

VILLAGE OF MT. AUBURN
ORDINANCE NO. 117

AN ORDINANCE TO ACCEPT TRACTS OF REAL ESTATE
FROM THE BOARD OF EDUCATION OF TAYLORVILLE COMMUNITY UNIT
SCHOOL DISTRICT NO. 3, CHRISTIAN COUNTY, ILLINOIS

ADOPTED BY THE
BOARD OF TRUSTEES
OF THE
VILLAGE OF MT. AUBURN
THIS 4TH DAY OF MAY, 2009.

PUBLISHED IN PAMPHLET FORM BY AUTHORITY
OF THE BOARD OF TRUSTEES OF THE VILLAGE OF
MT. AUBURN, CHRISTIAN COUNTY, ILLINOIS,
THIS 4TH DAY OF MAY, 2009.

in width being 33 feet on each side of the center line of right-of-way of grantee as now surveyed over and across the East Half of Lot 9 and all of Lot 10 in Section 12, T. 15 N., R. 2 West of 3rd P.M., and other property, in Christian County, Illinois;) with the centerline of Grantor's former track at Grantor's Valuation Station 1309+45 and being indicated on a fragment print of Grantor's Valuation Map V. 1, sheet 13, marked Exhibit B-3, attached hereto; thence extending generally in an easterly direction along Grantor's former centerline of track, a distance of 1.26 miles, more or less, to the ENDING POINT at Grantor's Valuation Station 1375+72, being the west line of a Public Road, also being 21 feet more or less, perpendicular to and west of the east line of Section 7, such ENDING POINT being indicated on a fragment print of Grantor's Valuation Map V. 1, sheet 14, marked Exhibit B-4, attached hereto; containing 10.058 acres, more or less.)

EXCEPT that portion of the foregoing described property described as follows: The West 208.7 feet of the South Half of the abandoned CSX Transportation, Inc. Right-of-Way line that was described as parcel 2 on Exhibit B in a deed recorded as Doc. No. 1991R6379 as filed in the Recorder's Office of Christian County, Illinois, said property being a portion of the Southwest Quarter of the Southeast Quarter of Section 12, T. 15 N., R. 2 West of 3rd P.M., in Christian County, Illinois. (This is the farm/vocational agriculture program property.)

WHEREAS, said Board of Education has determined that the aforesaid Tracts 1 and 2 have become unnecessary, unsuitable, and inconvenient for uses of said School District; and

WEEREAS, said Board of Education, has or will soon offer by Resolution, to convey said tracts of real estate unto the Village of Mt. Auburn, Illinois, a municipal corporation, according to the terms and provisions as s forth in said Board of Education Resolution: and

NOW, THEREFORE BE IT HEREBY ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OP MT. AUBURN, ILLINOIS, A MUNICIPAL CORPORATION, AS FOLLOWS:

1. That the aforesaid two tracts of real estate described as Tracts 1 and 2 above, are necessary and convenient for the Village of Mt. Auburn, Illinois, a municipal corporation, to use, occupy and/or improve earn for public purposes.

2. That the Village of Mt. Auburn, Illinois, a municipal corporation, shall accept the transfer of title, to, the aforesaid Tracts 1 and 2 in consideration for the payment of One Dollar to be paid by the Village Treasurer to the School Treasurer for said School District, and upon the other terms set forth herein; and upon receipt of title, the Village of Mt. Auburn intends to use the aforesaid Tracts 1 arid 2 for a Village park and other municipal and public purposes:

a). The conveyance shall be subject to any existing easements, including a sewer easement under said Tract 2 for a sewer line used by the Mt. Auburn Community Unit School District and others.

b). The Village of Mt. Auburn, Illinois, shall assume any expenses or costs to evidence good and merchantable title, including the cost to obtain title insurance.


3. The Village President and Village Clerk are hereby authorized and directed to accept and record, in the Recorder's Office for Christian County, Illinois, the transfer of title to the aforesaid Tracts 1 and 2 by and on behalf of the Village of Mt. Auburn, Illinois, a municipal corporation, pursuant to the ten of this Ordinance, and pursuant to Sections 156, 157, and 159 of Chapter 30, Ill. Rev. Stat., as amended.

4. That the Village President and Village Clerk of the Village of Mt. Auburn, Illinois, are hereby authorized and directed to execute any documents and to perform any act as may be reasonably required by statute in order to carry out the terms and provisions of this Ordinance.

5. That the Village Treasurer is hereby authorized and directed to pay any expenses or cost, to evidence good and merchantable title, including the cost to obtain title insurance.

6. That all Ordinances or parts thereof in conflict herewith be and the same are hereby repealed; and this Ordinance shall be in full, force and effect immediately upon its adoption.

ON MOTION DULY MADE AND SECONDED and pursuant to roll, call vote, this Ordinance was passed, approved and adopted by at lent a two-thirds affirmative vote of the elected corporate authorities then holding office at the Village of Mt. Auburn Special Board Meeting this 4th day of May, 2009


Kenneth Copentarger, Village President
Village of Mt. Auburn, Illinois

ATTEST:


Tammy Hamell, Village Clerk

Ayes: 5

Nays: _____

Absent 1