

FILED

FEB 27 2020

Don Hays
Sangamon County Clerk

RESOLUTION # 6-1
**A RESOLUTION AUTHORIZING THE INSTITUTION OF LITIGATION
FOR THE CONDEMNATION OF REAL PROPERTY**

WHEREAS, the County of Sangamon, Illinois (the "County") is a body politic and corporate, duly organized and existing under the laws of the State of Illinois; and,

WHEREAS, it is necessary to realign Federal Aid-Urban Route 8048 (County Highway 23/Woodside Road) from east of Chatham Road to west of the intersection with IL Route 4, a County Highway located within the County; and,

WHEREAS, this construction or maintenance of Federal Aid-Urban Route 8048 is a public work which is necessary for a public purpose, being the improvement of a public roadway for public use; and

WHEREAS, the acquisition of title to and possession of real property from a private owner is necessary to complete the project; and

WHEREAS, this real property to be acquired is legally described in Attachment 1; and,

WHEREAS, the owner of this property has declined fair and reasonable offers by the County through good faith negotiations to purchase the property at the appraised value or amounts higher; and,

WHEREAS, the County is authorized and empowered by Section 5-801 of the Illinois Highway Code, 605 ILCS 5/5-801, and all other applicable provisions, to acquire property by the exercise of the right of eminent domain, when acquisition is necessary for the construction, maintenance, or operation of any county highway; and,

NOW THEREFORE BE IT RESOLVED, by the County Board of Sangamon County, at its **Regular Reconvened Adjourned September Session**, assembled this 10th day of March, A.D., 2020:

SECTION 1: The above findings are incorporated fully herein by reference as findings of the County.

SECTION 2: The County, acting through its departments, agents, and employees, may acquire fee simple title to and possession of the above properties through condemnation and the properties may be used, occupied, improved, and developed in a manner necessary and convenient for public use.

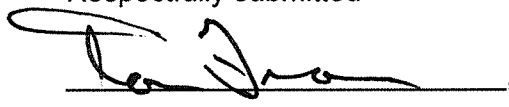
SECTION 3: The Sangamon County State's Attorney or the duly appointed representative is authorized and empowered to institute proceedings in any court of competent jurisdiction to acquire title to the above properties for the County in accordance with the eminent domain laws of the State of Illinois.

SECTION 4: This Resolution supersedes Resolution # 23 approved at the January 14, 2020 meeting and is effective immediately.

Chairman, Sangamon County Board

I, Don Gray, County Clerk in and for said County in the State of Illinois, and keeper of the records and files thereof, as provided by Statute, do hereby certify the foregoing to be a true, perfect and complete original of a RESOLUTION adopted by the County Board of Sangamon County at a meeting held on this 10th day of March, A.D., 2020.

Respectfully submitted

 _____, Chairman

I certify that the correct TIN/FEIN for Sangamon County is 37-6002039
Legal Status: Governmental.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County at my office in Springfield in said County, this _____ day of March, A.D., 2020.

COUNTY CLERK

Road and Bridge Committee
Sangamon County Board

Sangamon County
Sta. 110+32.30 to Sta. 115+50.38
Parcel Number WDS02
P.I.N. 22-29-200-015
Name: Brad L. Miller

6-3

LEGAL DESCRIPTION

RIGHT-OF-WAY

Part of the East Half of the Northwest Quarter and part of the West Half of the Northeast Quarter of Section 29, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, more particularly described as follows:

Commencing at the southwest corner of the Northwest Quarter of said Section 29; thence North 89 degrees 00 minutes 54 seconds East along the south line of the Northwest Quarter of said Section 29, a distance of 2,314.06 feet; thence North 00 degrees 53 minutes 48 seconds West, 53.10 feet to the existing northerly right-of-way line of Woodside Road and the Point of Beginning; thence continuing North 00 degrees 53 minutes 48 seconds West, 65.59 feet; thence South 87 degrees 48 minutes 36 seconds East, 14.51 feet; thence North 01 degree 05 minutes 26 seconds West, 21.40 feet; thence North 88 degrees 54 minutes 34 seconds East, 48.00 feet; thence South 01 degrees 05 minutes 26 seconds East, 24.15 feet; thence South 87 degrees 48 minutes 36 seconds East, 276.93 feet to the east line of said Northwest Quarter; thence North 88 degrees 54 minutes 34 seconds East, 178.91 feet; thence South 00 degrees 55 minutes 52 seconds East, 41.32 feet to said existing northerly right-of-way line; thence South 88 degrees 50 minutes 27 seconds West along said existing northerly right-of-way line, 194.32 feet; thence South 88 degrees 58 minutes 37 seconds West along said existing northerly right-of-way line, 201.11 feet; thence South 01 degrees 01 minutes 23 seconds East along said existing northerly right-of-way line, 5.00 feet; thence South 88 degrees 58 minutes 37 seconds West along said existing northerly right-of-way line, 122.53 feet to the Point of Beginning, containing 0.607 acres (26,434 square feet), more or less.

Except therein mineral interests to be reserved.

Prepared By:
Hanson Professional Services Inc.
1525 S. Sixth St.
Springfield, Illinois 62703

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ATTACHMENT 1