

1 An Ordinance authorizing and directing the Mayor and the Comptroller of the City of  
2 Saint Louis to execute, upon receipt of and in consideration of the sum of One Dollar  
3 (\$1.00), and other good and valuable consideration, a permanent, irrevocable  
4 Easement, which shall give, grant, extend and confer on the Metropolitan St. Louis  
5 Sewer District, its agents, successors, and assigns, the exclusive right to build and  
6 maintain an above-ground sewer facility, sewer or sewers, and appurtenances on  
7 various strips of ground in City Blocks 4119, 4651, and 4784E, and containing an  
8 emergency clause.

9 **BE IT ORDAINED BY THE CITY OF SAINT LOUIS AS FOLLOWS:**

10 SECTION ONE. The Mayor and Comptroller of the City of Saint Louis are  
11 hereby authorized and directed to execute a permanent, irrevocable Easement,  
12 attached hereto as Exhibit "A" which shall give, grant, extend and confer on the  
13 Metropolitan St. Louis Sewer District, its agents, successors, and assigns, the exclusive  
14 right to build and maintain an above-ground sewer facility, sewer or sewers, and  
15 appurtenances on various strips of ground in City Blocks 4119, 4651, and 4784E.

16 SECTION TWO. The passage of this ordinance being deemed necessary for  
17 the preservation of the public peace, health, and safety, it is hereby deemed to be an  
18 emergency measure within the meaning of Sections 19 and 20 of Article IV of the  
19 Charter of the City of Saint Louis, and shall become effective upon its passage and  
20 approval by the Mayor.

Exhibit "A"

## **EASEMENT**

TO WHOM IT MAY CONCERN:

KNOW ALL MEN BY THESE PRESENTS. That the City of St. Louis, a municipal corporation of the State of Missouri, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to it in hand paid by the Metropolitan St. Louis Sewer District, the receipt of which is hereby acknowledged, does hereby give, grant, extend, and confer on the Metropolitan St. Louis Sewer District the exclusive right to build and maintain an above-ground sewer facility, sewer or sewers, and appurtenances on the strip or strips of ground described as shown hachured on the attached "Easement Plat" marked Exhibit "A" and made a part hereof. The Metropolitan St. Louis Sewer District may from time to time enter upon said premises to construct, reconstruct, maintain, or repair the aforesaid above-ground facility, sewers, and appurtenances, and may assign its rights herein to the State, County, City, or other political subdivisions of the State. The easement(s) hereby granted is(are) irrevocable and shall continue forever.

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IN WITNESS WHEREOF, the said City of St. Louis, a municipal corporation of the State of Missouri, has caused these presents to be signed by its Mayor and Comptroller this \_\_\_\_\_ day of \_\_\_\_\_ 2005.

CITY OF ST. LOUIS

BY: \_\_\_\_\_  
Francis G. Slay  
Mayor

BY: \_\_\_\_\_  
Darlene Green  
Comptroller

Approved as to form:

\_\_\_\_\_  
Patricia A. Hageman  
City Counselor

Attest:

\_\_\_\_\_  
Parrie L. May  
City Register



## Exhibit "A"

### Permanent Sewer Easement:

Permanent sewer easements of varying width in Ellendale Park as established by City of St. Louis Ordinance 35159; and amended by Ordinance 50014 & 50220, in City Blocks 4119, 4651 and 4784E, said permanent sewer easements being more particularly described as follows:

#### Permanent Sewer Easement No. 1:

Beginning at the intersection of the southwesterly line of Arsenal Street (width varies) and the northwesterly line of River Des Peres Drainage Works (120' wide) as established by City of St. Louis Ordinance 32986; thence southerly along the northwesterly line of said River Des Peres Drainage Works South 36° 13' 35" West a distance of 808.60 feet to the northeasterly line of Canterbury Avenue (50' wide); thence along the northeasterly line of said Canterbury Avenue North 53° 46' 25" West a distance of 20.00 feet to a point; thence departing the northeasterly line of said Canterbury Avenue North 36° 13' 35" East a distance of 577.27 feet to a point; thence North 13° 44' 08" West a distance of 236.41 feet to Point "A", on the Southwesterly line of the aforementioned Arsenal Street; thence along said Southwesterly line of Arsenal Street South 82° 42' 35" East a distance of 16.07 feet to a point; thence departing the southwesterly line of Arsenal Street South 13° 44' 08" East a distance of 218.04 feet to a point; thence North 36° 13' 35" East a distance of 210.30 feet to the southwesterly line of the aforementioned Arsenal Street; thence along the southwesterly line of said Arsenal Street South 57° 52' 05" East a distance of 20.05 feet to the POINT OF BEGINNING.

#### Permanent Sewer Easement No. 2:

Commencing at the aforementioned Point "A" thence North 82° 42' 35" West a distance of 24.10 feet to the southeasterly line of City Block 4784E; thence along the southeasterly line of said City Block 4784E North 08° 27' 55" East a distance of 80.02 feet to the POINT OF BEGINNING of the herein described Permanent Sewer Easement No. 2; thence North 13° 31' 18" West a distance of 124.09 feet to a point;

thence along a curve to the right having a radius of 1007.50' an arc distance of 81.09 feet and having a chord distance of 81.07 feet with a bearing of North 11° 25' 47" West to a point on the northeasterly line of aforementioned City Block 4784E; thence along the northeasterly line of said City Block 4784E South 83° 01' 07" East a distance of 15.62 feet to a point; thence departing the northeasterly line of said City Block 4784E along a curve to the left having a radius of 992.50 feet, an arc distance of 75.55 feet and having a chord distance of 75.53 feet with a bearing of South 11° 33' 17" East to a point; thence South 13° 44' 08" East a distance of 106.98 feet to the northeasterly line of aforesaid Arsenal Street; thence along the northeasterly line of said Arsenal Street North 82° 42' 35" West 7.85 feet to the southeasterly line of aforementioned City Block 4784E; thence along the southeasterly line of said City Block 4784E South 08° 27' 55" West a distance of 21.55 feet to the POINT OF BEGINNING.