

RESOLUTION # 2-1

**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 8071 (County Highway 22/Iron Bridge Road), a County Highway located within the County, for eventual connection to the extension to MacArthur Boulevard; and,

WHEREAS, this construction or maintenance of Federal Aid-Urban Route 8071 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 private owners is necessary to complete the project; and

WHEREAS, this real property to be acquired is legally described in Attachments 1 thru 5; 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 private owners is necessary to complete the project; and

WHEREAS, this real property to be acquired is legally described in Attachments 6 and 7; and,

WHEREAS, the owners of these properties have declined fair and reasonable offers by the County through good faith negotiations to purchase the properties 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 11th day of October, A.D., 2016:

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.

FILED

SEP 28 2016

Don Hays
Sangamon County Clerk

SECTION 3: The Sangamon County State's Attorney 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 is effective immediately.

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 copy of a RESOLUTION adopted by the County Board of Sangamon County at its REGULAR RECONVENED ADJOURNED SEPTEMBER SESSION, assembled this 11th day of October, A.D., 2016.

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

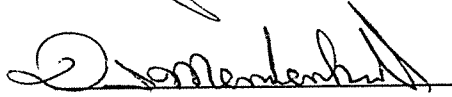
In testimony whereof, I have hereunto set my hand and affixed the seal of said County at my office in Springfield in said County, this _____ day of October, A.D., 2016.

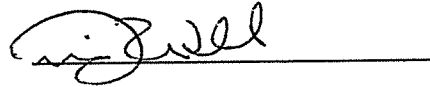
COUNTY CLERK

Respectfully submitted









Road and Bridge Committee

Sangamon County Board

Sangamon County
 Sta. 73+96.81 to Sta. 103+82.11
 Parcel Number WDS12
 P.I.N. 22-29-300-001, 22-29-300-002
 22-30-400-007 & 22-30-400-009

LEGAL DESCRIPTION

RIGHT-OF-WAY

Part of the Southwest Quarter of Section 29 and Part of the East Half of the Southeast Quarter of Section 30, Township 15 North, Range 5 West of the Third Principal Meridian, Sangamon County, Illinois, being more particularly described as follows:

Beginning at the northwest corner of the Southwest Quarter of Section 29; thence North 89 degrees 00 minutes 55 seconds East, along the north line of the Northwest Quarter of Section 29, a distance of 1,324.46 feet to northeast corner of the West Half of the Southwest Quarter of Section 29; thence continuing North 89 degrees 00 minutes 55 seconds East, along the north line of the Northwest Quarter of Section 29, a distance of 339.58 feet to the westerly right of way line of the former Illinois Terminal Railroad; thence South 22 degrees 54 minutes 40 seconds West, 51.78 feet, along the westerly right of way line of the former Illinois Terminal Railroad, to the existing southerly right-of-way line of Woodside Road; thence continuing South 22 degrees 54 minutes 40 seconds West, along the westerly right of way line of the former Illinois Terminal Railroad, 452.41 feet; thence North 67 degrees 05 minutes 21 seconds West, along the westerly right of way line of the former Illinois Terminal Railroad, 16.50 feet; thence South 22 degrees 54 minutes 40 seconds West, along the westerly right of way line of the former Illinois Terminal Railroad, 286.25 feet, to the east line of the West Half of the Southwest Quarter of Section 29; thence South 01 degree 19 minutes 45 seconds East, along the east line of the West Half of the Southwest Quarter of Section 29, a distance of 510.90 feet to the westerly right of way line of the Union Pacific Railroad; thence continuing South 01 degree 19 minutes 45 seconds East, along the east line of the West Half of the Southwest Quarter of Section 29 and the westerly right of way line of the Union Pacific Railroad, 17.70 feet; thence South 22 degrees 46 minutes 11 seconds West, along the westerly right of way line of the Union Pacific Railroad, 80.97 feet; thence South 89 degrees 14 minutes 26 seconds West, 54.53 feet to a point on the easterly right of way line of the former Illinois Terminal Railroad; thence North 01 degree 55 minutes 50 seconds East, along the easterly right of way line of the former Illinois Terminal Railroad, 221.84 feet; thence South 12 degrees 11 minutes 04 seconds West, along the westerly right of way line of the former Illinois Terminal Railroad, 227.37 feet; thence South 89 degrees 14 minutes 26 seconds West, 90.12 feet; thence North 01 degree 19 minutes 48 seconds West, 1,224.97 feet; thence North 51 degrees 58 minutes 11 seconds West, 31.80 feet; thence South 88 degrees 54 minutes 34 seconds West, 1,071.37 feet; thence South 43 degrees 41 minutes 41 seconds West, 14.09 feet; thence South 01 degree 31 minutes 12 seconds East, 703.96 feet to a point on a 385.00 foot radius curve, the center of circle bears South 88 degrees 28 minutes 48 seconds West; thence southwesterly along the curve, 161.13 feet through a central angle of 23 degrees 58 minutes 43 seconds and having a chord bearing of South 10 degrees 28 minutes 10 seconds West for a distance of 159.95 feet; thence South 22 degree 27 minutes 31 seconds West, 176.15 feet to a point on a 315.00 foot radius curve, the center of circle bears South 67 degrees 32 minutes 29 seconds East; thence southeasterly along the curve, 132.19 feet through a central angle of 24 degrees 02 minutes 42 seconds and having a chord bearing of South 10 degrees 26 minutes 10 seconds West for a distance of 131.23 feet; thence South 01 degree 35 minutes 11 seconds East, 246.26 feet; thence South 28 degrees 01 minutes 03 seconds East, 135.07 feet; thence North 88 degrees 55 minutes 43

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Sangamon County
Sta. 73+96.81 to Sta. 103+82.11
Parcel Number WDS12
P.I.N. 22-29-300-001, 22-29-300-002
22-30-400-007 & 22-30-400-009

seconds East, 71.90 feet to a point on the east line of the Southeast Quarter of said Section 30; thence South 01 degree 32 minutes 09 seconds East, along the east line of the Southeast Quarter of said Section 30, 50.00 feet; thence South 88 degrees 55 minutes 43 seconds West, 231.53 feet; thence North 01 degrees 04 minutes 17 seconds West, 60.52 feet; thence North 88 degrees 24 minutes 49 minutes East 29.00 feet; thence North 01 degree 35 minutes 11 seconds West, 355.26 feet to a point on a 385.00 foot radius curve, the center of circle bears North 88 degrees 24 minutes 49 seconds East; thence northeasterly along the curve, 161.57 feet through a central angle of 24 degrees 02 minutes 42 seconds and having a chord bearing of North 10 degrees 26 minutes 10 seconds East for a distance of 160.39 feet; thence North 22 degree 27 minutes 31 seconds East, 176.15 feet to a point on a 315.00 foot radius curve, the center of circle bears North 67 degrees 32 minutes 29 seconds West; thence northwesterly along the curve, 131.83 feet through a central angle of 23 degrees 58 minutes 43 seconds and having a chord bearing of North 10 degrees 28 minutes 10 seconds East for a distance of 130.87 feet; thence North 01 degree 31 minutes 12 seconds West, 704.49 feet; thence North 46 degrees 18 minutes 19 seconds West, 14.20 feet; thence South 88 degrees 54 minutes 34 seconds West, 270.32 feet; thence South 89 degrees 01 minutes 29 seconds West, 971.64 feet to a point on the west line of the East half of the Southeast Quarter of said Section 30; thence North 00 degrees 40 minutes 14 seconds West, along said west line 24.30 feet to the existing southerly right-of-way line of Woodside Road; thence continuing along said west line North 00 degrees 40 minutes 14 seconds West, 50.00 feet to the north line of the Northwest corner of the East Half of the Southeast Quarter of Section 30; thence North 88 degrees 57 minutes 51 seconds East, along the north line of the East Half of the Southeast Quarter of Section 30, a distance of 1,320.85 feet to the Point of Beginning, containing 16.312 acres, more or less, of which 3.835 acres, more or less, is in existing public road right of way.

Sangamon County
Sta. 688+98.69 to Sta. 690+48.30
Parcel Number MAC17
P.I.N. 22-29-300-023

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LEGAL DESCRIPTION

RIGHT-OF-WAY

Part of the West Half of the Southwest 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 northwest corner of the Southwest Quarter of said Section 29; thence North 89 degrees 00 degrees 54 minutes East, 1,324.46 feet on the north line of said Southwest Quarter to the northeast corner of the West Half of said Southwest Quarter; thence South 01 degree 19 minutes 45 seconds East, 2,143.46 feet on the east line of said West Half of the Southwest Quarter to the Point of Beginning; thence continuing South 01 degree 19 minutes 45 seconds East, 149.03 feet on the east line of said West Half of the Southwest Quarter; thence South 88 degrees 50 minutes 58 seconds West, 20.00 feet to the existing westerly right-of-way line of Iron Bridge Road; thence continuing South 88 degrees 50 minutes 58 seconds West, 4.26 feet; thence North 06 degrees 23 minutes 08 seconds West, 150.37 feet; thence North 89 degrees 55 minutes 45 seconds East, 17.51 feet to the existing westerly right-of-way line of Iron Bridge Road; thence continuing North 89 degrees 55 minutes 45 seconds East, 20.00 feet to the Point of Beginning, containing 0.106 acres (4,611 square feet), more or less, of which 0.069 acres, more or less, is in existing public road right of way.

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Sangamon County
Sta. 689+45.00 to Sta. 690+05.00
Parcel Number MAC17TE
P.I.N. 22-29-300-023

LEGAL DESCRIPTION

TEMPORARY EASEMENT

Part of the West Half of the Southwest 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 northwest corner of the Southwest Quarter of said Section 29; thence North 89 degrees 00 degrees 54 minutes East, 1,324.46 feet on the north line of said Southwest Quarter to the northeast corner of the West Half of said Southwest Quarter; thence South 01 degree 19 minutes 45 seconds East, 2,143.46 feet on the east line of said West Half of the Southwest Quarter; thence South 89 degrees 55 minutes 45 seconds West, 37.51 feet; thence South 06 degrees 23 minutes 08 seconds East, 43.52 feet to the Point of Beginning; thence continuing South 06 degrees 23 minutes 08 seconds East, 60.30 feet; thence South 89 degrees 20 minutes 22 seconds West, 16.36 feet; thence North 00 degree 39 minutes 38 seconds West, 60.00 feet; thence North 89 degrees 20 minutes 22 seconds East, 10.34 feet to the Point of Beginning, containing 0.018 acres (801 square feet), more or less.

Sangamon County
Sta. 100+42.52 to Sta. 104+55.47
Parcel Number WDS18
P.I.N. 22-29-100-002

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LEGAL DESCRIPTION

RIGHT-OF-WAY

Part of the East Half of the Northwest 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, 1,324.46 feet on the south line of said Northwest Quarter of Section 29 to the southwest corner of said East Half of the Northwest Quarter, also being the Point of Beginning; thence North 00 degrees 51 minutes 35 seconds West, 52.44 feet on the west line of said East Half to the existing northerly right-of-way line of Woodside Road; thence continuing North 00 degrees 51 minutes 35 seconds West, 25.00 feet on said west line; thence North 88 degrees 54 minutes 34 seconds East, 412.64 feet; thence South 42 degrees 59 minutes 50 seconds West, 35.44 feet to said existing northerly right-of-way line of Woodside Road; thence continuing South 42 degrees 59 minutes 50 seconds West, 73.24 feet to a point on the south line of said Northwest Quarter; thence South 89 degrees 00 minutes 54 seconds West, 337.33 feet on the south line of said Northwest Quarter to the Point of Beginning, containing 0.670 acres (29,168 square feet), more or less, of which 0.438 acres, more or less, is in existing public road right of way.

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Sangamon County
Sta. 87+18.06 to Sta. 100+42.84
Parcel Number WDS19
P.I.N. 22-29-100-001

LEGAL DESCRIPTION

RIGHT-OF-WAY

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

Beginning at the southwest corner of the Northwest Quarter of Section 29; thence North 0 degrees 40 minutes 14 seconds West, along the west line of the Northwest Quarter of Section 29, a distance of 50.00 feet to the existing northerly right-of-way line of Woodside Road; thence continuing North 0 degrees 40 minutes 14 seconds West, along the west line of said Northwest Quarter, 10.00 feet; thence North 88 degrees 06 minutes 40 seconds East, 1,076.60 feet; thence North 39 degrees 05 minutes 45 seconds East, 46.60 feet; thence North 1 degree 03 minutes 13 seconds West, 136.50 feet; thence North 88 degrees 56 minutes 47 seconds East, 150.00 feet; thence South 1 degree 03 minutes 13 seconds East, 125.00 feet; thence South 43 degrees 29 minutes 31 seconds East, 63.65 feet; thence North 88 degrees 54 minutes 34 seconds East, 24.84 feet to the east line of the West Half of the Northwest Quarter of Section 29; thence South 0 degrees 51 minutes 35 seconds East, along the east line of the West Half of the Northwest Quarter of Section 29, a distance of 25.00 feet to the existing northerly right-of-way line of Woodside Road; thence continuing South 0 degrees 51 minutes 35 seconds East, along the east line of the West Half of said Northwest Quarter 52.44 feet to the south line of the Northwest Quarter of Section 29; thence South 89 degrees 00 minutes 54 seconds West, along the south line of the Northwest Quarter of Section 29, a distance of 1,324.46 feet to the Point of Beginning, containing 2.760 acres, more or less, of which 1.557 acres, more or less, is in existing public road right of way.

DESCRIPTION OF RIGHT OF WAY FOR DEED
FAU 8048 (CH23/WOODSIDE RD.)
SECTION: 07-00090-09-FP
PARCEL: 22-30-400-010
SANGAMON COUNTY
STA. 60+94.34 TO STA. 73+96.94

A parcel of land situated in the North Half of the Southeast Quarter of Section 30, Township 15 North, Range 5 West of the Third Principal Meridian, more particularly bounded and described as follows:

Commencing at a found iron pin at the northwest corner of the Southeast Quarter of said Section 30; thence North 88 degrees 57 minutes 51 seconds West, 17.25 feet; thence South 01 degree 02 minutes 09 seconds East, 34.48 feet to point on the existing south right of way line of FAU 8048 (CH23/Woodside Road) said point being the Point of Beginning.

From the Point of Beginning thence North 89 degrees 56 minutes 51 seconds East, 705.47 feet along said existing south right of way line of FAU 8048 (CH23/Woodside Road); thence Easterly 258.48 feet along a curve to the left along the said existing south right of way line of FAU 8048 (CH23/Woodside Road), having a radius of 16,050.00 feet, a central angle of 00 degrees 55 minutes 22 seconds, and the long chord of said curve bears North 89 degrees 29 minutes 10 seconds East, a chord distance of 258.48 feet; thence North 89 degrees 01 minute 45 seconds East, 339.46 feet along said existing south right of way line of FAU 8048 (CH23/Woodside Road); thence South 00 degrees 40 minutes 14 seconds East, 9.97 feet; thence South 89 degrees 01 minute 29 seconds West, 468.73 feet; thence South 89 degrees 56 minutes 51 seconds West, 529.71 feet; thence South 87 degrees 04 minutes 36 seconds West, 199.67 feet; thence South 89 degrees 56 minutes 51 seconds West, 105.32 feet; thence North 01 degrees 02 minutes 19 seconds West, 20.00 feet to a point on said existing south right of way line of FAU 8048 (CH23/Woodside Road) said point being the Point of Beginning, containing 0.347 acres, more or less.

Bearings and distances are based on the Illinois State Plane Coordinate System NAD83 (1986) - West Zone.

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DESCRIPTION OF EXISTING RIGHT OF WAY FOR DEED
FAU 8048 (CH23/WOODSIDE RD.)
SECTION: 07-00090-09-FP
PARCEL: 22-30-400-010
SANGAMON COUNTY
STA. 60+93.74 TO STA. 73+97.21

A parcel of land situated in the North Half of the Southeast Quarter of Section 30, Township 15 North, Range 5 West of the Third Principal Meridian, more particularly bounded and described as follows:

Commencing at a found iron pin at the northwest corner of the Southeast Quarter of said Section 30; thence North 88 degrees 57 minutes 51 seconds East, 17.25 feet along the north line of said Southeast Quarter of Section 30 to the Point of Beginning.

From the Point of Beginning thence continue North 88 degrees 57 minutes 51 seconds East, 1,303.29 feet along said north line of said Southeast Quarter of Section 30; thence South 00 degrees 40 minutes 14 seconds East, 49.33 feet to a point on the existing south right of way line of FAU 8048 (CH23/Woodside Road); thence South 89 degrees 01 minutes 45 seconds West, 339.46 feet along said existing south right of way line; thence Westerly 258.48 feet along a curve to the right along the said existing south right of way line, having a radius of 16,050.00 feet, a central angle of 00 degrees 55 minutes 22 seconds, and the long chord of said curve bears South 89 degrees 29 minutes 10 seconds West, a chord distance of 258.48 feet; thence South 89 degrees 56 minutes 51 seconds West, 705.47 feet along said existing south right of way line; thence North 01 degree 02 minutes 19 seconds West, 34.48 feet to the Point of Beginning, containing 1.325 acres, more or less.

Bearings and distances are based on the Illinois State Plane Coordinate System NAD83 (1986) - West Zone.