

**ORDER OF THE
CHRISTIAN COUNTY COMMISSION
OZARK, MISSOURI**

DATE ISSUED:

January 26, 2009

SUBJECT:

Delaware Town Village Question of Incorporation

WHEREAS, on August 25, 2008, a petition for incorporation of Delaware Town Village was presented to the County Clerk signed by certain voters residing within the legally described metes and bounds of the proposed village pursuant to Section 72.080, RSMo.; and

WHEREAS, the County Clerk has certified that the eighteen (18) signors of the Petition calling for a special election to incorporate an area to be known as Delaware Town Village are voters in the area proposed to be incorporated which are equal to or greater than 15% of the votes cast in the last gubernatorial election in the area proposed to be incorporated; and

WHEREAS, the Petition for the incorporation of Delaware Town Village has been submitted to the County Commission for a decision.

NOW, THEREFORE, on this 26th day of January, 2009, at a duly called meeting of the Christian County Commission, after public notice, and in open session, upon motion duly made by Commissioner Bill Barnett, seconded by Commissioner Tom Huff, and presiding Commissioner Grubaugh voting in favor, the Christian County Commission did vote to call a special election on April 7, 2009, to put to the voters the proposition of whether or not to incorporate the area legally described within the Petition as the Village of Delaware Town pursuant to Section 72.080, RSMo.

IT IS FURTHER ORDERED the incorporation of Delaware Town Village shall not be effective unless approved by a majority of the votes cast on this proposition by eligible voters in the area proposed to be incorporated in accordance with Section 72.080, RSMo.

IT IS FURTHER ORDERED the Christian County Clerk shall forthwith cause this proposition to be submitted to eligible voters at the April 7, 2009, election in substantially the following form:

**VILLAGE OF DELAWARE TOWN
QUESTION**

“Shall the following real property located in Christian County, Missouri be incorporated as the Village of Delaware Town?

**LAND BEING PART OF NORTHWEST QUARTER (NW¼)
OF SECTION 18, TOWNSHIP-27, RANGE-22, ALSO PART**

OF SOUTHWEST QUARTER (SW $\frac{1}{4}$) OF SECTION 7, TOWNSHIP-27, RANGE-22, ALSO PART OF SOUTHEAST QUARTER (SE $\frac{1}{4}$) OF SECTION 12, TOWNSHIP-27, RANGE-23, AND ALSO PART OF NORTHEAST QUARTER (NE $\frac{1}{4}$) OF SECTION 13, TOWNSHIP-27, RANGE-23 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF (S $\frac{1}{2}$) OF SW $\frac{1}{4}$ OF SAID SECTION 7; THENCE SOUTH ALONG THE EAST LINE OF SAID S $\frac{1}{2}$ OF SW $\frac{1}{4}$, 1326.90 FEET TO THE NORTHEAST CORNER OF SAID NW $\frac{1}{4}$ OF SECTION 18; THENCE SOUTH ALONG THE EAST LINE OF SAID NW $\frac{1}{4}$, 1389.78 FEET TO A POINT 1290.60 FEET NORTH OF THE SOUTHEAST CORNER OF SAID NW $\frac{1}{4}$; THENCE WEST 793.37 FEET TO AN IRON PIN ON THE NORTHERLY RIGHT-OF-WAY LINE OF MISSOURI STATE HIGHWAY "14"; THENCE NORTHWEST TO SOUTHWEST ALONG SAID RIGHT-OF-WAY LINE 2361 FEET TO THE EAST LINE OF NE $\frac{1}{4}$ OF SAID SECTION 13; THENCE NORTH ALONG THE SAID EAST LINE OF NE $\frac{1}{4}$ TO THE SOUTHEAST CORNER OF NORTH HALF (N $\frac{1}{2}$) OF THE SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SAID SECTION 13; THENCE WEST ALONG SOUTH LINE OF SAID N $\frac{1}{2}$ OF SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ TO THE SOUTHWEST CORNER OF N $\frac{1}{2}$ OF SE $\frac{1}{4}$ OF NE $\frac{1}{4}$; THENCE NORTH ALONG THE WEST LINE OF SAID N $\frac{1}{2}$ OF SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ TO THE NORTHWEST CORNER OF SAID N $\frac{1}{2}$ OF SE $\frac{1}{4}$ OF NE $\frac{1}{4}$; THENCE EAST ALONG THE NORTH LINE OF SAID N $\frac{1}{2}$ OF SE $\frac{1}{4}$ OF NE $\frac{1}{4}$ TO AN IRON PIN ON THE WEST BANK OF THE JAMES RIVER, SAID POINT BEING 917.55 FEET WEST OF THE NORTHEAST CORNER OF SAID N $\frac{1}{2}$ OF SE $\frac{1}{4}$ OF NE $\frac{1}{4}$; THENCE NORTH ALONG THE SAID WEST BANK APPROXIMATELY 1380 FEET TO THE SOUTH LINE OF SAID SE $\frac{1}{4}$ OF SECTION 12; THENCE EAST ALONG THE SOUTH LINE OF SAID SE $\frac{1}{4}$, TO THE EAST BANK OF SAID JAMES RIVER, SAID POINT BEING ON THE WEST LINE OF TRACT OF LAND RECORDED IN DEED BOOK 398 PAGE 7097; THENCE N 16°46'57" W ALONG THE WEST LINE OF SAID TRACT AND ALONG THE SAID EAST BANK OF JAMES RIVER 248.73 FEET TO A TREE CORNER; THENCE N 40°02'27" W ALONG SAID EAST BANK 460.25 FEET TO A TREE CORNER, SAID POINT BEING NORTHWEST CORNER OF A TRACT OF LAND RECORDED IN BOOK 377 PAGE 9399; THENCE N 38°48'36" E 1062.02 FEET TO AN IRON PIN ON THE WESTERLY RIGHT-OF-WAY LINE OF DELAWARE ROAD; THENCE N 53°28'42" E 20.27 FEET TO THE

NORTH LINE OF SAID S½ OF SW¼ OF SECTION 7;
THENCE S 87°40' E ALONG THE NORTH LINE OF SAID
S½ OF SW¼ , 2734.19 FEET TO THE POINT OF
BEGINNING. SAID LAND COMPRISES OF
APPROXIMATELY 240 ACRES, WITH THE FOLLOWING
SUBDIVISIONS LYING WITHIN SAID PARCEL:
CANYONWOOD AND CANYONWOOD FIRST ADDITION,
HUNTER HILLS ESTATES, AND RIVER BEND. ALL IN
CHRISTIAN COUNTY, MISSOURI.

[] YES

[] NO "

IT IS FURTHER ORDERED this Order shall be filed in the Office of the County Clerk
of Christian County, Missouri, before 5:00 o'clock ___m. this date.

Done this 26th day of January, 2009, at 9:10 o'clock a. m.

COUNTY COMMISSION OF
CHRISTIAN COUNTY, MISSOURI

Attest:

By John Grubaugh
John Grubaugh, Presiding Commissioner

Kay Brown
County Clerk

By William Barnett
William Barnett, Western Commissioner

By Tom Huff
Tom Huff, Eastern Commissioner