2. A private utility company, public utility, rural electric cooperative, municipally owned utility, pipeline, railroad or common carrier shall have the power of eminent domain as may be granted pursuant to the provisions of other sections of the revised statutes of Missouri. For the purposes of this section, the term "common carrier" shall not include motor
carriers, contract carriers, or express companies. Where a condemnation by such an entity results in a displaced person, as defined in section 523.200, the provisions of subsections 3 and 6 to 10 of section 523.205 shall apply unless the condemning entity is subject to the relocation assistance provisions of the federal Uniform Relocation Assistance Act.
3. Any entity with the power of eminent domain and pursuing the acquisition of property for the purpose of constructing a power generation facility after December 31, 2006, after providing notice in a newspaper of general circulation in the county where the facility is to be constructed, shall conduct a public meeting disclosing the purpose of the proposed facility prior to making any offer to purchase property in pursuit thereof or, alternatively, shall provide the property owner with notification of the identity of the condemning authority and the proposed purpose for which the condemned property shall be used at the time of making the initial offer.
4. (1) Notwithstanding the provisions of subsection 2 of this section, no entity shall have the power of eminent domain under the provisions of this section for the purpose of constructing above-ground merchant lines.
(2) For the purpose of this subsection, the following terms mean:
(a) "Entity", a utility company that does not provide service to end-use customers or provide retail service in Missouri, or does not collect its costs to provide service under a regional transmission organization tariff, regardless of whether it has received a certificate of convenience and
necessity from the public service commission under section 393.170; and
(b) "Merchant line", a high-voltage direct current electric transmission line that does not provide for the erection of electric substations at intervals of less than fifty miles, which substations are necessary to accommodate both the purchase and sale to persons located in this state of electricity generated or transmitted by such entity.
(3) This subsection shall not apply to any rural electric cooperative organized or operating under the provisions of chapter 394 , or to any corporation organized on a nonprofit or a cooperative basis as described in subsection 1 of section 394.200, or to any electrical corporation operating under a cooperative business plan as described in subsection 2 of section 393.110 .

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 property located in Cole County, Missouri, to the Heartland Port Authority of Central Missouri. The property to be conveyed is more particularly described as follows:

Part U.S. PRIVATE SURVEY NO. 2616 including a part of
LOTS 3 and 4 and part the area designated as Sand Bar on the Plat of Subdivision, Ewing Farm, per plat of
record in Plat Book 1, page 69, Cole County Recorder's
Office, being situated in said U.S. PRIVATE SURVEY NO. 2616, Township 44 North, Range 10 West, Cole County, Missouri, more particularly described as follows:

From the northwest corner of the Northeast Fractional Quarter of Section 20, Township 44 North, Range 10 West; thence $\mathrm{S} 2^{\circ} 22^{\prime} 4^{\prime \prime} \mathrm{W}$, along the Quarter Section Line, 1162.70 feet; thence $N 87^{\circ} 37^{\prime} 16^{\prime W} W$, on direct line, 2452.07 feet to the northeasterly corner of the property described by deed of record in Book 460, page 169, Cole County Recorder's Office; thence S74³0'25"W along the northerly boundary of said property described in Book 460, page 169, 198.43 feet to the POINT OF BEGINNING for this description; thence continuing along the boundary of said property described in Book 460, page 169 the following courses: $574^{\circ} 30^{\prime} 25^{\prime \prime} \mathrm{W}, 973.89$ feet; thence $S 16^{\circ} 54^{\prime} 1^{\prime \prime}$ E, 507.55 feet; thence S750'42"E, 86.00 feet; thence leaving the boundary of said property described in Book 460, page 169,
 feet to a point 50 feet northerly from, measured at right angles to the center of an existing roadway, known as No More Victims Road; thence westerly, parallel to the center of said roadway, the following courses: N8659'30"W, 480.89 feet; thence, on a curve to the right, having a radius of 1258.73 feet, an arc distance of 172.85 feet (the chord of said curve being N8303'27"W, 172.72 feet); thence, on a curve to the left, having a radius of 1087.38 feet, an arc distance of 194.86 feet (the chord of said curve being N84ำ15'26"W, 194.60 feet); thence N89² $23^{\prime \prime} 27^{\prime \prime} \mathrm{W}, 14.08$ feet; thence leaving said parallel line, N23³7'34"E,
544.20 feet; thence $N 3^{\circ} 51^{\prime \prime} 51$ E, 2512.45 feet, to a point on the southerly high bank of the Missouri River; thence continuing easterly along the said southerly high bank of the Missouri River the following courses: N87018'29"E, 96.47 feet; thence $S 88^{\circ} 20^{\prime} 0^{\prime \prime} \mathrm{E}, 123.50$ feet; thence $N 71^{\circ} 28^{\prime} 05^{\prime \prime} \mathrm{E}, 34.80$ feet; thence
 feet; thence N81 ${ }^{\circ} 27$ 04"E, 96.93 feet; thence S77057'35"E, 54.54 feet; thence S3742'55"E, 51.38 feet; thence $N 89^{\circ} 54^{\prime} 43^{\prime \prime} \mathrm{E}, 17.99$ feet; thence
 feet; thence N78ํ.13'33"E, 121.85 feet; thence N8721'39"E, 303.95 feet; thence N85 ${ }^{\circ} 25^{\prime} 32$ "E, 213.61 feet; thence $551^{\circ} 13^{\prime} 29 \mathrm{E}$, 16.59 feet; thence N6729'52"E, 127.39 feet; thence N78 ${ }^{\circ} 46^{\prime \prime} 34{ }^{\prime \prime} \mathrm{E}, 47.36$ feet; thence $N 68^{\circ} 47$ 51"E, 184.29 feet; thence
 feet; thence $N 73^{\circ} 05^{\prime} 08^{\prime \prime} \mathrm{E}, 71.69$ feet; thence N $65^{\circ} 24^{\prime} 5^{\prime \prime} \mathrm{E}, 73.93$ feet; thence $\mathrm{N} 60^{\circ} 00^{\prime} 41^{\prime \prime} \mathrm{E}, 92.56$ feet; thence $N 80^{\circ} 46^{\prime} 44^{\prime \prime} \mathrm{E}, 67.85$ feet; thence N69으'․55"E, 89.88 feet; thence leaving said southerly high bank of the Missouri River, $\mathrm{S5}^{\circ} 50^{\prime} 18^{\prime \prime} \mathrm{W}, 1474.74$ feet; thence $N 69^{\circ} 52^{\prime} 27 \mathrm{WW}, 90.00$ feet; thence S18*51'43"W, 425.00 feet to the POINT OF BEGINNING. TOGETHER WITH the area between the southerly waters edge of the Missouri River and the southerly high bank of the Missouri River described above. 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 not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.
3. The attorney general shall approve the form of the instrument of conveyance. Section 2. 1. The governor is hereby authorized and empowered to sell, transfer, grant, or convey an easement over, on, or under property located in Cole County, Missouri, to the Heartland Port Authority of Central Missouri. The easement is more particularly described as follows:

Along with the right of ingress and egress over a strip of ground for an existing roadway known as No More Victims Road in Lots $2 \& 3$ of the Plat of Subdivision, Ewing Farm, as per plat of record in Plat Book 1, page 69, Cole County Recorder's Office, being situated in U.S. PRIVATE SURVEY NO. 2616 and in Fractional Section 19, Township 44 North, Range 10 West, more particularly described as follows:

From the northwest corner of the Northeast Fractional Quarter of Section 20 Township 44 North, Range 10 West; thence $52^{\circ} 22^{\prime} 44^{\prime \prime} \mathrm{W}$, along the Quarter Section Line, 1162.70 feet; thence $N 87^{\circ} 37^{\prime} 16^{\prime \prime} \mathrm{W}$, on direct line, 2452.07 feet to the northeasterly corner of the property described by deed of record in Book 460, page 169, Cole County Recorder's Office; thence, along the boundary of said property described in Book 460, page

169, the following courses: $574^{\circ} 30^{\prime} 25^{\prime \prime} \mathrm{W}, 1172.32$ feet;
 86.00 feet; thence leaving the boundary of said property described in Book 460, page 169 , $588^{\circ} 51^{\prime} 47 \mathrm{WW}$, 758.00 feet; thence $S 4^{\circ} 29^{\prime} 17{ }^{\prime \prime} \mathrm{E}, 766.46$ feet to a point 50 feet northerly of, measured at right angles to the center of an existing roadway, known as No More Victims Road and being the POINT OF BEGINNING for this description; thence $\mathrm{S} 3^{\circ} 00^{\prime} 30 \mathrm{NW}, 100.00$ feet to a point 50 feet southerly from, measured at right angles to the center of said roadway; thence westerly, parallel to the center of said roadway, the following courses: N8659'30"W, 480.89 feet; thence, on a curve to the right, having a radius of 1358.73 feet, an arc distance of 186.58 feet (the chord of said curve being N83으'27"W, 186.44 feet); thence, on a curve to the left, having a radius of 987.38 feet, an arc distance of 176.94 feet (the chord of said curve being
 feet; thence, on a curve to the left, having a radius of 3336.96 feet, an arc distance of 344.53 feet (the chord of said curve being S87039'05"W, 344.37 feet); thence $584^{\circ} 41^{\prime} 37$ "W, 154.13 feet; thence on a curve to the left, having a radius of 1628.82 feet, an arc distance of 96.99 feet (the chord of said curve being $\underline{\left.S 82^{\circ} 59^{\prime} 15 " W, ~ 96.98 ~ f e e t\right) ~ t h e n c e ~ S 81} 16^{\prime} 54 " W, 260.95$ feet; thence on a curve to the right, having a radius of 7773.26 feet, an arc distance of 362.27 feet (the

arc distance of 116.78 feet (the chord of said curve
 172.61 feet; thence on a curve to the left, having a radius of 7673.26 feet, an arc distance of 357.60 feet (the chord of said curve being N82 ${ }^{\circ} 3^{\prime \prime} 00^{\prime \prime} \mathrm{E}, 357.57$ feet); thence $N 81^{\circ} 16^{\prime} 54^{\prime \prime} \mathrm{E}, 260.95$ feet; thence on a curve to the right, having a radius of 1728.82 feet, an arc distance of 102.95 feet (the chord of said curve being N82ํ.59'15"E, 102.93 feet); thence N84․ 41'37"E, 154.13 feet; thence on a curve to the right, having a radius of 3436.96 feet, an arc distance of 354.85 feet (the chord of said curve being N87³ ${ }^{\prime}$ 年 $05^{\prime \prime} \mathrm{E}, 354.69$ feet); thence $S 89^{\circ} 23^{\prime} 27^{\prime \prime} \mathrm{E}, 84.67$ feet; thence continuing $S 8^{\circ} 23^{\prime} 27^{\prime \prime} \mathrm{E}, 14.08$ feet; thence on a curve to the right, having a radius of 1087.38 feet, an arc distance of 194.86 feet (the chord of said curve being
 left, having a radius of 1258.73 feet, an arc distance of 172.85 feet (the chord of said curve being
 feet to the POINT OF BEGINNING.
2. The commissioner of administration shall set the terms

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

Section 3. 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 property located in the City of Fulton, Callaway County, Missouri, which is more particularly described as follows: PROPERTY BOUNDARY DESCRIPTION - TRACT A Part of Block 3 of Martha T. Dyers Subdivision, as per plat of record in Plat Book P, page 83, Callaway County Recorder's Office, also being part of Lot 1 and part of Lot 3 of Block 89 of the New City Plat in the City of Fulton, as recorded in Plat Book 2, page 80, Callaway County Recorder's Office and also being part of the East Half of the Northwest Quarter of Section 16 , Township 47 North, Range 9 West, in the City of Fulton, Callaway County, Missouri, more particularly described as follows:

BEGINNING at the southeasterly corner of Lot 5 of Block 3 of said Martha T. Dyer's Subdivision, thence N870 $40^{\prime} 08^{\prime \prime} W$, along the southerly line of said Lot 5 and the westerly extension thereof, 317.56 feet to the southeasterly corner of Lot 22 of said Martha $T$. Dyer's Subdivision; thence continuing N87 $40^{\prime} 08^{\prime \prime W}$, along the southerly line of Lot 22 of said Martha T. Dyer's Subdivision, 277.32 feet to the easterly right-of-way line of a portion of state Street vacated by Bill No. 289, Ordinance No. 519, Dated April 10, 1923; thence N102'38"E, along said vacated and the existing
easterly right-of-way line of said State Street, 349.96
feet to the southwesterly corner of Lot 25 of Block 3 of said Martha T. Dyer's Subdivision; thence S87040'08"E, along the southerly line of said Lot 25 , 12.00 feet; thence $N 1^{\circ} 02^{\prime} 38^{\prime \prime} E$, parallel to the existing easterly right-of-way line of said State Street, 180.47 feet to the southerly right-of-way line of East 8th Street; thence $\mathrm{S} 87^{\circ} 1^{\prime} 02^{\prime \prime} \mathrm{E}$, along the southerly right-of-way line of East 8th Street, 588.68 feet to the westerly right-of-way line of Hillcrest Street (formerly known as Nolley Street); thence S1³9'41"W, along the westerly right-of-way line of Hillcrest Street, 525.18 feet to the point of beginning. Containing 7.19 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 not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.
3. The attorney general shall approve the form of the instrument of conveyance.

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, including all possibilities of reverter or reversionary interests, in property located in St. Francois County, Missouri. The property to be conveyed is more particularly described as follows:

Parcel 1: All of that part of Lots 89 and 92 of $F$. W. Rohland's Subdivision of U. S. Survey No. 2969, Township 35 North, Range 5 East, St. Francois County, Missouri, lying East of the City of Farmington Treatment Plant, North of the Treatment Plant access road, and West of property under private ownership. Containing approximately 46.17 acres, more or less. Also a tract of land situated in part of Lot 92 of F . W. Rohland's Subdivision, U. S. Survey 2969, Township 35 North, Range 5 East, St. Francois County, Missouri. Containing approximately 14.69 acres, more or less.

Parcel 2: Part of lots 84, 85, 86, 87, 93 and 96 of F.W. Rohland's subdivision of U.S. Survey 2969, township 35 north, range 5 east, more particularly described as: Beginning at the northeast corner of a tract of land recorded in deed book 585 at page 734 of the land records of $S t$. Francois county; thence along the north line of said tract north 86 degrees 15 minutes west, 800.96 feet to a point, said point being on the east right-of-way line of U.S. highway 67; thence along said right-of-way line north 03 degrees 45 seconds east, 1,554.90 feet to a point, thence leaving said right-of-way line south 82 degrees 17 minutes 10 seconds east, 2,953.41 feet to a stone at a fence corner; thence north 64 degrees 27 minutes 42 seconds east, 1,367.83 feet to a point; thence north 07 degrees

13 minutes east, 310.0 feet to a point; thence south 82 degrees 45 minutes east, 52.0 feet to a point on the west line of U.S. Survey 339; thence along said west line south 07 degrees 21 minutes 31 seconds west, 2,600.00 feet to a point; thence leaving said west line north 82 degrees 32 minutes 01 second west, $1,379.12$ feet to a point; thence in a straight line in a westerly direction to a point on the east line of a tract of land recorded in deed book 585 at page 734 , said point being located south 03 degrees 44 minutes 23 seconds west, 55.00 feet from the northeast corner of said tract; thence along the east line of said tract north 03 degrees 44 minutes 23 seconds east, 55.00 feet to the point of beginning, containing 156.35 acres, more or less.

Parcel 3: All that part of Lots 77, 79, 96, 97, 98, 99, 100 , 101, and 102 of R. W. Rohland's Subdivision of U. S. Survey No. 2969 now owned by the state of Missouri for State Hospital No. 4, and lying West of the West right-of-way line of U. S. Highway 67 and containing 165 acres, more or less, and more particularly described as follows:

A part of Lots Seventy-seven (77), Seventy-nine (79), Ninety-six (96), Ninety-seven (97), Ninety-eight (98), Ninety-nine (99), One Hundred (100), One Hundred and One (101) and One Hundred and Two (102) of F. W.

Rohland's Subdivision of U. S. Survey No. 2969, as recorded in Volume "F", Page 441, in the Recorder's Office of St. Francois County, Missouri, all being part of Township 35 North, Range 5 East, in St. Francois County, Missouri and being more particularly described as follows: Beginning at a stone being the Northeast corner of Lot No. 100 of said F. W. Rohland's Subdivision of U. S. Survey No. 2969; thence S. $7^{\circ} 17^{\prime}$ 20" West along the East line of Lot \#100 of said Rohland's Subdivision, 1561.64 feet to the Southeast corner of said Lot \#100; thence South 82 ${ }^{\circ} 17^{\prime} 10^{\prime \prime}$ East along the North line of Lot \#96 of said Rohland's Subdivision, 272.28 feet to the Westerly line of Missouri State Route 67; thence South 3 45' 00" West along the Westerly line of Missouri State Route 67, 2001.07 feet to a point on the centerline of the abandoned Missouri Pacific Railroad as per disclaimer deed in Book 698, Page 283 in the Recorder's Office of St. Francois County, Missouri; thence North 51 ${ }^{\circ}$ 46' $15^{\prime \prime}$ West along the centerline of said abandoned Missouri Pacific Railroad, 2946.80 feet; thence North $39^{\circ} 01^{\prime}$ 34" East 439.20 feet; thence South $50^{\circ} 58^{\prime \prime} 26^{\prime \prime}$ East along a southerly line of the L.V. McGee Property, 50.0 feet; thence North $39^{\circ} 01^{\prime} 34^{\prime \prime}$ East along the easterly line of said L.V. McGee Property and the extension thereof 172.00 feet to the centerline of Second Street; thence easterly along the centerline of second Street the following courses and distances; South 50 58' $26^{\prime \prime}$

East 125.77 feet; thence South $78^{\circ} 28^{\prime} 15 "^{\prime \prime}$ East 161.12 feet; thence North $81^{\circ} 03^{\prime} 45^{\prime \prime}$ East 264.70 feet; thence North $69^{\circ} 49^{\prime} 4^{\prime \prime}$ East 104.00 feet; thence North $66^{\circ}$ 45' 45" East 385.50 feet to a point on the easterly extension of the North line of Lots \#48 and \#49 of the Town of Delassus; thence leaving Second Street N. $51^{\circ}$ 42' 15" West along said extension and the North line of Lots \#48 and \#49 of Delassus, 1602.80 feet to the Northwest corner of Lot \#49 of Delassus; thence North $38^{\circ} 15^{\prime} 45^{\prime \prime}$ East along the westerly line of Lots "B" and "D" of Delassus, 578.94 feet to the North line of Lot \#101 of said Rohland's Subdivision; thence South $82^{\circ} 18^{\prime} 14^{\prime \prime}$ East along the North line of said Lot \#101, 557.52 feet to the Southwest corner of Lot \#79 of said Rohland's Subdivision; thence North $6^{\circ} 40$ ' 05" East along the westerly line of said Lot \#79, and the East line of a tract of land conveyed to Hues W. and Esther Pratt per deed of record in Book 260, Page 564, in the Recorder's Office of St. Francois County, Missouri, 986.85 feet to the northeasterly corner of said Pratt Tract; thence North $38^{\circ} 24^{\prime} 49 "^{\prime \prime}$ East 571.59 feet to the southerly line of Missouri State Rte. "W"; thence northeasterly along the southerly line of said Rte. "W", the following courses and distances North $66^{\circ} 29^{\prime}$ 30" East 190.16 feet; thence South $23^{\circ} 30^{\prime} 30^{\prime \prime}$ East 10.0 feet; thence North $66^{\circ} 29^{\prime} 30^{\prime \prime}$ East 99.33 feet; thence North $65^{\circ} 32^{\prime} 30^{\prime \prime}$ East 102.12 feet; thence South $24^{\circ} 27^{\prime} 30^{\prime \prime}$ East 20.0 feet; thence North $65^{\circ} 32^{\prime} 30^{\prime \prime}$

East 99.21 feet to the northwesterly corner of the Missouri State Highway Department maintenance tract; thence leaving said Rte. "W", South $24^{\circ} 27^{\prime} 30^{\prime \prime}$ East along the westerly line of said Highway Tract 606.30; thence North $65^{\circ} 26^{\prime}$ 55' East along the southerly line of said Highway Tract, 391.65 feet to the West line of Missouri State Rte. 67; thence South $4^{\circ} 06^{\prime} 20^{\prime \prime}$ East along the West line of said Rte. 67, 414.24 feet; thence South $03^{\circ} 4^{\prime}$, $00^{\prime \prime}$ West 999.18 feet to the North line of Lot \#95 of said Rohland's Subdivision; thence North $81^{\circ} 58^{\prime} 50^{\prime \prime}$ West along the North line of Lot \#95, 175.73 feet to the point of beginning, containing 168.49 acres, more or less. Legal description based upon a survey of State Hospital No. 4, Farmington, MO performed by Larry V. Bricky, Surveyor \#1188 in August, 1979.

Parcel 4: A part of Lots 92, 93, 96 and 97 of F. W. Rohland's Subdivision of U. S. Survey No. 2969 as recorded in Volume "F", Page 441, in the Office of the Recorder of Deeds of St. Francois County, Missouri, all in s Township 35 North, Range 5 East of the Fifth Principal Meridian, St. Francois County, Missouri, and more particularly described as follows: Commencing at the Northeast corner of said Lot 97 at an existing iron railroad rail monument and running thence North 7 degrees 06' 23" East, 32.12 feet along the East line of said Lot 96 to a point of beginning; and running thence

South 86 degrees 29' 00" East, 255.18 feet; thence South 3 degrees 31' 00" West, 1,091.40 feet; thence North 51 degrees 56' 46" West, 972.32 feet along the North right-of-way line of the Missouri Pacific Railroad; thence North 3 degrees $31^{\prime} 00 "$ East, 540.15 feet along the east right-of-way line of U. S. Highway No. 67; thence South 86 degrees 29' $00^{\prime \prime}$ East 545.78 feet to the point of beginning; said tract containing 15.000 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 not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.
3. The attorney general shall approve the form of the instrument of conveyance. Section 5. 1. The governor is hereby authorized and empowered to sell, transfer, grant, or convey an easement over, on, or under property located in St. Francois County, Missouri. The easement is more particularly described as follows:

Parcel 5: A permanent easement-for maintenance and construction to be fifteen (15) feet in total width, with five (5) feet to the right or west of the following described centerline and ten (10) feet to the left or east of the following described centerline. And, a temporary easement for use during construction to be twenty-five (25) feet in total width, and to extend no more than twenty (20) feet on either side of


A permanent easement for maintenance and construction to be fifteen (15) feet in width, with five (5) feet to the right or west of the following described centerline and ten (10) feet to the left or east of the following described centerline. And, a temporary easement for use during construction to be twenty-five (25) feet in width, with five (5) feet to the right or west of the following described centerline and twenty (20) feet to
the left or east of the following described centerline. Said centerline begins at a point on the north line of said Lot 96 , which is South $86^{\circ} 29^{\prime}$ East, 130.00 feet from the centerline of U. S. Highway No. 67, and runs thence South $3^{\circ} 31^{\prime} 00^{\prime \prime}$ West, 1,554.39 feet parallel to the centerline of said Highway 67 to a point of termination, which is on the North line of a 15.000 acre tract. The West line of this easement strip is contiguous with the East right-of-way line of said Highway 67.
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 not be limited to, the number of appraisals required and the time, place, and terms of the conveyance.
3. The attorney general shall approve the form of the instrument of conveyance.

Section 6. 1. The director of the department of natural resources is hereby authorized and empowered to sell, transfer, grant, convey, remise, release, and forever quitclaim to all interest of the department of natural resources in property located in ste. Genevieve County, Missouri, to the United States Department of the Interior, National Park Service. The property to be conveyed is more particularly descripted as follows: PARCEL ONE

All of that part of United States Survey No. 159 in City Block No. Nine (9) of the City of Ste. Genevieve, described as follows, to-wit: Begin at the North West
corner of said Block No. 9, thence South $6^{\circ} 25^{\prime}$ East, along Eastern line of Second Street, 192 feet and 9 inches, to the South West corner of said Survey No. 159; thence North $78^{\circ}$ East, 97 feet, along Southern line of said Survey to the South West corner of a part of said Survey owned by John L. Boverie; thence North $6^{\circ} 45^{\prime}$ West, 194 feet, more or less, along said Boverie's Western line to his North West corner on Southern line of Merchant Street; Thence along said Southern line of Merchant Street, South $77^{\circ} 10^{\prime}$ West, 96 feet and 6 inches, to the place of beginning; and being the same tract conveyed by deed recorded in Book 103 at Page 498 of the Ste. Genevieve County Missouri Land Records. And being the same parcel transferred to the department of natural resources at Book 191, Page 242 of Ste. Genevieve County Missouri land records. PARCEL TWO ALL THAT PART OF SURVEY 167 IN BLOCK NUMBER 15 IN THE CITY OF STE. GENEVIEVE, MISSOURI DESCRIBED AS FOLLOWS, TO-WIT: BEGINNING AT THE NORTHEAST CORNER OF SURVEY 167 AND RUNNING THENCE WITH THE WEST LINE OF SECOND STREET SOUTH 06 DEGREES 25 MINUTES EAST 116 FEET 08 INCHES TO THE PLACE OF BEGINNING OF PARCEL HEREIN DESCRIBED; CONTINUING THENCE SOUTH 06 DEGREES 25 MINUTES EAST 75 FEET 08 INCHES TO POINT FOR CORNER; THENCE SOUTH 78 DEGREES 15 MINUTES WEST 79.50 FEET TO POINT FOR CORNER; THENCE NORTH 13 DEGREES 45 MINUTES WEST 75 FEET 08 INCHES TO A STONE FOR CORNER; THENCE NORTH 78 DEGREES

15 MINUTES EAST 88 FEET 10 INCHES TO PLACE OF BEGINNING.


## PARCEL THREE

Part of U.S. Survey No. 352 in the City of Ste. Genevieve, Missouri Township 38 North Range 9 East of the Fifth Principal Meridian and being the same tract of land conveyed to Steven D. Mellies and Emily F. Mellies, his wife by deed recorded in Book 634, Page 60 in the Ste. Genevieve County, Missouri, land records and being more particularly described as follows: Beginning at a stone on the Southwest line of St. Marys Road, said stone being the most Northern corner of a tract of land conveyed to Lawrence A. Marler and Donna C. Marler, his wife by deed recorded in Book 455, Page

286 in the Ste. Genevieve County, Missouri, land records; thence South 28 degrees 39 minutes 37 seconds West along the Western boundary line of said Marler tract and the Northern boundary line of a tract of land conveyed to Joseph H. Oberle by deed recorded in Book 143, Page 593 in the Ste. Genevieve County, Missouri land records a distance of 112.29 feet to an iron pin; thence continuing along said Northern boundary line of said Oberle tract and the North line of a tract of land conveyed to Jack E. Oberle and Josi P. Oberle, his wife by deed recorded in Book 504, Page 1 in the Ste. Genevieve County, Missouri land records North 71 degrees 46 minutes 30 seconds West a distance of 59.20 feet to a drill steel at the Northwest corner of said Oberle tract recorded in Book 504, Page 1; thence continuing North 71 degrees 46 minutes 30 seconds West along the North line of a tract of land conveyed to Jack E. Oberle by deed recorded in Book 474, Page 333 in the Ste. Genevieve County, Missouri land records a distance of 69.97 feet to an iron pipe at the Northwest corner thereof, said iron pipe being the Northeast corner of a tract of land conveyed to William J. Hauck and Louise Hauck, his wife, by deed recorded in Book 353, Page 349 in the Ste. Genevieve County, Missouri land records; thence North 76 degrees 29 minutes 58 seconds West along the North line of said Hauck tract a distance of 32.98 feet to an angle iron, said angle iron being the Southeast corner of a tract of land
conveyed to Martin F. Radmer and Dorothy M. Radmer, his
wife by deed recorded in Book 224, Page 212 in the Ste.
Genevieve County, Missouri land records; thence North
10 degrees 57 minutes 08 seconds East along the East
line of said Radmer tract and the East line of a tract
of land conveyed to Daniel F. Herzog, a single person,
by deed recorded in Book 496, Page 66 in the Ste.
Genevieve County, Missouri land records a distance of
159.88 feet to an iron pin on the aforesaid Southwest
line of St. Marys Road, said iron pin being the
Northeast corner of said Herzog tract; thence South 59
degrees 08 minutes 02 seconds East along said Southwest
line of St Marys Road a distance of 207.65 feet to the
point of beginning, containing 0.56 acre and subject to
any easements, reservations or restrictions on record
or now in effect.

SUBJECT to a non-exclusive easement 12 feet in width for the purposes of a driveway as described in deed recorded in Book 634, Page 60 in the Ste. Genevieve County, Missouri land records.

ALSO, a non-exclusive easement for ingress and egress over the North 10 feet of the following described property: All that part of United States Survey No. 352 in the City of Ste. Genevieve, Missouri which is described as follows, to-wit: Beginning at the Southwest corner of said Survey No. 352, said corner
being the intersection of the East line of Hill Street with the North line of Seraphin Street. Thence with the East line of Hill Street, North 01 degree West 185 feet 6 inches to the Northwest corner of a lot heretofore sold to Benjamin Hauck, to the place of beginning of lot herein described. Continuing thence, with the East line of Hill Street, North 01 degree West 96 feet to the Southwest corner of a lot formerly belonging to Andrew W. Roth as is recorded in Book 97 at Page 400, Ste. Genevieve County land records. Thence North 89 degrees 60 feet 4 inches to a corner. Thence South 79 degrees East 60 feet to a corner which is the Southeast corner of a lot formerly conveyed to R.S. Webster as is recorded in Book 122 at page 436, Ste. Genevieve County land records. Thence South 71 degrees 30 minutes East 33 feet to a corner. Thence South 01 degree East 51 feet 8 inches to the Northeast corner of a lot formerly conveyed to Benjamin Hauck. Thence South 80 degrees 25 minutes West 152 feet 3 inches to the place of beginning.

Hereby intending to grant an easement over a driveway as set in Book 140 at Page 31 and in Book 183 at Page 649 of the land records of Ste. Genevieve County, Missouri. And being the same parcel transferred to the department of natural resources at Book 2017, Page 646 of Ste. Genevieve County Missouri land records. 2. The director of the department of natural resources
shall set the terms and conditions for the conveyance as the director deems reasonable. Such terms and conditions may include, but are not limited to, the number of appraisals required and the time, place, and terms of the conveyance.
3. The department's general counsel shall approve the form and the instrument of conveyance.

Section B. Because immediate action is necessary to convey certain state property the enactment of sections 4, 5, and 6 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 meaning of the constitution, and the enactment of sections 4, 5, and 6 of this act shall be in full force and effect upon its passage and approval.

