

ADAIR COUNTY COMMISSION MINUTES
WEDNESDAY, JUNE 23, 2021
22ND DAY APRIL ADJOURNED

The Adair County Commission convened at 8:30 a.m. on June 23, 2021, in the Courthouse at Kirksville. All Commissioners were present.

At 1:30 p.m., the Commission met with David and Laura Anderson to enter into an agreement with the David and Laura Anderson Family Trust through its Trustees (Grantors). In the agreement, the Grantors grant to Adair County an exclusive easement to occupy and use the Right-of-Way for all purposes that are within the powers of the County to exercise related to roads and rights-of-way in Adair County, Missouri. ORDER No. 23, as listed below, details the proposed right of way description involving the intersection of Trinity Way and Burns Way in Adair County, Missouri. The document was signed by David Anderson and Laura Anderson as Trustees for the family trust. The document will be recorded by the Adair County Recorder of Deeds and will be on file in the office of the County Clerk.

At 2:30 p.m., the Commission reviewed the E-911 Joint Services Agreement presented to them by Larry Burton, Chief Executive Officer of the Adair County Ambulance District, on June 14, 2021. Commissioner Thompson moved to accept the document as "temporary" as the E-911 board continued with their strategic plan. Commissioner King seconded the motion. Presiding Commissioner Shahan concurred. All voted in favor of the motion. This temporary document was signed by all participating entities in 2020 except the County Commission. The Commission needed to approve the 2020 plan before changes could be addressed in the 2021 document.

At 3:00 p.m., the Commission met with Suzanne Summers of the Public Defenders Office to approve a lease for property located at 905 E. George Street in Kirksville. Section 600.040 of the Missouri Revised Statutes requires counties to provide office space for Public Defenders. The counties of Adair, Schuyler, Scotland, and Knox comprise Area 02 that is served by the Public Defender's Office. Each county is responsible for a portion of the rent using the 2020 population census to determine the pro rate share of each county. The lease will now be \$1700 per month, an increase of \$2400 per year over the current contract. The lease is between Crist Properties, LLC and all counties served by the Area 02 Public Defender's Office. The contract will begin July 1, 2021, and end June 30, 2031, for a period of ten years.

Commissioner Thompson moved to accept the new lease agreement with Crist Properties, LLC. Commissioner King seconded the motion. Presiding Commissioner Shahan concurred. All voted in favor of the motion. A fully executed copy (by all counties) will be on file in the Adair County Clerk's Office.

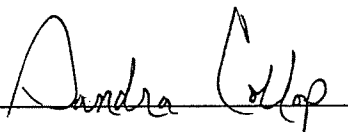
The Adair County Commission adjourned at 4:00 p.m. on June 23, 2021.

Unscheduled Public Walk-Ins and other Non-Agenda Items for Wednesday, June 23, 2021:

None

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ATTEST:



County Clerk




Presiding Commissioner, Mark Shahan
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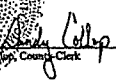
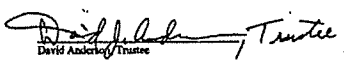
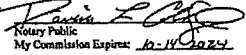

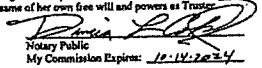
ADAIR COUNTY COMMISSION MINUTES

WEDNESDAY, JUNE 23, 2021

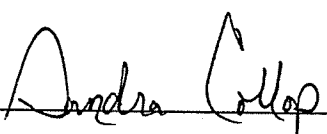
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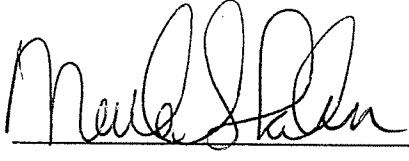
IN REF. ORDER NO 23 Agreement with David and Laura Anderson as Trustees for the David and Laura Anderson Family Trust involving the intersection of Trinity Way and Burns Way

<div style="text-align: center;">  <p>202100002132</p> <p>PAT SHOLEN ADAIR COUNTY RECORDER OF DEEDS KEOSAUQUO, MO</p> <p>RECORDED ON 07/07/2021 AT 11:43:54AM RIGHT OF WAY \$20.00 BOOK 1119 PAGE 248 751 SHEET: 8</p> <p><i>Pat Sholen Recorder Christy Hunter Deputy</i></p> </div> <p style="text-align: center; font-size: small;">(Space above reserved for Recorder of Deeds certification)</p> <ol style="list-style-type: none"> 1. Title of Document: RIGHT-OF-WAY EASEMENT 2. Date of Document: June 23, 2021 3. Grantor(s): David and Laura Anderson Family Trust 4. Grantee(s): ADAIR COUNTY, MISSOURI COUNTY COMMISSION 5. Grantee's Statutory Mailing Address(es): Adair County Commission C/o Adair County Clerk Adair County Courthouse 106 West Washington Keosauquo, Missouri 63501 6. Legal Description: See Exhibit A 7. Reference Book and Page(s): <p style="font-size: x-small;">(If there is not sufficient space on this page for the information required, state the page reference where it is considered within the document.)</p> <p style="font-size: x-small;">Adair County Recorder of Deeds Document # 202100002132 Page # 1 of 6</p>	<p style="text-align: center; font-weight: bold; font-size: small;">RIGHT-OF-WAY EASEMENT</p> <p>THIS RIGHT-OF-WAY EASEMENT (hereafter "Easement") is made and entered into as of this 23 day of June, 2021 ("Effective Date") by and between the ADAIR COUNTY, MISSOURI COUNTY COMMISSION (hereafter the "Grantee County") and the David and Laura Anderson Family Trust through its Trustees, David and Laura Anderson (hereafter the "Grantors"), whose addresses are: 1450 Truman Blvd., Keosauquo, MO 63501.</p> <p>NOW THEREFORE, in consideration of \$10,000 paid and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, it is agreed as follows:</p> <ol style="list-style-type: none"> 1. Grant. The Grantors hereby grant to Grantee County an exclusive easement to occupy and use the Right-of-Way for all purposes that are within the powers of Grantee County to exercise related to roads and rights-of-way in Adair County, Missouri. 2. Defense of Easement Rights. Each of the Grantors does hereby bind the Grantors, their successors and assigns, TO WARRANT AND FOREVER DEFEND the Easement and rights appurtenant unto the Grantee County, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof. It is understood and agreed that this Easement is an easement only and in no way grants or conveys any part of the underlying fee simple estates of any lands owned by the Grantors. 3. Road Improvements. Grantors recognize that (a) the Grantee County may from time to time deem it necessary or proper to make alterations or improvements in and upon the Right-of-Way, (b) the Grantee County has reasonable discretion to determine the nature and extent of such alterations or improvements, and (c) such Grantee County works may require the alteration or relocation of the facilities hereunder provided, however, that (1) the Grantee County shall not take any action that would cause the facilities to be relocated outside of the Right-of-Way or that would materially delay or impair work upon the facilities or deny Grantors the benefit of its rights hereunder and (2) as long as the Grantee County acts reasonably in determining the necessary alteration or relocation of the facilities, such alteration or relocation of the facilities shall be at the Grantee County's sole cost and expense. 4. Running With Land. This Easement and all of the terms, provisions and obligations hereof shall be covenants running with the land affected thereby and shall inure to the benefit of and be binding upon the parties and their respective successors and assigns. 5. This Easement shall be governed by the laws of the State of Missouri. <p style="text-align: right; font-size: x-small;">Adair County Recorder of Deeds Document # 202100002132 Page # 2 of 6</p>
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<p style="text-align: center; font-weight: bold; font-size: small;">ACCEPTED FOR GRANTEE COUNTY: ADAIR COUNTY, MISSOURI COUNTY COMMISSION</p> <div style="text-align: center;">  <p>Mark Shahan, Presiding Commissioner</p>   <p>Sandra Collop, County Clerk</p> </div> <p style="text-align: center; font-weight: bold; font-size: small;">AFFIDAVIT OF TRUSTEE DAVID ANDERSON</p> <p>GRANTOR: DAVID ANDERSON, Trustee for the David and Laura Anderson Family Trust</p> <div style="text-align: center;">  <p>David Anderson, Trustee</p> <p>NOTARY</p> <p>STATE OF MISSOURI) COUNTY OF ADAIR) ss.</p> <p>On this 23rd day of June, 2021, before me personally appeared David Anderson, Trustee for David and Laura Anderson Family Trust, acting on behalf of the Trust known to me to be the person who being first duly sworn executed this instrument and acknowledged to me that he executed the same of his own free will.</p> <div style="border: 1px solid black; padding: 2px; font-size: x-small; width: fit-content;"> <p>BANICA L. COLLINGS Notary Public, Notary Seal State of Missouri Adair County Commission # 18624874 My Commission Expires 10-14-2024</p> </div> <div style="text-align: center;">  <p>Notary Public My Commission Expires: 10-14-2024</p> </div> <p style="text-align: right; font-size: x-small;">Adair County Recorder of Deeds Document # 202100002132 Page # 3 of 6</p> </div>	<p style="text-align: center; font-weight: bold; font-size: small;">AFFIDAVIT OF TRUSTEE LAURA ANDERSON</p> <p>GRANTOR: LAURA ANDERSON, Trustee for David and Laura Anderson Family Trust</p> <div style="text-align: center;">  <p>Laura Anderson, Trustee</p> <p>NOTARY</p> <p>STATE OF MISSOURI) COUNTY OF ADAIR) ss.</p> <p>On this 23rd day of June, 2021, before me personally appeared Laura Anderson, as Trustee acting on behalf of the David and Laura Anderson Family Trust, known to me to be the person who being first duly sworn executed this instrument and acknowledged to me that she executed the same of her own free will and powers as Trustee.</p> <div style="border: 1px solid black; padding: 2px; font-size: x-small; width: fit-content;"> <p>BANICA L. COLLINGS Notary Public, Notary Seal State of Missouri Adair County Commission # 18624874 My Commission Expires 10-14-2024</p> </div> <div style="text-align: center;">  <p>Notary Public My Commission Expires: 10-14-2024</p> </div> <p style="text-align: right; font-size: x-small;">Adair County Recorder of Deeds Document # 202100002132 Page # 4 of 6</p> </div>
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ATTEST: 
County Clerk


Presiding Commissioner, Mark Shahan
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ADAIR COUNTY COMMISSION MINUTES
WEDNESDAY, JUNE 23, 2021

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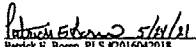
**PROPOSED RIGHT OF WAY DESCRIPTION
FOR
ADAIR COUNTY COMMISSION
ADAIR COUNTY, MISSOURI**

PROPOSED RIGHT OF WAY

Proposed Right of Way at the intersection of Trinity Way and Burns Way, being part of the Southwest Quarter of Section Thirty, Township Sixty-four North, Range Fourteen West of the Fifth Principal Meridian, Adair County Missouri and being more particularly described as follows:

Commencing at the Northwest corner of the Southwest Quarter of Section Thirty, Township Sixty-four North, Range Fourteen West of the Fifth Principal Meridian, Adair County, Missouri; thence North 89° 24' 28" East, along the North line of the Southwest Quarter of said Section Thirty, 1033.25 feet; thence South 00° 35' 32" East, 1325.06 feet to a set iron rod on the East Right of Way of Burns Way, said iron rod being the True Point of Beginning; thence North 03° 50' 12" East along the existing East Right of Way of Burns Way, 63.18 feet to a point on the existing Southerly Right of Way of Trinity Way; thence South 69° 59' 03" East, along the Southerly Right of Way of Trinity Way, 70.23 feet to a set iron rod at the point of intersection with the Proposed Right of Way; thence Southwesterly along a curve to the L&R, 84.31 feet, to the point of beginning, said curve having a Radius of 79.05 feet, a Chord that bears South 60° 57' 16" West, 80.32 feet.

Said Proposed Right of Way containing 1533.70 Square feet, or 0.035 Acres.

PREPARED BY:

Patrick E. Boren, PLS #2016042018

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Adair County Recorder of Deeds Document # 20210002102 Page 7 of 8

**EXHIBIT A
RIGHT OF WAY DESCRIPTION FOR
ADAIR COUNTY COMMISSION
ADAIR COUNTY, MISSOURI**

RIGHT OF WAY

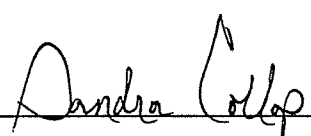
Right of Way at the intersection of Trinity Way and Burns Way, being part of the Southwest Quarter of Section Thirty, Township Sixty-four North, Range Fourteen West of the Fifth Principal Meridian, Adair County Missouri and being more particularly described as follows:

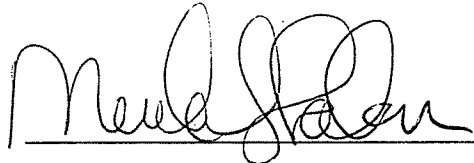
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Said Right of Way containing 1533.70 Square feet, or 0.035 Acres.

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ATTEST: 
County Clerk


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