

**CERTIFICATION OF ELECTION RESULTS
BY COUNTY CLERK**

To: The County Commission of Christian County, Missouri.

The following is an Official Certificate of Election Results of the Municipal Election held in Christian County, Missouri, on April 7, 2009. I hereby certify:

**COUNTY OF CHRISTIAN
911 SALES TAX**

Shall the County of Christian impose a County sales tax on one-quarter (1/4) of one percent (1%) for the purpose of providing central dispatching of fire protection, emergency ambulance service, including emergency telephone services, and other emergency services in lieu of and to replace the current Nixa 911 and Christian County 911 telephone tariff tax?

4,993 YES VOTES
2,680 NO VOTES

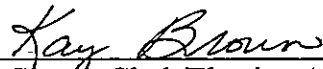
**~~VILLAGE OF DELAWARE TOWN~~
QUESTION**

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

8 YES VOTES
38 NO VOTES

CERTIFICATION OF ELECTION RESULTS

I, Kay Brown, County Clerk/Election Authority of Christian County, Missouri, do hereby certify that the foregoing is a full and accurate return of all votes cast at the above named polling place for all CANDIDATES and FOR and AGAINST all propositions at said election as certified to me by the duly qualified and acting judges of said election.



County Clerk/Election Authority
Christian County Missouri

Election Summary Report
 CHRISTIAN COUNTY
 MUNICIPAL ELECTION
 Summary For Jurisdiction Wide All Counters, All Races
 OFFICIAL RESULTS
 APRIL 7, 2009

Date:04/08/09
 Time:13:13:42
 Page:9 of 9

Registered Voters 45919 - Cards Cast 7769 16.92% Num. Report Precinct 28 - Num. Reporting 28 100.00%

FREMONT HILLS W3 ALDER		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Total Votes		13
GENE NELSON		13 100.00%
Write-in Votes		0 0.00%

HIGHLANDVILLE MAYOR		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Total Votes		97
CLINT . ELLINGSWORTH		91 93.81%
Write-in Votes		6 6.19%

HIGHLANDVILLE W1 BOARD		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Total Votes		51
SHARON GUTLOVICS		51 100.00%
Write-in Votes		0 0.00%

HIGHLANDVILLE W2 BOARD		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Total Votes		17
Write-in Votes		17 100.00%

HIGHLANDVILLE QUESTOIN		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Total Votes		106
YES		39 36.79%
NO		67 63.21%

DELAWARE TOWN QUESTION		Total
Number of Precincts		2
Precincts Reporting		2 100.0 %
Total Votes		46
YES		8 17.39%
NO		38 82.61%

*Karen Hooley Carl Esser
 Marian Matthews Tom Busel*



JUDGES' INITIALS

36

OFFICIAL BALLOT
GENERAL MUNICIPAL ELECTION
CHRISTIAN COUNTY, MISSOURI
TUESDAY, APRIL 7, 2009

VOTE BOTH
SIDES OF
BALLOT

INSTRUCTIONS TO VOTERS

To vote, darken in the oval(s) completely next to your choice(s), like this:

Write-in: To vote for a valid write-in candidate, write the person's name on the line provided and darken in the oval.

If you are in favor of any question submitted upon this ballot, darken the oval to the left of the word "YES".

If you are opposed to any question submitted upon this ballot, darken the oval to the left of the word "NO".

If you tear, deface, or make a mistake and wrongfully mark any ballot, you must return it to the election judges and receive a new ballot.

COUNTY OF CHRISTIAN

911 SALES TAX

Shall the County of Christian impose a County sales tax of one-quarter (1/4) of one percent (1%) for the purpose of providing central dispatching of fire protection, emergency ambulance service, including emergency telephone services, and other emergency services in lieu of and to replace the current Nixa 911 and Christian County 911 telephone tariff tax?

- YES
- NO

SENIOR CITIZENS SERVICE FUND

QUESTION

Shall Christian County, Missouri levy a tax of five cents per each one hundred dollars assessed valuation for the purpose of providing services to persons sixty (60) years of age or older in lieu of and to replace the current property tax levy for senior citizen services?

- YES
- NO

NIXA REORGANIZED SCHOOL DISTRICT
NO. R-2

SPECIAL BOND ELECTION

QUESTION

Shall Nixa Reorganized School District No. R-2 of Christian County, Missouri, incur indebtedness and issue its general obligation bonds in the amount of \$18,500,000 for the purpose of building a new elementary school, acquiring certain existing school facilities currently leased by the District, renovating, repairing and improving existing school buildings and facilities and furnishing and equipping the same?

If this proposition is approved the adjusted debt service levy of the District is estimated to remain unchanged at \$1.0666 per one hundred dollars assessed valuation of real and personal property.

The authorization of said bonds will authorize the levy and collection of an annual tax in addition to all other taxes provided for by law on all taxable tangible property in said School District sufficient to pay the principal of and interest on said bonds as they fall due and to retire the same within twenty (20) years from the date thereof.

- YES
- NO

TURN BALLOT
OVER TO VOTE ON
VILLAGE OF
DELAWARE TOWN
QUESTION

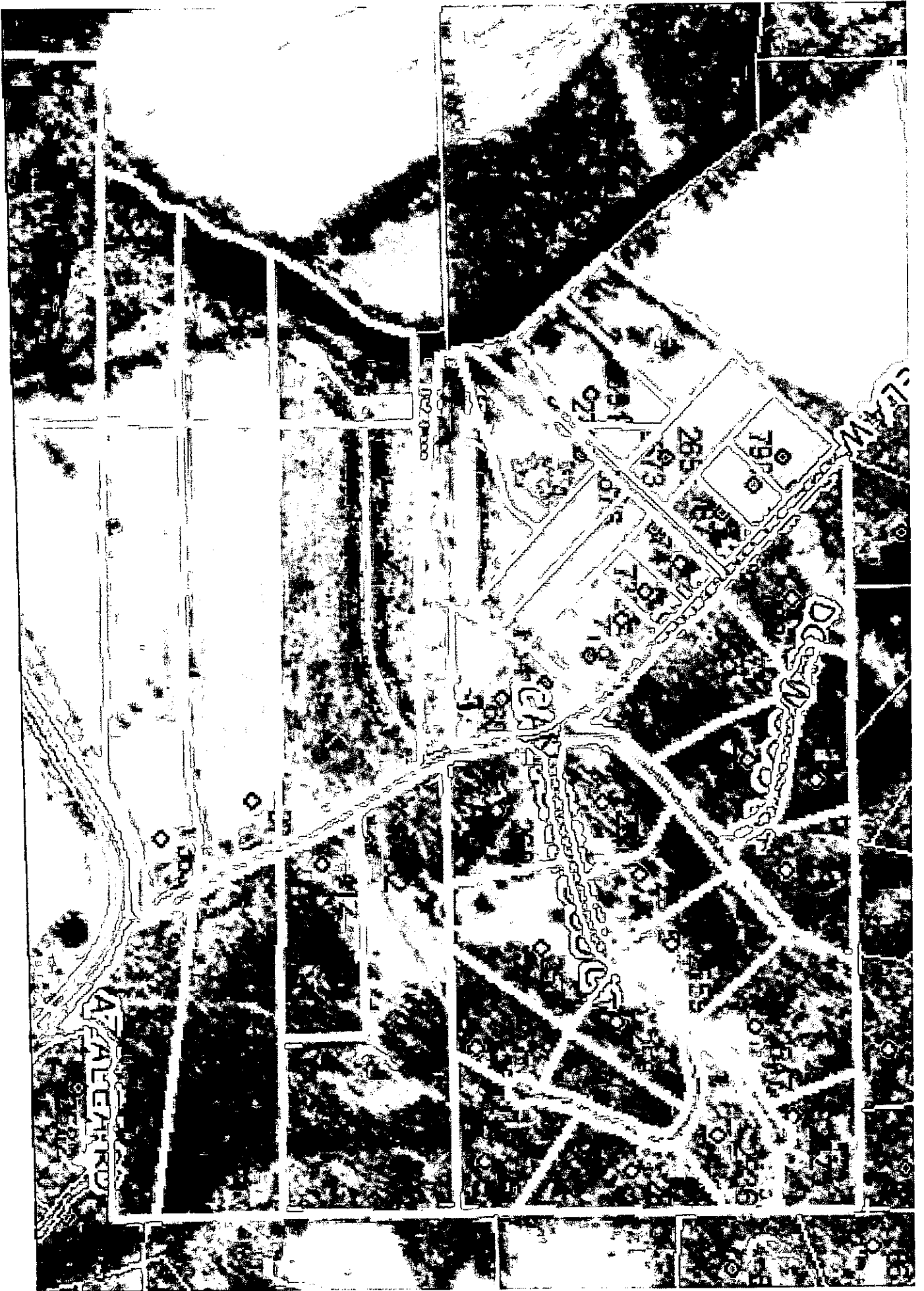


Exhibit B

RECEIVED

AUG 25 2008

IN THE COUNTY COMMISSION OF CHRISTIAN
COUNTY CLERK
MISSOURI IN RE: INCORPORATION OF
DELAWARE TOWN VILLAGE

RECEIVED

AUG 25 2008

KAY BROWN
COUNTY CLERK

PETITION FOR INCORPORATION OF DELAWARE TOWN VILLAGE
(Section 72.080 Revised Statutes of Missouri)

COMES NOW, the undersigned, being more than fifteen percent of the registered voters in the area proposed to be incorporated and hereinafter described and located in Sections 7 and 18 of Township 27, Range 22 and Sections 12 and 13, of Township 27, Range 23, in Christian County, Missouri, and hereby petition the County Commission to establish a village, pursuant to Section 72.080 of the Revised Statutes of Missouri, and further state as follows:

1. That the undersigned hereby petitions the County Commission of Christian County, Missouri, to incorporate as a village to be known as the Delaware Town Village, within the following described area described in metes and bounds as follows:

Legal description in metes and bounds described on Exhibit A, attached hereto and made a part hereto, and a plat thereof, attached hereto as Exhibit B.

2. That the estimated population of the area sought to be incorporated is less than one hundred (100) inhabitants and approximately sixty-six (66) in number, and that the assessed valuation of all real estate is One Million Two Hundred Seventy-Eight Thousand One Hundred and Seventy Dollars (\$1,278,170).
3. The undersigned further pray the Honorable County Commission of Christian County, Missouri, that they be incorporated as the Delaware Town Village. Your Petitioners further state that it is in the best interest of all parties concerned within the area hereinbefore described to be incorporated as a village.

4. That the undersigned further petition the Commission for the County of Christian, State of Missouri, that the question of incorporation be submitted to the issue of the voters at the earliest possible date.

Dated this _____ day of _____, 2008.

✓
Print Name Kent Foster Print Address 2547 W. Canyonwood Nixa, MO Age 48
Signature: [Signature] Date: 8/17/08

✓
Print Name Pamela J. Foster Print Address 2577 W. Canyonwood Nixa, MO Age 45
Signature: [Signature] Date: 8/17/08

✓
Print Name Daniel J Westkamp Print Address 2570 W. Canyonwood Nixa, MO Age 46
Signature: [Signature] Date: 8-17-08 46

✓
Print Name Carolyn S. Westkamp Print Address 2570 W. Canyonwood Nixa, MO Age 44 yrs
Signature: [Signature] Date: 8/17/08

✓
Print Name Marc J. Rohr Print Address 2559 W. Canyonwood Ct. Nixa, MO 65714 Age 38
Signature: [Signature] Date: 8/17/08

✓ Mike Mitchell 2507 W. CANYONWOOD CT
Nixa Mo 65714
Print Name Print Address Age 59
Signature: [Signature] Date: 8-18-08

✓ Cara Blevins 654 N. Delaware Town Rd.
Nixa, MO 65714 Age 28
Print Name Print Address Age
Signature: Cara M. Blevins Date: 8-18-08

✓ Gale Roberts 602 N Delaware Town Rd
Nixa, MO 65714 Age 48
Print Name Print Address Age
Signature: [Signature] Date: 8-19-08

✓ Janice Roberts 602 N Delaware Town
Nixa, MO 65714 Age 48
Print Name Print Address Age
Signature: [Signature] Date: 8-19-08

✓ JACK R HADSAH 2575 W. CANYONWOOD CT
Nixa MO 65714 Age 64
Print Name Print Address Age
Signature: [Signature] Date: 8-19-08

✓ JUDY HADSAH 2575 W CANYONWOOD CT
Nixa, MO 65714 Age 52
Print Name Print Address Age
Signature: Judy Hadsall Date: 8-19-08

✓ Print Name Anni D. Rohs Print Address 2559 W. Canyonwood Ct. Nixa MO 65714 Age 38
Signature: Anni D. Rohs Date: 8/17/2008

✓ Print Name KARL DAVID BIRCH Print Address 2502 W. CANYONWOOD CT. Age 54
Signature: Karl David Birch Date: 8/17/08

✓ Print Name PAMELA ALIS BIRCH Print Address 2502 W. CANYONWOOD CT. Age 54
Signature: Pamela Alis Birch Date: 8/17/08

✓ Print Name Charles Wollard Print Address 2523 W. Canyonwood Ct Age 64
Signature: Charles Wollard Date: 8/17/08

✓ Print Name Miriam Joan Wollard Print Address 2523 W. Canyonwood Ct. Nixa Age 64
Signature: Miriam Joan Wollard Date: 8-17-08

✓ Print Name Linda^(G.) Mitchell Print Address 2507 W. Canyonwood Ct Age 62
Signature: Linda Mitchell Date: 8-18-08

✓ Print Name Greg S. Bray
Signature: Greg S. Bray

Print Address 731 N. Dogwood Ct.
Nixa Mo. 65714 Age 43
Date: Aug 22 08

Print Name _____ Print Address _____ Age _____
Signature: _____ Date: _____

Print Name _____ Print Address _____ Age _____
Signature: _____ Date: _____

Print Name _____ Print Address _____ Age _____
Signature: _____ Date: _____

Print Name _____ Print Address _____ Age _____
Signature: _____ Date: _____

Print Name _____ Print Address _____ Age _____
Signature: _____ Date: _____

Print Name _____ Print Address _____ Age _____
Signature: _____ Date: _____

Exhibit A

LAND BEING PART OF NORTHWEST QUARTER (NW¼) OF SECTION 18, TOWNSHIP-27, RANGE-22, ALSO PART OF SOUTHWEST QUARTER (SW¼) OF SECTION 7, TOWNSHIP-27, RANGE-22, ALSO PART OF SOUTHEAST QUARTER (SE¼) OF SECTION 12, TOWNSHIP-27, RANGE-23, AND ALSO PART OF NORTHWEST QUARTER (NE¼) OF SECTION 13, TOWNSHIP-27, RANGE-23 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF (S½) OF SW¼ OF SAID SECTION 7; THENCE SOUTH ALONG THE EAST LINE OF SAID S½ OF SW¼, 1326.90 FEET TO THE NORTHEAST CORNER OF SAID NW¼ OF SECTION 18; THENCE SOUTH ALONG THE EAST LINE OF SAID NW¼, 1389.78 FEET TO A POINT 1290.60 FEET NORTH OF THE SOUTHEAST CORNER OF SAID NW¼; 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 NE¼ OF SAID SECTION 13; THENCE NORTH ALONG THE SAID EAST LINE OF NE¼ TO THE SOUTHEAST CORNER OF NORTH HALF (N½) OF THE SE¼ OF NE¼ OF SAID SECTION 13; THENCE WEST ALONG SOUTH LINE OF SAID N½ OF SE¼ OF NE¼ TO THE SOUTHWEST CORNER OF N½ OF SE¼ OF NE¼; THENCE NORTH ALONG THE WEST LINE OF SAID N½ OF SE¼ OF NE¼ TO THE NORTHWEST CORNER OF SAID N½ OF SE¼ OF NE¼; THENCE EAST ALONG THE NORTH LINE OF SAID N½ OF SE¼ OF NE¼ 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 N½ OF SE¼ OF NE¼; THENCE NORTH ALONG THE SAID WEST BANK APPROXIMATELY 1380 FEET TO THE SOUTH LINE OF SAID SE¼ OF SECTION 12; THENCE EAST ALONG THE SOUTH LINE OF SAID SE¼, 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.

KAY BROWN

PHONE: 417-581-6360

FAX: 417-581-8331

COUNTY CLERK, CHRISTIAN COUNTY

100 W. CHURCH STREET - ROOM 206

OZARK, MO 65721

FACSIMILE

DATE: 1/16/09

TO: John Housley

FROM: Kay Brown

SUBJECT: Delaware Township Detention

MESSAGE: _____

Pages to follow: 8



FACSIMILE

Date: August 26, 2008

Number of Pages: 4
(Including Cover Sheet)

To: Christian County Commission
Kay Brown, County Clerk

Telecop No: 417-581-8331

From: John W. Housley

RE: Petition to Incorporate Delaware Town Village

ADDITIONAL COMMENTS:

MEMBERS

THEODORE L. JOHNSON, III
F. WILLIAM JOYNER
CRAG F. LOWTHER
MICHAEL K. CULLY
JOHN W. HOUSLEY
LISA GHAN BLUMENSTOCK
GREGGORY D. GROVES
DAVID A. FIELDER
GLENN P. GREEN
THOMAS M. BENSON
RANDY J. REICHARD
ANGELA K. DRAKE*
LEE J. VIOREL

ASSOCIATES

NICOLE D. LINDSEY †
BRITTANY O'BRIEN
MICHAEL L. MILLER
KORY D. STUBBLEFIELD
HEATHER L. ROONEY

OFFICE ADMINISTRATOR

SAMIE K. PAYNE

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† ALSO ADMITTED IN FLORIDA

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jhousley@lowtherjohnson.com

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65806-2582

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(417) 866-7777 Ext 243

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(417) 866-1752

WEB

www.lowtherjohnson.com

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August 26, 2008

Christian County Commission
 100 W. Church Street, Room 100
 Ozark, MO 65721

Via Facsimile No. 417-581-8331

RE: Petition to Incorporate Delaware Town Village

Dear Commissioners:

You have forwarded to me a Petition to incorporate Delaware Town Village which was filed with the Christian County Clerk on August 25, 2008. Although the 2008 session of the Missouri Legislature amended the provisions of Section 72.080, RSMo., which sets forth the manner in which individuals may seek to establish a village in a county, that law will not become effective until August 28, 2008. There are no provisions in the amendment of Section 72.080, RSMo., which makes it retroactive. Consequently, a Petition to incorporate a village filed with the Christian County Commission on or before August 27, 2008, must be processed under the provisions of Section 72.080, RSMo., in existence on the date of the filing of said Petition.

The following is offered as a brief analysis of how the Christian County Commission should proceed with respect to the Petition for incorporation of Delaware Town Village.

By way of background, for many years, the legislature provided a methodology as to how a village could be incorporated under § 80.020. However, this statute always provided the County Commission with discretion in determining whether the petition to incorporate a village was reasonable.

To eliminate the discretion of the County Commission in approving or denying a petition to incorporate a village, the Missouri Legislature in the 2007 session amended § 72.080, RSMo to create an alternative to establishing a village under § 80.020, RSMo. The new § 72.080 provides that a village could be incorporated whenever the number of voters equaling 15% of the registered voters in the area proposed to be incorporated presents a petition to the County Commission to incorporate a village. The petition must meet the following requirements:

1. It must describe by metes and bounds the area to be incorporated and be accompanied by a plat thereof;
2. It must state the approximate population and the assessed valuation of all real and personal property in the area; and

Christian County Commission
August 26, 2008
Page 2

3. If the village has at least 100 inhabitants residing in it, it must show how it has the ability to furnish normal municipal services within a reasonable time of its incorporation.

However, the final requirement on the ability to furnish normal municipal services only applies if the area of the proposed village has at least 100 inhabitants. There is no requirement in the statute that a village have 100 inhabitants. If the proposed village area has less than 100 inhabitants, then the third requirement is waived. Petitioners do not need to meet this third requirement.

The legislature goes on to define a "village" in § 72.080.1(2) by stating it is:

"any small group or assemblage of houses in an unincorporated area, being generally less than in a town or city, or any small group or assemblage of houses or buildings built for dwelling, business, or both in an unincorporated area, regardless of whether they are situated upon regularly laid out streets or allies dedicated to public use, having no minimum number of registered voters in the area, and without regard to the existence of churches, parks, schools, or commercial establishments in that area, or whether the proposed village is devoted to community purposes."

If the petition presented to the County Commission to incorporate a village is in proper form, subsection 2 of § 72.080 states:

"The governing body shall submit the question to the voters if it is satisfied the number of voters signing such petition is equal to 15% of the registered voters in the area proposed to be annexed."

This provision takes away the discretion of the County Commission and requires it to submit the question of whether the village is to be incorporated to the voters in the area described in the petition as residing within the boundaries of the proposed village.

The only precondition or additional requirement to submitting the village incorporation issue to the voters is found in § 72.130, RSMo, which provides in pertinent part:

"No...village...shall be organized within this state under or by virtue of any law thereof, adjacent to or within two miles of the limits of any city of the first, second, third or fourth classification or any constitutional charter city, unless the village be in a different county from the city..."

This statute requires that no village can be incorporated within Christian County if it is within a two-mile radius of any city located within Greene County. If the proposed village at issue is located within two miles of a city, § 72.130 requires the petitioners seeking to incorporate the village obtain and present a petition signed by the number of voters equal to 15% of the votes cast in the last gubernatorial election in the area proposed to be incorporated to the city's Board of Aldermen. The petitioners must request that the boundaries of the existing city be extended to include the area proposed to be incorporated as a village. If the city declines to incorporate the proposed area into its city limits or if the Board of Aldermen take no action on the petition for one year after the date a petition is filed, then in that event, the petitioners seeking to incorporate a village may insist that the County Commission proceed to submit the question of the incorporation of the specified area as a village to its residents.

Christian County Commission
August 26, 2008
Page 3

In summary, it will not be until August 28, 2008, when the changes to Section 72.080 will take effect to allow the County Commission to have any discretion as to whether the Village of Delaware Town can be incorporated. Since the Petition was filed on August 25, 2008, the County Commission has no discretion on the incorporate of the village if the County Clerk determines the petitioners meet the statutory requirements for the filing of their petition and the area is located more than two miles from any city or said adjacent city has declined to annex the proposed area.

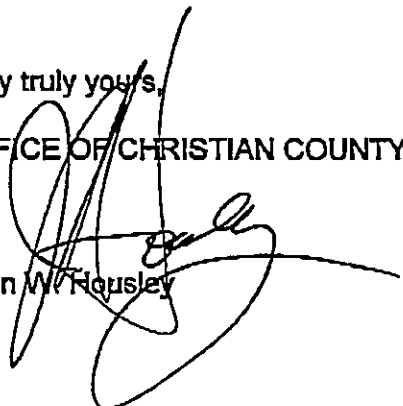
If the Clerk determines the petition satisfies the requirements of Section 72.080, the incorporation of the Village of Delaware Town should be put on the ballot at the next election, which I presume would be in November 2008.

I enclose herein copies of the statutes referenced above for your review. If you have any questions please do not hesitate to contact me.

Very truly yours,

OFFICE OF CHRISTIAN COUNTY COUNSELOR

John W. Housley



JWH:jjj

23385-0001 316403.doc

V.A.M.S. 72.080



This document has been updated. Use KEYCITE.

VERNON'S ANNOTATED MISSOURI STATUTES

TITLE VII. CITIES, TOWNS AND VILLAGES

CHAPTER 72. CLASSIFICATION AND CONSOLIDATION OF CITIES, TOWNS AND VILLAGES

CLASSIFICATION

→72.080. Cities and towns may be incorporated in their respective classes-- exception, certain cities must comply with boundary change law--perpetual succession--action by owners declaring consolidation unreasonable

1. Notwithstanding any provision of law to the contrary, and as an alternative to, and not in lieu of, the procedure established in section 80.020, RSMo, any unincorporated city, town, village, or other area of the state may, except as otherwise provided in sections 72.400 to 72.420, become a city, town, or village of the class to which its population would entitle it pursuant to this chapter, and be incorporated pursuant to the law for the government of cities, towns, or villages of that class, in the following manner:

(1) Whenever a number of voters equal to fifteen percent of the registered voters in the area proposed to be incorporated shall present a petition to the governing body of the county in which such city, town, village, or area is situated, such petition shall describe, by metes and bounds, the area to be incorporated and be accompanied by a plat thereof, shall state the approximate population and the assessed valuation of all real and personal property in the area and shall state facts showing that the proposed city, town, or village, if such village has at least one hundred inhabitants residing in it, shall have the ability to furnish normal municipal services within a reasonable time after its incorporation is to become effective and praying that the question be submitted to determine if it may be incorporated;

(2) The governing body shall submit the question to the voters if it is satisfied the number of voters signing such petition is equal to fifteen percent of the registered voters in the area proposed to be incorporated.

As used in this section, "village" means any small group or assemblage of houses in an unincorporated area, being generally less than in a town or city, or any small group or assemblages of houses or buildings built for dwelling or for business, or both, in an unincorporated area, regardless of whether they are situated upon regularly laid out streets or alleys dedicated to public use, having no minimum number of registered voters in the area, and without regard to the existence of churches, parks, schools, or commercial establishments in that area or whether the proposed village is devoted to community purposes.

2. The governing body may make changes in the petition to correct technical errors or to redefine the metes and bounds of the area to be incorporated to reflect other boundary changes occurring within six months prior to the time of filing the petition. Petitions submitted by proposing agents may be submitted with exclusions for the signatures collected in areas originally included in the proposal but subsequently annexed or incorporated separately as a city, town or village, although the governing body shall be satisfied as to the sufficiency of the signatures for the final proposed area. If a majority of the voters voting on the question vote for incorporation, the governing body shall declare such city, town, village, or other area incorporated, designating in such order the metes and bounds thereof, and thenceforth the inhabitants within such bounds shall be a body politic and incorporate, by the name and style of "the city of", "the town of", "the village of" . The first of-

V.A.M.S. 72.080

ficers of such city, town, or village shall be designated by the order of the governing body, who shall hold their offices until the next municipal election and until their successors shall be duly elected and qualified. The city, town, or village shall have perpetual succession, unless disincorporated; may sue and be sued; may plead and be impleaded; may defend and be defended in all courts and in all actions, pleas, and matters whatsoever; may grant, purchase, hold, and receive property, real and personal, within such place and no other, burial grounds and cemeteries excepted; and may lease, sell, and dispose of such property for the benefit of the city, town, or village; and may have a common seal, and alter such seal at pleasure. The county shall pay the costs of the election.

3. In any county with a charter form of government where fifty or more cities, towns and villages have been incorporated, an unincorporated city, town or other area of the state shall not be incorporated except as provided in sections 72.400 to 72.420.

4. Any unincorporated area with a private eighteen-hole golf course community and with at least a one hundred acre lake located within any county of the first classification with more than eighty-two thousand but less than eighty-two thousand one hundred inhabitants may incorporate as a city of the class to which its population would entitle it pursuant to this chapter notwithstanding any proposed annexation of the unincorporated area by any city of the third or fourth classification or any home rule city with more than four hundred thousand inhabitants and located in more than one county. If any city of the third or fourth classification or any home rule city with more than four hundred thousand inhabitants and located in more than one county proposes annexation by ordinance or resolution of any unincorporated area as defined in this subsection, no such annexation shall become effective until and only after a majority of the qualified voters in the unincorporated area proposed to be incorporated fail to approve or oppose the proposed incorporation by a majority vote in the election described in subsection 2 of this section.

5. Prior to the election described in subsection 2 of this section, if the owner or owners of either the majority of the commercial or the majority of the agricultural classification of real property in the proposed area to be incorporated object to such incorporation, such owner or owners may file an action in the circuit court of the county in which such unincorporated area is situated, pursuant to chapter 527, RSMo, praying for a declaratory judgment requesting that such incorporation be declared unreasonable by the court. As used in this subsection, a "majority of the commercial or agricultural classification" means a majority as determined by the assessed valuation of the tracts of real property in either classification to be determined by the assessments made according to chapter 137, RSMo. The petition in such action shall state facts showing that such incorporation including the real property owned by the petitioners is not reasonable based on the same criteria as specified in subsection 3 of section 72.403 and is not necessary to the proper development of the city or town. If the circuit court finds that such inclusion is not reasonable and necessary, it may enjoin the incorporation or require the petition requesting the incorporation to be resubmitted excluding all or part of the property of the petitioners from the proposed incorporation.

Statutes are current with emergency legislation approved through July 10, 2008,
of the 2008 Second Regular Session of the 94th General Assembly.
Constitution is current through the November 7, 2006 General Election.

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END OF DOCUMENT

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V.A.M.S. 80.020

C

VERNON'S ANNOTATED MISSOURI STATUTES

TITLE VII. CITIES, TOWNS AND VILLAGES

CHAPTER 80. TOWNS AND VILLAGES

ORGANIZATION--BOARD OF TRUSTEES

→ 80.020. Towns and villages--how incorporated

Whenever two-thirds of the taxable inhabitants of any town or village within this state shall present a petition to the county commission of the county, setting forth the metes and bounds of their village and commons, and praying that they may be incorporated under a police established for their local government, and for the preservation and regulation of any commons appertaining to such town and village, and the county commission shall be satisfied that two-thirds of the taxable inhabitants of such town or village have signed such petition, and that the prayer of such petition is reasonable, the county commission may declare such town or village incorporated, designating in such order the metes and bounds thereof, and thenceforth the inhabitants within such bounds shall be a body politic and corporate, by the name and style of "The town of" naming it and by that name they and their successors shall be known in law; have perpetual succession, unless disincorporated; sue and be sued; plead and be impleaded; defend and be defended in all courts and in all actions, pleas and matters whatsoever; may grant, purchase, hold and receive property, real and personal, within such town and no other, burial grounds and cemeteries excepted; and may lease, sell and dispose of the same for the benefit of the town, and may have a common seal, and alter the same at pleasure.

Statutes are current with emergency legislation approved through July 10, 2008, of the 2008 Second Regular Session of the 94th General Assembly.
Constitution is current through the November 7, 2006 General Election.

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END OF DOCUMENT

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PROPERTY NOTIFICATION

12/8/2008

PIN	NAME	ADDRESS 1	ADDRESS 2	CITY	ST	ZIP
10-0.3-7-0-0-11.002	1-Res GASA, ERIC	PO BOX 32	183 N Delaware Town	NIXA	MO	65714-0000
10-0.3-7-0-0-11.021	2-Res CHRIS W	835 S COBBLE CREEK BLVD		NIXA	MO	65714-0000
10-0.3-7-0-0-19	MARTIN, JERRY L & JANICE K	3910 S CAMPBELL		SPRINGFIELD	MO	65807-0000
	(TRUST)	2560 W Canyonwood Ct	Nixa			
10-0.3-7-0-0-15	2-Res WHITELEY, LONNIE & BARBARA L	2525 W CANYONWOOD CT		NIXA	MO	65714-7214
10-0.4-18-0-0-5	MAPLES, WAYNE & NORMA	2557 W MT VERNON ST		NIXA	MO	65714-0000
10-0.3-7-0-0-17	2-Res FOSTER, KENT S & PAMELA J	2457 CANYONWOOD COURT	2109 (address 2547)	NIXA	MO	65714-0000
10-0.3-7-0-0-23	2-Res BIRCH, KARL DAVID & PAMELA A	2502 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0.3-7-0-0-0511.007	WARREN, CRAIG	749 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-11.003	2-Res MATTHEWS, WILLIAM & ANDREA	767 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-11.005	1-Res JACKSON, JOEL & JENNIFER	P O BOX 282	1417 N Delaware Town Rd	TURNER	MO	65765-0000
10-0.3-7-0-0-28	2-Res BRAY, GREG & BUTLER, CASSANDRA	731 DOGWOOD CT		NIXA	MO	65714-0000
10-0.4-18-0-0-4.001	1-Res TINDLE, BARBARA	363 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-29	2-Res KOHRS, PERRY & GEORGIA (TRUST)	763 N DOGWOOD CT		NIXA	MO	65714-0000
9-0.6-13-0-0-2	MAPLES, JOE DEAN & SHIRLEY ANN	199 HOLDER RD	2 Res @ Clever address	CLEVER	MO	65631-0000
10-0.3-7-0-0-25	REAL ESTATE RENOVATION & DEVELOP	C/O PILAR PAEZ	P O BOX 1816	NIXA	MO	65714-0000
10-0.3-7-0-0-20	2-Res WOLLARD, CHARLES K & MIRIAM J	2523 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0.4-18-0-0-3.002	1-Res SNELL, RANDALL B & DELORES M	4729 MEADOW VIEW DR		SHAWNEE	KS	66226-2512
10-0.3-7-0-0-24	2-Res WESKAMP, DANIEL JAMES & CAROLYN S	2570 W CANYONWOOD CT	412 N Delaware Township Rd (1-Res Randall)	NIXA	MO	65714-0000
9-0.6-13-0-0-13	MAPLES, JOE D & SHIRLEY	199 HOLDER RD		CLEVER	MO	65631-0000
10-0.3-7-0-0-16	2-Res BELL FAMILY TRUST	2536 W CANYONWOOD CT	1000 d Mary Bell	NIXA	MO	65714-0000
10-0.3-7-0-0-17006	WARREN, CRAIG	719 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-26	1-Res KILLION, GARY L	2611 WEST CANYONWOOD CT		NIXA	MO	65714-0000

increased NOT Reg
 Reg @ address dup owners
 Reg but not for Reg MISC.

PROPERTY NOTIFICATION

12/8/2008

PIN	NAME	ADDRESS 1	ADDRESS 2	CITY	ST	ZIP
10-0-3-7-0-0-11	ATWOOD, GLENN D & GENEVA M	710 N DOGWOOD CT		NIXA	MO	65714-0000
10-0-3-7-0-0-11-014	BLEVINS, ADAM & ANGEL	9378 US HWY-160 S		SPOKANE	MO	65754-0000
10-0-3-7-0-0-22	MITCHELL, MICHAEL C & LINDA G	2507 W CANYONWOOD CT		NIXA	MO	65714-0000
9-0-6-13-0-0-1-003	TINDLE, BARBARA	363 N DELAWARE TOWN RD		NIXA	MO	65714-0000
9-0-6-13-0-0-1-002	MAPLES, JIMMY	411 HARRISON ST		NIXA	MO	65714-0000
10-0-3-7-0-0-11-009	JACKSON, JOEL D & JENNIFER A	747 DELAWARE TOWN RD		NIXA	MO	65714-0000
9-0-6-13-0-0-1	CONSERVATION COMM OF MO	BOX 180		JEFFERSON CITY	MO	00000-0000
10-0-3-7-0-0-21	WOLLARD, CHARLES K & MIRIAN J	2523 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0-4-18-0-0-3	STEVENS, DEBRA & REITZ, SIDNEY	(TRUST)	432 N DELAWARE TOWN RD	NIXA	MO	65714-0000
10-0-3-7-0-0-27	HADSALL, JACK R & JUDY	2575 W CANYONWOOD		NIXA	MO	65714-0000
10-0-3-7-0-0-30	GERINGER, MICHAEL & RUTH	738 N DOGWOOD COURT		NIXA	MO	65714-0000
10-0-3-7-0-0-31	HOERTH, DEBRA ANN	758 N DOGWOOD CT		NIXA	MO	65714-0000
10-0-3-7-0-0-18	ROHR, MARC & AMI	2559 WEST GANYONWOOD COURT		NIXA	MO	65714-0000
10-0-4-18-0-0-4	WEEKS, CHRISTON, WEEKS, DUSTON & MAPLES, DARIN	1415 W TALMAGE		SPRINGFIELD	MO	65803-0000
10-0-3-7-0-0-11-004	JACKSON, JOEL D & JENNIFER A	P O BOX 282		TURNER	MO	65765-0000
9-0-1-12-0-0-11-012	RUSH, CHRIS & LISA	6599 W JACKSON AVE		NIXA	MO	65714-0000
10-0-3-7-0-0-11-10	RUSH, CHRIS & LISA	699 W JACKSON AVE		NIXA	MO	65714-0000
10-0-4-18-0-0-3-001	CONSERVATION OF MISSOURI	BOX 180		JEFFERSON CITY	MO	00000-0000
10-0-3-7-0-0-11-008	BLEVINS, JUSTIN G	654 N DELAWARE TOWN RD		NIXA	MO	65714-8969
10-0-3-7-0-0-11-020	UNG, STEPHEN & ELAINE	2676 W RIVER PARK		NIXA	MO	65714-0000
9-0-1-12-0-0-11-013	JACKSON, JOHN S & ROSEMARY H	2691 RIVER PARK		NIXA	MO	65714-0000
10-0-4-18-0-0-2-001	ROBERTS, GALE & JANICE	602 N DELAWARE TOWN RD		NIXA	MO	65714-0000
9-0-1-12-0-0-8	RIVER BEND ESTATE HOMEOWNERS ASSOC	2691 RIVER PARK RD		NIXA	MO	65714-0000

PROPERTY NOTIFICATION

12/8/2008

PIN	NAME	ADDRESS 1	ADDRESS 2	CITY	ST	ZIP
10-0.3-7-0-0-11.001	JOHN & ROSEMARY JACKSON LLC	2691 RIVER PARK RD		NIXA	MO	65714-0000
10-0.3-7-0-0-11.011	JOHN & ROSEMARY JACKSON LLC	(ETAL)	2691 RIVER PARK RD	NIXA	MO	65714-0000
9-0.6-13-0-0-1.001						

from
Key

Exhibit A

LAND BEING PART OF NORTHWEST QUARTER (NW¼) OF SECTION 18, TOWNSHIP-27, RANGE-22, ALSO PART OF SOUTHWEST QUARTER (SW¼) OF SECTION 7, TOWNSHIP-27, RANGE-22, ALSO PART OF SOUTHEAST QUARTER (SE¼) OF SECTION 12, TOWNSHIP-27, RANGE-23, AND ALSO PART OF NORTHWEST QUARTER (NE¼) OF SECTION 13, TOWNSHIP-27, RANGE-23 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF (S½) OF SW¼ OF SAID SECTION 7; THENCE SOUTH ALONG THE EAST LINE OF SAID S½ OF SW¼, 1326.90 FEET TO THE NORTHEAST CORNER OF SAID NW¼ OF SECTION 18; THENCE SOUTH ALONG THE EAST LINE OF SAID NW¼, 1389.78 FEET TO A POINT 1290.60 FEET NORTH OF THE SOUTHEAST CORNER OF SAID NW¼; 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 NE¼ OF SAID SECTION 13; THENCE NORTH ALONG THE SAID EAST LINE OF NE¼ TO THE SOUTHEAST CORNER OF NORTH HALF (N½) OF THE SE¼ OF NE¼ OF SAID SECTION 13; THENCE WEST ALONG SOUTH LINE OF SAID N½ OF SE¼ OF NE¼ TO THE SOUTHWEST CORNER OF N½ OF SE¼ OF NE¼; THENCE NORTH ALONG THE WEST LINE OF SAID N½ OF SE¼ OF NE¼ TO THE NORTHWEST CORNER OF SAID N½ OF SE¼ OF NE¼; THENCE EAST ALONG THE NORTH LINE OF SAID N½ OF SE¼ OF NE¼ 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 N½ OF SE¼ OF NE¼; THENCE NORTH ALONG THE SAID WEST BANK APPROXIMATELY 1380 FEET TO THE SOUTH LINE OF SAID SE¼ OF SECTION 12; THENCE EAST ALONG THE SOUTH LINE OF SAID SE¼, 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.

KAY BROWN

Clerk of the County Commission
OF
CHRISTIAN
COUNTY

100 W. CHURCH ROOM 206
OZARK, MO 65721
Phone: 581-6360 Fax: 581-8331

August 28, 2008

I, Kay Brown, Christian County Clerk, do hereby certify on this 28th day of August 2008 that a Petition for Incorporation of Delaware Town Village (Section 72.080 Revised Statutes of Missouri) was submitted to my office on August 25th, 2008. The petition consists of 18 signatures of the property owners that live within the legal description of the metes and bounds set forth in the petition. All of the signatures represent 18 active registered voters and are qualified to sign this petition. This petition was hand delivered by Judy Hadsall a property owner in the described development.

Kay Brown

Kay Brown, Christian County Clerk

PROPERTY NOTIFICATION

12/8/2008

PIN	NAME	ADDRESS 1	ADDRESS 2	CITY	ST	ZIP
10-0.3-7-0-0-11.002	GASA, ERIC	PO BOX 32		NIXA	MO	65714-0000
10-0.3-7-0-0-11.021	RHOADES, CHRIS W	835 S COBBLE CREEK BLVD		NIXA	MO	65714-0000
10-0.3-7-0-0-19	MARTIN, JERRY L & JANICE K (TRUST)	3910 S CAMPBELL		SPRINGFIELD	MO	65807-0000
10-0.3-7-0-0-15	WHITELEY, LONNIE R & BARBARA L	2525 W CANYONWOOD CT		NIXA	MO	65714-7214
10-0.4-18-0-0-5	MAPLES, WAYNE & NORMA	2557 W MT VERNON ST		NIXA	MO	65714-0000
10-0.3-7-0-0-17	FOSTER, KENT S & PAMELA J	2457 CANYONWOOD COURT		NIXA	MO	65714-0000
10-0.3-7-0-0-23	BIRCH, KARL DAVID & PAMELA A	2502 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0.3-7-0-0-11.007	WARREN, CRAIG	719 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-11.003	MATTHEWS, WILLIAM & ANDREA	767 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-11.005	JACKSON, JOEL & JENNIFER	P O BOX 282		TURNER	MO	65765-0000
10-0.3-7-0-0-28	BRAY, GREG & BUTLER, CASSANDRA	731 DOGWOOD CT		NIXA	MO	65714-0000
10-0.4-18-0-0-4.001	TINDLE, BARBARA	363 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-29	KOHR, PERRY & GEORGIA (TRUST)	763 N DOGWOOD CT		NIXA	MO	65714-0000
9-0.6-13-0-0-2	MAPLES, JOE DEAN & SHIRLEY ANN	199 HOLDER RD		CLEVER	MO	65631-0000
10-0.3-7-0-0-25	REAL ESTATE RENOVATION & DEVELOP	C/O PILAR PAEZ	P O BOX 1816	NIXA	MO	65714-0000
10-0.3-7-0-0-20	WOLLARD, CHARLES K & MIRIAM J	2523 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0.4-18-0-0-3.002	SNELL, RANDALL B & DELORES M	4729 MEADOW VIEW DR		SHAWNEE	KS	66226-2512
10-0.3-7-0-0-24	WESKAMP, DANIEL JAMES & CAROLYN S	2570 W CANYONWOOD CT		NIXA	MO	65714-0000
9-0.6-13-0-0-13	MAPLES, JOE D & SHIRLEY	199 HOLDER RD		CLEVER	MO	65631-0000
10-0.3-7-0-0-16	BELL FAMILY TRUST	2536 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0.3-7-0-0-11.006	WARREN, CRAIG	719 N DELAWARE TOWN RD		NIXA	MO	65714-0000
10-0.3-7-0-0-26	KILLION, GARY L	2611 WEST CANYONWOOD CT		NIXA	MO	65714-0000

PROPERTY NOTIFICATION

12/8/2008

PIN	NAME	ADDRESS 1	ADDRESS 2	CITY	ST	ZIP
10-0.3-7-0-0-11	ATWOOD, GLENN D & GENEVA M	710 N DOGWOOD CT		NIXA	MO	65714-0000
10-0.3-7-0-0-11.014	BLEVINS, ADAM & ANGEL	9378 US HWY 160 S		SPOKANE	MO	65754-0000
10-0.3-7-0-0-22	MITCHELL, MICHAEL C & LINDA G	2507 W CANYONWOOD CT		NIXA	MO	65714-0000
9-0.6-13-0-0-1.003	TINDLE, BARBARA	363 N DELAWARE TOWN RD		NIXA	MO	65714-0000
9-0.6-13-0-0-1.002	MAPLES, JIMMY	411 HARRISON ST		NIXA	MO	65714-0000
10-0.3-7-0-0-11.009	JACKSON, JOEL D & JENNIFER A	747 DELAWARE TOWN RD		NIXA	MO	65714-0000
9-0.6-13-0-0-1	CONSERVATION COMM OF MO	BOX 180		JEFFERSON CITY	MO	00000-0000
10-0.3-7-0-0-21	WOLLARD, CHARLES K & MIRIAN J	2523 W CANYONWOOD CT		NIXA	MO	65714-0000
10-0.4-18-0-0-3	STEVENS, DEBRA & REITZ, SIDNEY	(TRUST)	432 N DELAWARE TOWN RD	NIXA	MO	65714-0000
10-0.3-7-0-0-27	HADSALL, JACK R & JUDY	2575 W CANYONWOOD		NIXA	MO	65714-0000
10-0.3-7-0-0-30	GERINGER, MICHAEL & RUTH	738 N DOGWOOD COURT		NIXA	MO	65714-0000
10-0.3-7-0-0-31	HOERTH, DEBRA ANN	758 N DOGWOOD CT		NIXA	MO	65714-0000
10-0.3-7-0-0-18	ROHR, MARC & AMI	2559 WEST CANYONWOOD COURT		NIXA	MO	65714-0000
10-0.4-18-0-0-4	WEEKS, CHRISTON, WEEKS, DUSTON &	MAPLES, DARIN	1415 W TALMAGE	SPRINGFIELD	MO	65803-0000
10-0.3-7-0-0-11.004	JACKSON, JOEL D & JENNIFER A	P O BOX 282		TURNER	MO	65765-0000
9-0.1-12-0-0-11.012	RUSH, CHRIS & LISA	599 W JACKSON AVE		NIXA	MO	65714-0000
10-0.3-7-0-0-11.10	RUSH, CHRIS & LISA	699 W JACKSON AVE		NIXA	MO	65714-0000
10-0.4-18-0-0-3.001	CONSERVATION COMMISSION OF MISSOURI	BOX 180		JEFFERSON CITY	MO	00000-0000
10-0.3-7-0-0-11.008	BLEVINS, JUSTIN C	654 N DELAWARE TOWN RD		NIXA	MO	65714-8969
10-0.3-7-0-0-11.020	UNG, STEPHEN & ELAINE	2676 W RIVER PARK		NIXA	MO	65714-0000
9-0.1-12-0-0-11.013	JACKSON, JOHN S & ROSEMARY H	2691 RIVER PARK		NIXA	MO	65714-0000
10-0.4-18-0-0-2.001	ROBERTS, GALE & JANICE	602 N DELAWARE TOWN RD		NIXA	MO	65714-0000
9-0.1-12-0-0-8	RIVER BEND ESTATE HOMEOWNERS ASSOC	2691 RIVER PARK RD		NIXA	MO	65714-0000

PROPERTY NOTIFICATION

12/8/2008

PIN	NAME	ADDRESS 1	ADDRESS 2	CITY	ST	ZIP
10-0.3-7-0-0-11.001	JOHN & ROSEMARY JACKSON LLC	2691 RIVER PARK RD		NIXA	MO	65714-0000
10-0.3-7-0-0-11.011	JOHN & ROSEMARY JACKSON LLC	(ETAL)	2691 RIVER PARK RD	NIXA	MO	65714-0000
9-0.6-13-0-0-1.001						

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 (SW¼) OF SECTION 7, TOWNSHIP-27, RANGE-22, ALSO PART OF SOUTHEAST QUARTER (SE¼) OF SECTION 12, TOWNSHIP-27, RANGE-23, AND ALSO PART OF NORTHEAST QUARTER (NE¼) OF SECTION 13, TOWNSHIP-27, RANGE-23 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTH HALF (S½) OF SW¼ OF SAID SECTION 7; THENCE SOUTH ALONG THE EAST LINE OF SAID S½ OF SW¼, 1326.90 FEET TO THE NORTHEAST CORNER OF SAID NW¼ OF SECTION 18; THENCE SOUTH ALONG THE EAST LINE OF SAID NW¼, 1389.78 FEET TO A POINT 1290.60 FEET NORTH OF THE SOUTHEAST CORNER OF SAID NW¼; 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 NE¼ OF SAID SECTION 13; THENCE NORTH ALONG THE SAID EAST LINE OF NE¼ TO THE SOUTHEAST CORNER OF NORTH HALF (N½) OF THE SE¼ OF NE¼ OF SAID SECTION 13; THENCE WEST ALONG SOUTH LINE OF SAID N½ OF SE¼ OF NE¼ TO THE SOUTHWEST CORNER OF N½ OF SE¼ OF NE¼; THENCE NORTH ALONG THE WEST LINE OF SAID N½ OF SE¼ OF NE¼ TO THE NORTHWEST CORNER OF SAID N½ OF SE¼ OF NE¼; THENCE EAST ALONG THE NORTH LINE OF SAID N½ OF SE¼ OF NE¼ 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 N½ OF SE¼ OF NE¼; THENCE NORTH ALONG THE SAID WEST BANK APPROXIMATELY 1380 FEET TO THE SOUTH LINE OF SAID SE¼ OF SECTION 12; THENCE EAST ALONG THE SOUTH LINE OF SAID SE¼, 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

VOTE BOTH SIDES OF THIS BALLOT