AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, ACCEPTING AUTUMN LANE INTO CITY INVENTORY

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS, TO WIT:

Section 1. The Board of Aldermen of the City of Osage Beach, Missouri, does hereby find and declare that it is in the best interest of the City to accept Autumn Lane into the City's street inventory as described in the attached Exhibit A.

Section 2. That the right-of-way described in Exhibit A being and the same is hereby accepted.

<u>Section 3</u>. That the City Clerk of Osage Beach, Missouri, is hereby authorized and directed to acknowledge this ordinance as deeds are acknowledged, and to cause this ordinance to be filed for record in the Recorder's Office in Camden County, Missouri.

<u>Section 4</u>. All ordinances or parts of ordinances in conflict with this ordinance are, in so much as they conflict with this ordinance, hereby repealed.

Section 5. That this ordinance shall be in full force and effect from and after its date of passage and approval by the Mayor.

READ FIRST TIME: February 2, 2023 READ SECOND TIME: February 2, 2023

I hereby certify that the above Ordinance No. 23.06 was duly passed on February 2, 2023, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 5 Nays: 0 Abstain: 0 Absent: 1

This Ordinance is hereby transmitted to the Mayor for his signature.

Approved as to form:

Edward B. Rucker, City Attorney

Muller of

Date

I hereby approve Ordinance No. 23.06.

Michael Harmison, Mayor

ATTEST:

Tara Berreth City Clerk

EXHIBIT A

Recorded in Camden County, Missouri

Recording Date/Time: 04/25/2022 at 03:12:56 PM

Book: 870

Page: 386

Type: EAS Peges: 8

ee: \$81.00 N 20220008073

CITY OF OBAGE BEACH



THIS DEED made and entered into this 22 day of Merch, 2022, by and between Ronald Edward Waddell, whose address is 1201 Greenwood Circle, Osage Beach, MO 65065, (GRANTOR), and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part. (Mailing address of said party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.) (GRANTEE).

Witnesseth, that the Grantor, for and in consideration of the sum of One Dollar (\$1.00), paid by the said Grantee, the receipt of which is hereby acknowledged, does by these presents Grant, Bargain, Sell and Convey unto the said Grantee, A Perpetual Non-Exclusive Easement for the following purposes:

a permanent Drainage Easement to perform grading activities and construct drainage structures, facilities, pipelines, and appurtenances thereto, and alter the lands within the easement for the purpose of drainage, storing, redirecting, detaining, and transferring water over, under, and upon the easement area as required to provide drainage as necessary, with right of way of ingress and egress to and from the same, on, over, and under the following described lands laying in CAMDEN COUNTY, MISSOURI, to-wit:

(See Exhibit A attached hereto and incorporated herein by reference)

The drainage easement area depicted and described on Exhibit A attached hereto, such land is part of a larger tract of land being recorded in Book 863 and Page 32, situated in the County of Camden and State of Missouri.

together with a temporary construction easement as shown to be used for the initial installation of the main located on either or both sides of the perpetual non-exclusive easement together with the right of ingress to and egress from the perpetual non-exclusive easement and temporary construction easement or the premises of the **Grantor** adjoining the perpetual non-exclusive easement and temporary construction easement and the right of traveling over said perpetual non-exclusive easement and temporary construction easement for the purpose of gaining ingress to and egress from the rights of way or easements owned by the **Grantee**

רוני הראלי RONI HARELI

Page 1 of 4

Rould E. Waddell

Recording Date/Time: 04/25/2022 at 03:12:4

Book:

Page: 376

Peges 870.00 N 20220006073

CITY OF OBAGE BEACH

Missouri Warranty Deed

This indenture, made on the 9th day of November between Bonita Green, of the State of Missouri parties of the first part, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part. (Mailing address of said party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.)

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the county of Camden and State of Missouri, to-wit:,

An undivided one-half interest as tenants in common in Lot C. as designated on the Plat of a division of Lots 7 thru 9, in Lake Center Subdivision Number 1 from a survey made October 6, 1965 and more particularly described as follows; That part of Lots 8 and 9 of Lake Center Subdivision No. 1, described as follows:

From the intersection of the North line of Lot 9 of said Lake Center Subdivision No. 1 and the centerline of road, run South 7 degrees 30 minutes West along the centerline of said road 78.6 feet for the place of beginning; thence leaving the road South 83 degrees 59 minutes East 149.6 feet to an iron pin set near the shoreline of the Lake of the Ozarks; thence along the shoreline South 4 degrees 23 minutes East 75.0 feet; thence leaving the shoreline North 84 degrees 21 minutes West 165.3 feet to the point on the tangent of a 6 degree curve to the left; thence along the tangent and semi-tangent of said curve North 7 degrees 30 minutes East 75.0 feet to the place of beginning. Intending to convey all land to the variable waters edge on the Lake of the Ozarks, Together with all improvements thereon;

do hereby in the consideration of the sum of ten and no/100 dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain and sell, convey and confirm, unto the said party of the second part, its successors, heirs and assigns,

Recording Date/Time: 04/25/2022 at 03:12:45

Book:

870

Page: 375

DEED Type:

Peges:

\$35.00 8 20220005073

CITY OF OSAGE BEACH

RIGHT OF WAY CONVEYANCE

This indenture

made and entered into this $\iint \frac{d\gamma}{dx} dx$ day of November, 2021, by and between

Donna I. Loghry, a single person, of the State of Missouri, party of the first part, Grantor, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part, whose mailing address is City of Osage Beach, 1000 City Parkway, Osage Beach, Missouri 65065, Attn. City Clerk, Grantee.

Witnesseth, that the said parties (party) of the first part, owners (owner) of the following described real estate, lying, being and situated in the County of Camden and State of Missouri, to-wit:

Sect:04 Township:39N Range:16W Lake CENTER SUBDIVISION #1 (0) LOT 33

do hereby in consideration of the sum of Ten and no/100 Dollars, and other valuable considerations, to them (him) (her) paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain, remise, release, quitclaim, convey and confirm, unto the said party of the second part, its successors, heirs and assigns, any and all right, title or interest they (he) (she) may have or to which it may be entitled by common law, statute or subdivision plat in any portion of the road known as Autumn Lane set out as illustrated in Exhibit "A" attached hereto which abuts the above described property and is set out in the Plat of Lake Center Subdivision No.1, duly recorded with the Camden County Recorder of Deeds at Book 5, Page 22.

To have and to hold the premises aforesaid, with all and singular rights, privileges, appurtenances and immunities hereto belonging, or in anywise appertaining, unto the said party of the second part and unto its successors, heirs and assigns forever, so that neither Grantor(s) nor their (his) (her) heirs or assigns, nor any other person or persons, for whom or in whose name or behalf, will hereinafter claim or demand any right or title to the described premises or any part thereof, but they and each of them shall, by these presents, be excluded and forever barred. The said first parties (party) hereby covenanting that they are lawfully seized of a duly created interest in the premises herein conveyed, that they (he) (she) have (has) good right to convey the same, that said premises are free and clear of any encumbrances done or suffered by them (him) (her) or those under whom they (he) (she) claim.

Recording Date/Time: 04/25/2022 at 03:12:47

870

Page: 377

DEED Type:

Peges:

Book:

\$35.00 8 20220006073

CITY OF OBAGE BEACH



RIGHT OF WAY CONVEYANCE

This indenture made and entered into this /c day of November, 2021, by and between David L. Zerrer and Paula K. Zerrer, Trustees of the David L. Zerrer and Paula K. Zerrer Revocable Living Trust u/t/a dated June 7, 2014, of the State of Missouri, parties of the first part, Grantors, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part, whose mailing address is City of Osage Beach, 1000 City Parkway, Osage Beach, Missouri 65065, Attn. City Clerk, Grantee.

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the County of Camden and State of Missouri, to-wit:

Lot Ten (10) in the LAKE CENTER SUBDIVISION NO. ONE (1), County of Camden, State of Missouri, thereof on file and of record in Plat Book 5, Page 22. Camden County Records.

And

All that part of Lot 29 in Lake Center Subdivision No. 1, described as follows: Commencing at the intersection of the 660 foot contour elevation line of the Lake of the Ozarks, and the South Line of said Lot 29; thence West along the South Line of said Lot 29, a distance of 56.8 feet to the East right of way of the subdivision road; thence in a northerly direction along said East right of way of subdivision road, a distance of 40 feet; thence East parallel to the South Line of said Lot 29 to and intersecting the 660 foot contour elevation line of the Lake of the Ozarks; thence in a generally southerly direction along said 660 foot contour elevation line to the point of beginning. All according to the plat thereof of said subdivision on file and of record in Plat Book 5, page 22, Recorder's Office of Camden County, Missouri:

do hereby in consideration of the sum of Ten and no/100 Dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain, remise, release, quitclaim, convey and confirm, unto the said party of the second part, its successors, heirs and assigns, any and all right, title or interest the trust may have or to which it may be entitled by common law, statute or subdivision plat in any portion of the road known as Autumn Lane set out as illustrated in Exhibit "A" attached hereto which abuts the above described property and is set out in the Plat

Recording Date/Time: 04/25/2022 at 03:12:48 PM

Book: 870 Paga: 378

Type: EASE Pegee: 4

Fee: \$33.00 \$ 20220006073

CITY OF OSAGE BEACH



EASEMENT DEED

THIS DEED made and entered into this John day of Missouri, party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.) (GRANTEE).

Witnesseth, that the Grantor, for and in consideration of the sum of One Dollar (\$1.00), paid by the said Grantee, the receipt of which is hereby acknowledged, does by these presents Grant, Bargain, Sell and Convey unto the said Grantee, A Perpetual Non-Exclusive Easement for the following purposes:

a permanent Drainage Easement to perform grading activities and construct drainage structures, facilities, pipelines, and appurtenances thereto, and alter the lands within the easement for the purpose of drainage, storing, redirecting, detaining, and transferring water over, under, and upon the easement area as required to provide drainage as necessary, with right of way of ingress and egress to and from the same, on, over, and under the following described lands laying in CAMDEN COUNTY, MISSOURI, to-wit:

(See Exhibit A attached hereto and incorporated herein by reference)

The drainage easement area depicted and described on Exhibit A attached hereto, such land is part of a larger tract of land being recorded in Book 430 and Page 624 situated in the County of Camden and State of Missouri.

together with a temporary construction easement as shown to be used for the initial installation of the facilites located on either or both sides of the perpetual non-exclusive easement together with the right of ingress to and egress from the perpetual non-exclusive easement and temporary construction easement or the premises of the **Grantor** adjoining the perpetual non-exclusive easement and temporary construction easement and temporary construction easement for the purpose of gaining

Recording Date/Time: 04/25/2022 at 03:12:49 PM

Book: 870

Page: 379

Type: DEED Peges: 3

Fee: \$30,00 8 20220006073

CITY OF OBAGE BEACH



RIGHT OF WAY CONVEYANCE

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the County of Camden and State of Missouri, to-wit:

Lot 29 in Lake Center Subdivision #1, except that part heretofore conveyed to Leo Vaughn and Betty Vaughn and described as follows: All of Lot 31 in Lake Center Subdivision #1 and that part of Lot 29 in Lake Center Subdivision #1, described as follows: Commencing at the Intersection of the 660 foot contour elevation line of the Lake of the Ozarks, and the South line of said Lot 29, a distance of 56.8 feet to the East right of way of the Subdivision road; thence in a Northerly direction along said East right of way line of Subdivision road a distance of 40 feet; thence East parallel to the South line of said Lot 29 to and intersecting the 660 foot contour elevation line of the Lake of the Ozarks; thence in a general Southerly direction along said 660 foot contour elevation line to a point of beginning; together with all improvements thereon consisting of a four room frame home in Camden County, Missouri.

do hereby in consideration of the sum of Ten and no/100 Dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain, remise, release, quitclaim, convey and confirm, unto the said party of the second part, its successors, heirs and assigns, any and all right, title or interest they may have or to which it may be entitled by common law, statute or subdivision plat in any portion of the road known as Autumn Lane set out as illustrated in Exhibit "A" attached hereto which abuts the above described property and is set out in the Plat of Lake Center Subdivision No.1, duly recorded with the Camden County Recorder of Deeds at Book 5, Page 22.

To have and to hold the premises aforesaid, with all and singular rights, privileges, appurtenances and immunities hereto belonging, or in anywise appertaining, unto the said party of the second part and unto its successors, heirs and assigns forever, so that neither Grantor(s) nor their heirs or assigns, nor any other person or persons, for whom or in whose name or behalf, will hereinafter claim or demand any right or title to the described premises or any part thereof, but they and each



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Page: 380

Book: 870

Type: EASE Pages: 4

Fee: \$33.00 8 20220006073

CITY OF OSAGE BEACH



EASEMENT DEED

THIS DEED made and entered into this _____ day of MANCH___, 2022by and between Timothy M. McLaren and Cathy A. McLaren, whose address is 1195 Greenwood Circle, Osage Beach, MO 65065, (GRANTOR), and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part. (Mailing address of said party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.) (GRANTEE).

Witnesseth, that the Grantor, for and in consideration of the sum of One Dollar (\$1.00), paid by the said Grantee, the receipt of which is hereby acknowledged, does by these presents Grant, Bargain, Sell and Convey unto the said Grantee, A Perpetual Non-Exclusive Easement for the following purposes:

a permanent Drainage Easement to perform grading activities and construct drainage structures, facilities, pipelines, and appurtenances thereto, and alter the lands within the easement for the purpose of drainage, storing, redirecting, detaining, and transferring water over, under, and upon the easement area as required to provide drainage as necessary, with right of way of ingress and egress to and from the same, on, over, and under the following described lands laying in CAMDEN COUNTY, MISSOURI, to-wit:

(See Exhibit A attached hereto and incorporated herein by reference)

The drainage easement area depicted and described on Exhibit A attached hereto, such land is part of a larger tract of land being recorded in Book 819 and Page 478, situated in the County of Camdon and State of Missouri.

together with a temporary construction easement as shown to be used for the initial installation of the main located on either or both sides of the perpetual non-exclusive easement together with the right of ingress to and egress from the perpetual non-exclusive easement and temporary construction easement or the premises of the **Grantor** adjoining the perpetual non-exclusive easement and temporary construction easement and temporary construction easement for the purpose of gaining ingress to and egress from the rights of way or easements owned by the **Grantee**

Recording Date/Time: 04/25/2022 at 03:12:51 PM

Page: 381

Book: 870

WD

Pages: 8

Fee: \$45.00 8 20220005073

CITY OF OSAGE BEACH



Missouri Warranty Deed

This indenture, made on the 24 day of MARCH. 2021 by and between Michelle R Spencer, Dawn Spencer Rayoum & Tina Spencer Ryan, of the State of Missouri parties of the first part, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part. (Mailing address of said party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.)

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the county of Camden and State of Missouri, to-wit:,

All of Lot Thirty-One (31) in Lake Center Subdivision #1, and that part of Lot Twenty-nine (29) in Lake Center Subdivision #1, described as follows:

Commencing at the intersection of the 660 foot contour elevation line of the Lake of the Ozarks, and the South line of said Lot Twenty nine, thence West along the South line of said Lot Twenty nine a distance of 56.8 feet to the East right-of-way of the subdivision road; thence in a Northerly direction along said East right-of-way line of Subdivision road a distance of 40 feet; thence East parallel to the South Line of said Lot Twenty-nine to and intersecting the 660 foot contour elevation line of the Lake of the Ozarks; thence in a general Southerly direction along said 660 foot contour elevation line to the point of beginning. All according to the plat thereof of said subdivision on file and of record in the Office of the Recorder of Deeds for Camden County, Missouri.

Subject to all restrictions reservations, conditions, easements and exceptions of record.

do hereby in the consideration of the sum of ten and no/100 dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain and sell, convey and confirm, unto the said party of the second part, its successors, heirs and assigns,

Recording Date/Time: 04/25/2022 at 03:12:52

870 Book:

Page: 382

WD Type: Pages:

\$39.00 8 20220008073

CITY OF OSAGE BEACH

Missouri Warranty Deed

This indenture, made on the 2 day of Mensules. 2021 by and between Renato N Tomasella & Carol A Tomasella, trustees of the Renato N. Tomasella and Carol A. Tomasella Revocable Living Trust dated May 7, 1992 of the State of Missouri parties of the first part, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part. (Mailing address of said party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.)

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the county of Camden and State of Missouri, to-wit:,

Lot D, as designated on the plat of a division of Lots 7 thru 9 of Lake Center Subdivision No. 1, a subdivision in Camden County, Missouri, according to the plat thereof on file and of record at Plat Book 5, Page 22, Camden County Recorder's office, from a survey made October 6, 1965, and more particularly described as follows:

That part of Lot 9 of Lake Center Subdivision No.1, described as follows:

From the intersection of the North line of Lot 9 of said subdivision and the centerline of a road for the point of beginning; thence run South 83 degrees 25 minutes East a distance of 122.9 feet to an iron pin set neat the shoreline of the Lake of the Ozarks; thence along the shoreline South 11 degrees 23 minutes East 80.1 feet; thence leaving the shoreline North 83 degrees 59 minutes West 149.6 feet to a point on the tangent of a 6 degree curve to the left; thence along the tangent and semi-tangent of said curve North 7 degrees 30 minutes East 78.6 feet to the place of beginning. Intending to convey all land to the variable waters edge of the Lake of the Ozarks...

Recording Date/Time: 04/25/2022 at 03:12:53 PM

Book: 870

Page: 383

Type: WD Pages: 4

Fee: \$33.00 8 20220008073

CITY OF OBAGE BEACH



Missouri Warranty Deed

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the county of Camden and State of Missouri, to-wit:,

All of Lots 26 and 27 of Lake Center Subdivision No. 1, a subdivision in Camden County, Missouri, according to the plat thereof recorded in Plat Book 5, Page 22 in the Office of the Recorder of Deeds, Camden County, Missouri.

do hereby in the consideration of the sum of ten and no/100 dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain and sell, convey and confirm, unto the said party of the second part, its successors, heirs and assigns.

Recording Date/Time: 04/25/2022 at 03:12:54 PM

Page: 384

Book: 870

Type: WD Peges: 8

Fee: \$39.00 8 20220006073

CITY OF OBAGE BEACH



Missouri Warranty Deed

This indenture, made on the State of Meyember. 2021 by and between Tyler W. Franz (Deceased) and Dwain W Franz (Deceased) and Linda D Franz, of the State of Missouri parties of the first part, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part. (Mailing address of said party of the second part is: (City of Osage Beach, Attn. City Clerk, 1000 City Parkway, Missouri 65065.)

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the county of Camden and State of Missouri, to-wit:.

All of Lot No. 25 of Lake Center Subdivision No. 1, a subdivision in Camden County, Missouri, according to the plat thereof on file and of record at Plat Book 5, page 22, Camden County Recorder's Office.

Subject to all easement, restrictions, reservations and conditions of record and to all existing roads and power lines, whether of record or not.

do hereby in the consideration of the sum of ten and no/100 dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain and sell, convey and confirm, unto the said party of the second part, its successors, heirs and assigns,

Recording Date/Time: 04/25/2022 at 03:12:55

Book: 870

Page: 385

Type: DEED Pages: 3

Fee: \$30.00 8 20220005073

CITY OF OBAGE BEACH



RIGHT OF WAY CONVEYANCE

This indenture, made and entered into this 28 day of September, 2021, by and between David L. Zerrer and Paula K. Zerrer, Trustees of the David L. Zerrer and Paula K. Zerrer Revocable Living Trust u/t/a dated June 7, 2014, of the State of Missouri, parties of the first part, Grantors, and City of Osage Beach, of the County of Camden, State of Missouri, party of the second part, whose mailing address is City of Osage Beach, 1000 City Parkway, Osage Beach, Missouri 65065. Attn. City Clerk, Grantee.

Witnesseth, that the said parties of the first part, owners of the following described real estate, lying, being and situated in the County of Camden and State of Missouri, to-wit:

Lot Ten (10) in the LAKE CENTER SUBDIVISION NO. ONE (1), County of Camden, State of Missouri, thereof on file and of record in Plat Book 5, Page 22, Camden County Records.

And

All that part of Lot 29 in Lake Center Subdivision No. 1, described as follows: Commencing at the intersection of the 660 foot contour elevation line of the Lake of the Ozarks, and the South Line of said Lot 29; thence West along the South Line of said Lot 29, a distance of 56.8 feet to the East right of way of the subdivision road; thence in a northerly direction along said East right of way of subdivision road, a distance of 40 feet; thence East parallel to the South Line of said Lot 29 to and intersecting the 660 foot contour elevation line of the Lake of the Ozarks; thence in a generally southerly direction along said 660 foot contour elevation line to the point of beginning. All according to the plat thereof of said subdivision on file and of record in Plat Book 5, page 22, Recorder's Office of Camden County, Missouri;

do hereby in the consideration of the sum of Ten and no/100 Dollars, and other valuable considerations, to them paid by the said party of the second part, and the receipt of which is hereby acknowledged, do by these presents, grant, bargain, remise, release, quitclaim, convey and confirm, unto the said party of the second part, its successors, heirs and assigns, any and all right, title or interest the trust may have or to which it may be entitled by common law, statute or