

RECORDER'S CERTIFICATION
JACKSON COUNTY, MISSOURI
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INSTRUMENT TYPE: REST FEE: \$27.00 3 PGS



INSTRUMENT NUMBER / BOOK & PAGE

2018E0024911

Robert T. Kelly, Director, Recorder Of Deeds

DEED RESTRICTION AND NOTIFICATION – SOUTH CCR IMPOUNDMENT

THIS NOTICE is made the 26 day of March, 2018 by the city of Independence, Missouri (Grantor & Grantee) a municipal corporation.

The City of Independence, owner in fee title of the real property legally described as:

A tract of land located in the northwest fractional quarter of Section 3, Township 49 North, Range 31 West, in the City of Independence, Jackson county, Missouri, and being more particularly described as follows: commencing at the northwest corner of Section 3, Township 49 North, Range 31 West, thence along the north line of said Section 3, south 87°55'23" east, 1552.32 feet; thence leaving the said north line, south 02°04'49" west, 108.08 feet to the Point of Beginning; thence from the Point of Beginning, north 89°38'31" east, 21.09 feet; thence south 87°31'50" east, 610.39 feet; thence south 82°27'43" east, 49.19 feet; thence south 69°47'19" east, 23.56 feet; thence south 40°33'30" east, 27.08 feet; thence south 07°29'34" east, 21.39 feet; thence south 05°04'13" west, 27.28 feet; thence south 12°49'38" west, 21.96 feet; thence south 16°55'06" west, 760.95 feet; thence south 17°30'21" west, 72.32 feet; thence south 25°09'46" west, 28.73 feet; thence south 28°49'35" west, 52.76 feet; thence south 27°56'30" west, 54.52 feet; thence south 35°03'08" west, 48.46 feet; thence south 44°49'33" west, 194.94 feet; thence south 79°23'50" west, 44.31 feet; thence south 88°57'37" west, 178.24 feet; thence north 02°52'42" west, 154.40 feet; thence north 00°33'23" west, 129.67 feet; thence north 04°38'16" east, 54.48 feet; thence north 89°04'02" west, 241.27 feet; thence north 85°59'32" west, 131.85 feet; thence north 88°17'45" west, 86.85 feet; thence north 00°17'23" east, 14.93 feet; thence north 03°28'53" east, 184.64 feet; thence north 41°36'06" east, 50.75 feet; thence north 47°44'38" east, 261.59 feet; thence north 32°52'13" east, 34.15 feet; thence north 24°14'52" east, 60.12 feet; thence north 04°01'37" east, 63.32 feet; thence north 00°47'02" east, 151.47 feet; thence north 03°56'59" east, 100.25 feet; thence north 08°46'29" east, 33.69 feet; thence north 21°22'55" east, 28.11 feet; thence north 71°40'15" east, 33.27 feet; thence north 86°38'40" east, 41.12 feet; thence north 89°38'31" east, 59.44 feet, to the Point of Beginning.

Contains 20.63 acres, more or less.

hereby declares:

1. A portion of the Property has been used as a coal combustion residuals impoundment.
2. The coal combustion residuals impoundment has been closed in accordance with the requirements of Section 257.100, paragraphs (b)(1) through (4) of the CCR Rule (Closure by leaving CCR in place).
3. Post-closure care and post-closure use of the property shall not disturb the integrity of the final cover or function of any monitoring systems placed as part of the closure.
4. Any other disturbance of the Property is allowed only if such disturbance of the final cover or other component of the containment system, including any removal of coal combustion residual, is demonstrated and such demonstration is certified by a qualified professional engineer to not increase the potential threat to human health or the environment and notification of such disturbance is made to the Director, Missouri Department of Natural Resources.

The obligation to maintain the restrictions set forth above shall run with the land and shall remain in effect in perpetuity.

IN WITNESS WHEREOF, the City of Independence, Missouri, has caused this Deed Restriction and Notification to be executed this 26 day of March, 2018.

CITY OF INDEPENDENCE, MISSOURI



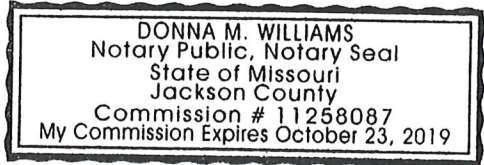
Zachary Walker – City Manager

CITY OF INDEPENDENCE
STATE OF MISSOURI
COUNTY OF JACKSON

In the state of Missouri, county of Jackson, on this 26th day of March, 2018, before me, the undersigned, a notary public in and for said County and State, personally appeared Zachary Walker, to me known to be the person described in and who executed the forgoing instrument, and acknowledged that he executed the same as his free act and deed for the City of Independence, Missouri.

Witness my hand and Notarial Seal subscribed and affixed in said County and State the day and year in the certification above written.

Donna M Williams
Donna M Williams
Notary Public



My Term expires: October 23, 2019