

**AN ORDINANCE VACATING A CERTAIN PORTION OF EAST JEFFERSON STREET LOCATED IN THE CITY OF JACKSON, MISSOURI; SPECIFICALLY DESCRIBING SAID STREET; TRANSFERRING TITLE OF SAID AREA TO OWNERS OF RECORD; AUTHORIZING TRANSFER OF SAID AREA; AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.**

WHEREAS, The Roman Catholic Diocese of Springfield – Cape Girardeau has requested vacation of the following described area in the City of Jackson, Missouri, to-wit:

A Part of United States Private Survey No. 527, Township 31 North, Range 12 East of the Fifth Principal Meridian, City of Jackson, County of Cape Girardeau, State of Missouri, Being More Particularly Described as Follows:

Beginning at the Southwest corner of Lot No. 43 of the Original Town of Jackson, Missouri as recorded in the land records of the County Recorder's Office in Plat Book No. 1 at Page No. 21, said point also being the intersection of the North right of way line of E. Jefferson Street and the East right of way line of S. Hope Street; Thence S 82° 37' 29" E, 296.98 feet along the North right of way line of said E. Jefferson Street to the Southeast corner of Lot No. 127 of the aforementioned Original Town of Jackson, Missouri, said point also being the intersection of the North right of way line of E. Jefferson Street and the West right of way line of S. Ohio Street; Thence S 07° 26' 00" W, 49.50 feet along the West right of way line of S. Ohio Street to the Northeast corner of Lot No. 128 of the aforementioned Original Town of Jackson, Missouri, said point also being the intersection of the South right of way line of E. Jefferson Street and the West right of way line of S. Ohio Street; Thence N 82° 37' 29" W, 297.12 feet along the South right of way line of E. Jefferson Street to the Northwest corner of Lot No. 144 of the aforementioned Original Town of Jackson, Missouri, said point also being the intersection of the South right of way line of E. Jefferson Street and the East right of way line of S. Hope Street; Thence N 07° 35' 33" E, 49.50 feet along the East right of way line of S. Hope Street, to the point of beginning, containing 0.34 acres more or less.

and,

WHEREAS, the Board of Aldermen of the City of Jackson, Missouri, deems it in the best interest of the City of Jackson, Missouri, that said areas be vacated.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF JACKSON, MISSOURI, AS FOLLOWS:

Section 1. That the Mayor and Board of Aldermen have determined that the portion of the street right-of-way more particularly described above and known as East Jefferson Street should be vacated in accordance with the provisions hereof.

Section 2. That the Mayor and Board of Aldermen have determined that the following named entity may be affected by the vacation: the Roman Catholic Diocese of Springfield – Cape Girardeau.

Section 3. That the Mayor and Board of Aldermen have determined that no actual damages shall accrue to any individual, firm or corporation as a result of said vacation.

Section 4. That the adjacent property owner is the Roman Catholic Diocese of Springfield – Cape Girardeau and it has notice indicating the City's intent to vacate a portion of East Jefferson Street in the City of Jackson, Missouri, as described above.

Section 5. That notice was given that the City of Jackson, Missouri, would consider a request to vacate a portion of East Jefferson Street in the City of Jackson, Missouri, as described above by publication in The Cash-Book Journal, a weekly newspaper of general circulation in the County of Cape Girardeau, Missouri, on Wednesday, May 16, 2018. That said notice announced a public hearing for 6:00 p.m. on Monday, June 4, 2018.

Section 6. That a public hearing was held as scheduled before the Board of Aldermen on Monday, June 4, 2018, at 6:00 p.m.

Section 7. That with due consideration the Mayor and Board of Aldermen do hereby vacate that portion of the street right-of-way known as East Jefferson Street and more particularly described above in accordance with the provisions hereof.

Section 8. That the City of Jackson, Missouri, retains the right through its properly granted and accepted Utility Easement Deed to construct, maintain, repair, replace and operate general utilities

and services of whatsoever kind and necessary appurtenances thereto, over, upon, across, under, in and through the area vacated.

Section 9. That in accordance with the laws of the State of Missouri, upon vacation of the street set forth herein, title to the land herein vacated shall pass to the abutting property owners.

Section 10. That the City Clerk of the City of Jackson, Missouri, is hereby ordered to record a copy of this ordinance on effective date hereof with the Recorder of Deeds of Cape Girardeau County, Missouri.

Section 11. That this ordinance shall take effect and be in force from and after its passage and approval.

FIRST READING: September 3, 2024.

SECOND READING: September 3, 2024.

PASSED AND APPROVED this 3rd day of September, 2024, by a vote of \_\_\_\_\_ ayes, \_\_\_\_\_ nays, \_\_\_\_\_ abstentions and \_\_\_\_\_ absent.

CITY OF JACKSON, MISSOURI

(SEAL)

BY: \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in Jackson, Missouri, the day and year first above written.

Notary Public