

IN THE CIRCUIT COURT OF CASS COUNTY, MISSOURI

FILED
MAR 11 1998

In re Northwest Cass County
Sewer District

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CV97-1300CC

Rebecca McDowell
SECRETARY OF STATE

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FILED
CIRCUIT CLERK
CASS COUNTY, MO.

ORDER FOR CREATION OF
THE NORTHWEST CASS COUNTY SEWER DISTRICT

Now on this 12th day of January 1998 the Court takes up Plaintiffs' petition for creation of the Northwest Cass County Sewer District. The court finds that the petition was filed in the Cass County Circuit Court November 3, 1997. That notice of the application to form the sewer district was duly given by publication filed in the Belton Star Herald, the affidavit of publication having been filed with this Court indicating that the publication occurred on December 4, 1997. In accordance with Section 249.767 RSMo., the Court notes that there have been no objections filed herein by any party, that notice of proceedings is appropriate in accordance with Section 249.765. The Court finds the petition to be in proper form and service to be proper.

IT IS HEREBY ORDERED AJUDGED AND DECREED that from this point forward the Northwest Cass County Sewer District is a public corporation.

Honorable Joseph P. Dandurand

I hereby certify the above and foregoing to be a true and correct copy, the original of which is filed and entered of record in this court.

ADA LEE KING, Circuit Clerk
Cass County, Missouri

Lila Samuels
Deputy Clerk

Dated 3-5-98

IN THE CIRCUIT COURT OF CASS COUNTY, MISSOURI

FILED
MAR 11 1998

In re Northwest Cass County
Sewer District

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CX197-130000

Rebecca McDowell Cook
SECRETARY OF STATE

PETITION FOR CREATION OF
THE NORTHWEST CASS COUNTY SEWER DISTRICT

We the undersigned registered voters, comprising at least 10% of the Registered Voters within the proposed area, have signed this petition and do hereby request that the Court allow the formation of the Northwest Cass County Sewer District pursuant to sections 249.763 and 249.774 of the Missouri Revised Statutes for the following reasons:

1. Planned Developments such as Loch Lloyd are required by county planning ordinances to maintain a central wastewater collection system that will meet Missouri Department of Natural Resources standards.
2. The current wastewater system for this area is designed to serve approximately 160 homes.
3. Due to current and planned expansion, additional capacity must be provided.
4. The formation of a Sewer District is required in order to contract with a wastewater facility to handle both the current and future wastewater needs of this area and to satisfy both Cass County and Missouri Department of Natural Resources requirements.
5. The proposed legal name of the district is the Northwest Cass County Sewer District.
6. The proposed Board of the district will be a 5 member appointed board pursuant to Missouri Revised Statutes Sections 249.763 and 249.774.

7. The boundaries of the proposed district are attached hereto as exhibits (1) and (2) and are hereby incorporated by reference.

8. The names of all real property owners within the proposed district are attached hereto as exhibit "3" and are hereby incorporated by reference.

WHEREFORE, for the foregoing reasons, petitioners pray that this court allow the incorporation of the Northwest Cass County Sewer District.

FILED
MAR 11 1998

Rebecca McDowell
SECRETARY OF STATE

AFFIDAVIT OF CIRCULATOR

I, Margorie A. Stockton A Registered Voter of record of the proposed Northwest Cass County Sewer district described herein, being first duly sworn, hereby say that the above and foregoing signed this petition and each of them signed his/her name thereto personally in my presence; I believe that each has accurately stated his/her name and address and that each signer is a registered voter of record of the proposed neighborhood improvement district herein described.

Signature of Affiant: Margorie A. Stockton
Printed name & MARGORIE A. STOCKTON
Address of Affiant: 1514 FOX RUN LANE
RAYMOND MO 64083

Subscribed to and sworn to me this 31st day of October, 1997.

Signed: Linda G. Wilkerson
My commission expires: 4-13-98

Notary Certificate:

LINDA G. WILKERSON
NOTARY PUBLIC STATE OF MO.
COMMISSIONED IN CASS COUNTY
MY COMMISSION EXPIRES 4-13-98

FILED
MAR 11 1993

James McDonald, Capt.
SECRETARY OF STATE

Addendum No. 1

Northwest Cass County Sewer District

Description:

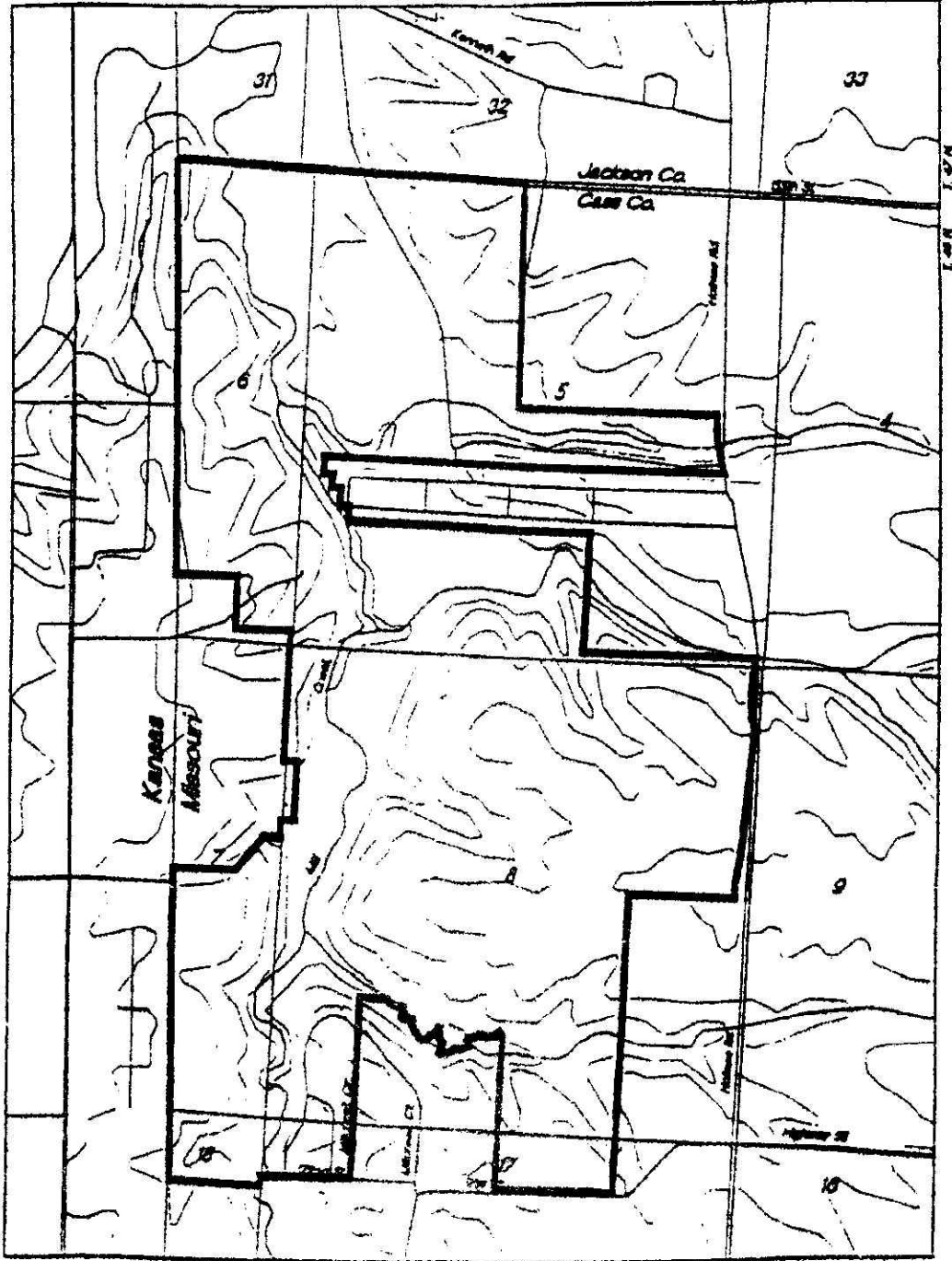
All that part of Sections 5, 6, 7, 8, 17 and 18, Township 46 Range 33, Cass County, Missouri, more particularly described as follows: BEGINNING at the Northwest corner of said fractional Section 6, said point monumented by a 6" x 6" granite stone; thence South $86^{\circ}15'51''$ East, along the North line of said Section 5 and fractional Section 6, a distance of 4011.74 feet, to a point 183.7 feet West of the Northeast corner of said Northwest Quarter of Section 5; thence South $2^{\circ}05'37''$ West, along a line 183.7 feet West of and parallel to the East line of said Northwest Quarter of said Section 5, a distance of 2408.67 feet, to a point on the East-West centerline of said Section 5; thence South $86^{\circ}55'29''$ East, along said East-West centerline, a distance of 2232.94 feet, to a point on the West right-of-way line of Missouri State Highway Route D; thence South $4^{\circ}45'42''$ East, along said West right-of-way line, a distance of 6.60 feet; thence South $3^{\circ}20'18''$ East, continuing along said West right-of-way line, a distance of 322.81 feet; thence South $11^{\circ}58'51''$ East, continuing along said West right-of-way line, a distance of 327.43 feet, to the North line of HOLMES HILLS, a subdivision of land in said Cass County, filed for record in Plat Book 2, at page 58; thence North $87^{\circ}00'25''$ West, along said North line, a distance of 2154.59 feet, to the North-South centerline of said Section 5; thence North $86^{\circ}50'03''$ West, along the North line of the South 680.00 feet, of the North Half of the Southwest Quarter of said Section 5, a distance of 2427.04 feet; thence South $2^{\circ}53'22''$ West, along the West line of said LOT 84 and across Jackson Street, a distance of 206.58 feet, to the Northwest corner of LOT 133, of said HOLMES HILLS; thence South $87^{\circ}06'18''$ East, along the South line of Jackson Street, a distance of 103.50 feet, to the Northeast corner of said LOT 133; thence South $2^{\circ}53'22''$ West, along the East line of said LOT 133, a distance of 145.00 feet; thence South $87^{\circ}06'18''$ East, along the South line of LOT 132, said HOLMES HILLS, a distance of 103.50 feet, to the Northwest corner of LOT 134, said HOLMES HILLS; thence South $2^{\circ}53'22''$ West, along the West line of said Lot 134 and across Howard Street, a distance of 195.00 feet; thence South $87^{\circ}06'18''$ East, along the South line of Howard Street, a distance of 103.50 feet, to the West line of Wornall Road; thence South $2^{\circ}53'22''$ West, along said West line, a distance of 145.00 feet, to the South line of HOLMES HILLS; thence South $87^{\circ}06'18''$ East, along said South line, a distance of 2131.82 feet, to the Northwest corner of the Southwest Quarter of the Southeast Quarter of said Section 5; thence South $87^{\circ}00'25''$ East, along the North line of the West Half of the Southwest Quarter of the Southeast Quarter of said Section 5, said line also being the South line of HOLMES HILLS ADDITION NO. 1, a distance of 670.76 feet, to the Northeast corner of said West Half; thence South $2^{\circ}46'07''$ West, along the East line of said West Half, a distance of 1321.01 feet, to the North line of said Section 8; thence South $87^{\circ}00'12''$ East, along said North line, a distance of 1930.38 feet, to the West line of Missouri State Highway Route D; thence along the West line of said Missouri State Highway, the following courses and distances; South $5^{\circ}08'49''$ West, a distance of 83.10 feet; thence South $6^{\circ}01'26''$ West, a

distance of 285.84 feet; thence South $0^{\circ}18'48''$ West, a distance of 301.50 feet; thence South $18^{\circ}12'14''$ East, a distance of 109.66 feet; thence South $6^{\circ}01'26''$ West, a distance of 1033.32 feet; thence South $5^{\circ}33'56''$ West, a distance of 367.88 feet; thence South $9^{\circ}28'40''$ West, a distance of 302.18 feet; thence South $3^{\circ}41'01''$ West, a distance of 170.40 feet, to the North line of the Southeast Quarter of said Section 8; thence departing the West line of said State Highway Route D, North $86^{\circ}41'25''$ West, along said line, a distance of 1187.05 feet, to the Northeast corner of the West Half of said Southeast Quarter; thence South $2^{\circ}45'39''$ West, along the East line of said West Half, and the West line of Living Water Estates, a subdivision of land in said county and state, a distance of 2,639.88 feet; to the Northeast corner of the West One-Half of the Northeast Quarter of said Section 17; thence South $2^{\circ}59'01''$ West, along the East line of the West Half of said Northeast Quarter, and the West line of Living Water Estates, a subdivision of land in said county and state, a distance of 688.25 feet; to a $3/8''$ iron bar, accepted as monumenting the center of an asphalt roadway; thence North $84^{\circ}23'17''$ West, a distance of 286.15 feet, to a point in the center of the roadway; thence North $88^{\circ}47'15''$ West, a distance of 1054.20 feet, to a $3/8''$ iron bar, accepted as monumenting the center of the roadway at the West line; thence North $2^{\circ}49'57''$ East, along the West line of said Northeast Quarter, a distance of 715.40 feet, to the Northwest corner of said Northeast Quarter; thence North $2^{\circ}21'04''$ East, along the West line of the Southeast Quarter of said Section 8, a distance of 972.93 feet; thence North $10^{\circ}13'14''$ West, a distance of 56.00 feet; thence North $42^{\circ}21'54''$ West, a distance of 44.30 feet; thence South $55^{\circ}32'06''$ West, a distance of 96.60 feet; thence South $85^{\circ}43'36''$ West, a distance of 77.00 feet; thence North $62^{\circ}13'34''$ West, a distance of 52.70 feet; thence South $88^{\circ}16'36''$ West, a distance of 47.20 feet; thence South $48^{\circ}54'06''$ West, a distance of 51.60 feet; thence North $43^{\circ}57'34''$ West, a distance of 20.50 feet; thence South $78^{\circ}18'16''$ West, a distance of 70.40 feet; thence South $18^{\circ}16'16''$ West, a distance of 22.80 feet; thence South $13^{\circ}24'44''$ East, a distance of 28.10 feet; thence South $43^{\circ}34'33''$ East, a distance of 28.34 feet; thence South $2^{\circ}23'26''$ West, a distance of 37.00 feet; thence South $55^{\circ}47'06''$ West, a distance of 55.40 feet; thence South $61^{\circ}36'06''$ West, a distance of 36.40 feet; thence North $86^{\circ}53'14''$ West, a distance of 87.00 feet; thence South $57^{\circ}24'16''$ West, a distance of 39.40 feet; thence South $70^{\circ}19'06''$ West, a distance of 74.80 feet; thence South $82^{\circ}29'06''$ West, a distance of 65.20 feet; thence North $61^{\circ}21'14''$ West, a distance of 23.20 feet; thence North $24^{\circ}49'36''$ East, a distance of 137.80 feet; thence North $48^{\circ}44'34''$ West, a distance of 53.40 feet; thence North $5^{\circ}29'14''$ West, a distance of 87.00 feet; thence North $11^{\circ}23'46''$ East, a distance of 55.60 feet; thence North $81^{\circ}35'54''$ West, a distance of 32.10 feet; thence South $29^{\circ}42'16''$ West, a distance of 82.70 feet; thence South $81^{\circ}43'46''$ West, a distance of 24.58 feet, to a point on the East line of Lot 6, TARA, SECOND PLAT, a subdivision of land in said Cass County, Missouri, and 342.50 feet South of the Northeast corner of said Lot 6; thence over a part of said Lot 6, South $60^{\circ}34'46''$ West, a distance of 45.00 feet; thence South $35^{\circ}12'06''$ West, a distance of 69.60 feet; thence South $88^{\circ}10'26''$ West, a distance of 35.10 feet; thence North $42^{\circ}28'14''$ West, a distance of 72.90 feet; thence North $34^{\circ}45'34''$ West, a distance of 91.20 feet; thence North $23^{\circ}26'44''$ West, a distance of 51.40 feet; thence North $8^{\circ}48'56''$ East, a distance of 40.20 feet; thence North $20^{\circ}04'54''$ West, a distance of 30.50 feet; thence North $76^{\circ}36'24''$ West, a distance of 55.90 feet; thence South $69^{\circ}42'46''$ West, a distance of 40.30 feet; thence North $47^{\circ}16'24''$ West, a distance of 37.60 feet; thence North $10^{\circ}17'06''$ East, a distance of 103.80 feet; thence North $77^{\circ}01'24''$ West, a distance of 146.10 feet; thence North $24^{\circ}07'20''$

West, a distance of 55.40 feet, to the Northwest corner of said Lot 6 and the South line of the North Half of the Southwest Quarter of said Section 8; thence North $86^{\circ}29'40''$ West, along said South line, a distance of 327.00 feet, to the East line of Mill Creek Acres, a subdivision of land in said Cass County, Missouri, filed for record in Plat book 5, at page 40; thence South $2^{\circ}28'12''$ West, along said East line, a distance of 2016.54 feet, to the Southeast corner of said subdivision; thence North $89^{\circ}07'32''$ West, along the South line of said subdivision, a distance of 1023.47 feet, to the East line of said fractional Section 18; thence South $2^{\circ}39'00''$ West, along said East line, a distance of 111.35 feet, to the South line of the North 20.46 acres of said line fractional Section 18; thence North $87^{\circ}29'42''$ West, along said South line, a distance of 1031.09 feet, to the West line of the State of Missouri; thence North $0^{\circ}36'18''$ East, along said State line, a distance of 852.27 feet, to the Southwest corner of said fractional Section 7; thence North $0^{\circ}00'30''$ East, along said State line, a distance of 2623.31 feet, to the South line of the North Half of said fractional Section 7; thence South $88^{\circ}38'43''$ East, along said Half Section line, a distance of 707.96 feet; thence North $40^{\circ}31'21''$ East, a distance of 494.69 feet; thence South $87^{\circ}31'41''$ East, a distance of 185.00 feet, to a point on the East line of said fractional Section 7; thence North $2^{\circ}28'19''$ East, along said East line, a distance of 190.00 feet; thence South $87^{\circ}31'41''$ East, a distance of 150.00 feet; thence North $2^{\circ}28'19''$ East, a distance of 650.00 feet; thence North $87^{\circ}31'41''$ West, a distance of 150.00 feet, to the West line of Section 8; thence North $2^{\circ}28'19''$ East, along said West line, a distance of 1397.20 feet, to the Southeast corner of said Section 6; thence North $2^{\circ}45'08''$ East, along the East line of said Section 6, a distance of 60.02 feet, to the Southeast corner of Lot 4, Mill Creek Woods, a subdivision in Cass County, Missouri; thence North $88^{\circ}40'00''$ West, along the South line of said Lot 4, a distance of 625.78 feet, to the Southwest corner of said Lot 4; thence North $1^{\circ}28'01''$ East, along the West line of said Lot 4, a distance of 597.58 feet, to the Northwest corner of said Lot 4; thence North $88^{\circ}39'13''$ West, a distance of 699.19 feet, to the West line of the State of Missouri; thence North $0^{\circ}10'57''$ East, along said State line, a distance of 657.87 feet, to the Northwest corner of the South Half of the South Half of said fractional Section 6; thence North $0^{\circ}11'23''$ East along said State line, a distance of 3822.74 feet, to the Northwest corner of said fractional Section 6, and the Point of Beginning; Excepting from the above described tracts; Lots 19, and 27 of said Mill Creek Acres; containing 1,122.547 acres, more or less.

Northwest Cass County Sewer District

ADDENDUM 2



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GBA
GARDNER BRYLON ASSOCIATES, INC.
Engineers • Architects
504-686

IN THE CIRCUIT COURT OF CASS COUNTY, MISSOURI

04 APR -5 PM 2: 24

In Re the Matter of)
)
NORTHWEST CASS COUNTY)
SEWER DISTRICT.)

Case No. CV197-1300CC FILED
CIRCUIT CLERK
CASS COUNTY, MO.

JUDGMENT AND DECREE

NOW ON THIS 5th day of April 2004, the Court takes up and considers the Petition filed by Northwest Cass County Sewer District for enlargement of the District boundaries, praying for the incorporation of the lands described in the Petition attached thereto within the District boundaries, all pursuant to Section 249.807 RSMo.

The Court finds that the Petition of the adjacent land owner, owning the property contiguous and adjacent to the District boundaries is in proper form; that the Board of Supervisors of the Sewer District has approved the same as shown by the certification of the Clerk affixed thereon; and that it is the duty of this Court to incorporate such lands within the District boundaries.


IT IS, THEREFORE, ORDERED AND ADJUDGED by the Court that the property hereinafter described, be and the same is hereby declared to be within the boundaries of the Northwest Cass County Sewer District, and the boundaries are enlarged to contain such property accordingly.

IT IS FURTHER ORDERED that the following described property be and the same is hereby decreed to be within the boundaries of such Sewer District, to-wit:

A part of the Southeast Quarter of Section 5, Township 46 North, Range 33 West, Cass County, Missouri, described as follows: Commencing at the Southeast corner of said Southeast Quarter; thence North 86°59'55" West, along the South line of said Southeast Quarter for 93.55 feet, to the West right-of-way line of Missouri State Highway Route "D", for the Point of Beginning; thence continue North 86°59'55" West, along said South line for 1930.32 feet, to the Southwest corner of the East half of the Southwest Quarter of said Southeast Quarter; thence North 02°48'29" East, along the West line of said East half for 872.44 feet; thence South 42°44'26" East for 416.16 feet; thence South 60°14'06" East for 390.97 feet; thence South 56°59'59" East for 390.72 feet; thence South 81°08'36" East 258.20 feet; thence South 82°18'39" East for 349.55 feet; thence South 80°57'52" East for 341.48 feet, to said West right-of-way line of Missouri State Highway

Route "D"; thence South 03°21'52" West, along said right-of-way line for 67.21 feet;
thence South 00°38'20" East for 52.68 feet, to the Point of Beginning.

The costs of this action are taxed to the adjoining landowner as provided by law.


The Honorable Joseph P. Dandurand
Circuit Judge, Division II, Seventh Judicial Circuit

IN THE CIRCUIT COURT OF CASS COUNTY, MISSOURI

2005 FEB 18 AM 9: 56

In Re the Matter of)
)
NORTHWEST CASS COUNTY)
SEWER DISTRICT.)

FILED
CIRCUIT CLERK
CASS COUNTY, MO.
Case No. CV197-1500CC

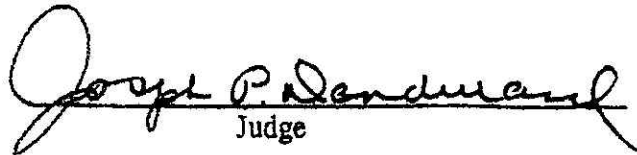
ORDER

NOW on this 18th day of February 2005, the Court takes up the Motion for Change of Name filed herein by the duly authorized representative of Northwest Cass County Sewer District.

The Court finds that the District has acquired the water lines and service in the Village of Loch Lloyd and is now providing both sewer and water service. It is appropriate, therefore, that a name change be approved and the Board has authorized the same.

The Court finds that the Petition should be granted and that the change of name as requested would not be adverse or detrimental to the interests or rights of any other person or entity.

IT IS, THEREFORE, ORDERED AND ADJUDGED by this Court that the name of the entity known as Northwest Cass County Sewer District be and the same is hereby changed to Northwest Cass County Water Resource District.


Judge