
RESOLUTION NUMBER 01 - 2014

RESOLUTION AUTHORIZING THE SALE

OF SURPLUS REAL ESTATE

WHEREAS, pursuant to the Illinois Municipal Code, 65 ILCS 5/11-76-4.1, SALE OF SURPLUS REAL ESTATE, (the "Act"), the corporate authorities of a municipality, by resolution, may authorize the sale of surplus real estate; and

WHEREAS, the Village of Cobden has determined that certain property, the legal description of which is set forth in Exhibit "A" is "surplus" and is no longer necessary or useful to or for the best interest of the Village; and

WHEREAS, the value of said real estate will be determined by a certified appraiser by a written certified appraisal which a copy of said Appraisal will be made available to the public for inspection at the Cobden Village Hall; and

WHEREAS, such appraisal will determine the fair market value of such property; and

WHEREAS, pertinent information concerning the size, use, and zoning of the real estate is attached hereto as Exhibit "B"; and

WHEREAS, such sale of surplus real estate may be conducted by the Village staff; and

WHEREAS, the Act requires that this resolution be published at the first opportunity following its passage in a paper published in the county where the municipality is located; and

WHEREAS, the corporate authorities may accept and contract proposal determined by them to be in the best interests of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80 percent of the appraised value.

NOW THEREFORE BE IT RESOLVED BY THE PRESIDENT/MAYOR AND VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF COBDEN, UNION COUNTY, ILLINOIS, AS FOLLOWS:

Section one. The corporate authorities of the Village of Cobden hereby authorize the sale of the surplus public real estate set forth in Exhibit "A" attached hereto. The value of the real estate to be determined by certified appraiser. The Village staff may conduct such sale and receive contract proposals, which in no event may be at a price less than 80 percent of said appraised value.

Section two. This resolution shall be published at the first opportunity following its passage in a newspaper in the County of Union.

Section three. That upon such publication as provided by the Act, the corporate authorities of the Village of Cobden, may review and choose to accept any contract proposal determined by them to be in the best interests of the Village of Cobden by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80 percent of the appraised value.

Section four. SEVERABILITY. If any section, paragraph or provision of this resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of the resolution.

Section five. REPEAL. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section six. PUBLICATION. This resolution shall be in full force and effect forthwith upon its adoption, approval and publication as provided by law.

ADOPTED THIS 5th DAY OF MAY, 2014, pursuant to a roll call vote as follows:

AYES: 6 - Britt, Brumleve, Gomez, Maze, Stewart, Swedlund

NAYES: 0 - None

ABSENT: 0 - None

APPROVED BY ME THIS 5th DAY OF MAY, 2014



PAUL Z. TOMAZZOLI, PRESIDENT/MAYOR

Published in pamphlet form this 6th day of May, 2014, under the authority of the President/Mayor and Village Board of Trustees.

ATTEST:



Karen M. Winzenburger, Village Clerk

Recorded in the Village Records on 6th day of May, 2014.

WARRANTY DEED

THE GRANTOR, JOHN M. CERNY AND SON, a partnership, of the Village of Cobden, in Union County, Illinois, by its partners, for and in consideration of the sum of Ten Dollars (\$10.) and other good and valuable consideration, CONVEYS and WARRANTS to the VILLAGE OF COBDEN, ILLINOIS, a municipal corporation situated in the County of Union and State of Illinois, the following described real estate, to-wit:

LOTS NUMBERED 1, 2, 3, 18, 17, 16 AND 15 IN BLOCK "H" IN B. L. WILEY'S ADDITION TO SOUTH PASS (NOW VILLAGE OF COBDEN), SITUATED IN UNION COUNTY, ILLINOIS.

RESERVING, HOWEVER, TO THE GRANTOR, ITS SUCCESSORS AND ASSIGNS A PERPETUAL, NON-EXCLUSIVE EASEMENT FOR ROADWAY AND UTILITIES PURPOSES OF THE EVEN WIDTH OF 8 FEET ALONG THE NORTH SIDE OF LOTS 3, 18, 17, 16, AND 15, WHICH EASEMENT IS RESERVED FOR THE BENEFIT OF LOTS 10, 11 AND 12 IN BLOCK "H" IN B. L. WILEY'S ADDITION TO SOUTH PASS (NOW VILLAGE OF COBDEN), WHICH SAID LOTS 10, 11 AND 12 ARE AND CONSTITUTE THE DOMINANT TENEMENT AS TO SAID EASEMENT.

Dated this 1st day of December, 1994.

JOHN M. CERNY AND SON,
A PARTNERSHIP, BY:

Lawrence Cerny (L.S.)
LAWRENCE CERNY

Norbert Cerny (L.S.)
NORBERT CERNY

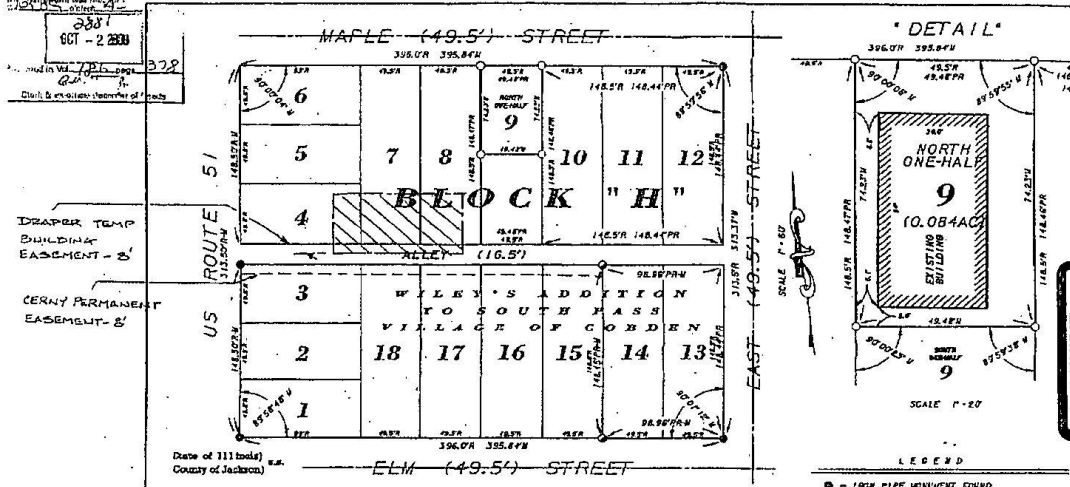
Richard Cerny (L.S.)
RICHARD CERNY

BEING ALL THE PARTNERS.

Prepared for Grantor by Wesley L.
Boie. Legal description furnished.
Title not examined by preparer.

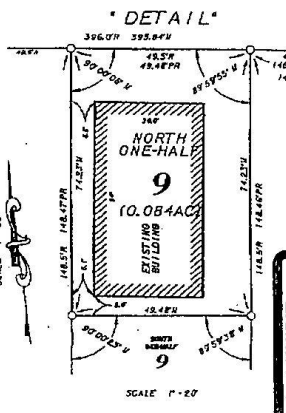


STATE OF ILLINOIS
JACKSON COUNTY
SHERIFF
607 - 2 2833



DRAPER TAMP
BUILDING
EASEMENT - 8'

CERNY PERMANENT
EASEMENT - 8'



State of Ill. holds s.s.
County of Jackson

I, Malcom A. Sands, Professional Illinois Land Surveyor No. 2780, do hereby certify that during the month of September, 2000, at the request of the Village of Cobden, a survey was made under my direct supervision of the North one-half of Lot 9 of Block 'H' in Wiley's Addition to South Pass, now the Village of Cobden, County of Union, State of Illinois.

I further certify that to the best of my knowledge and belief this is a true and correct survey and is as shown pictured herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Illinois Professional Land Surveyor's Seal at Murphysboro, Illinois, this 27th day of September, 2000.

Malcom A. Sands
Malcom A. Sands
Professional Illinois Surveyor No. 2780



- LEGEND**
- ⊙ - IRON PIPE MONUMENT FOUND
 - - IRON PIPE MONUMENT WITH ALUMINUM CAP PC
 - - IRON PIPE MONUMENT WITH ALUMINUM CAP SI
 - R - RECORD DISTANCE
 - M - MEASURED DISTANCE / ANGLE
 - PR - PRORATED DISTANCE

J. J. Blankenship and Associates
CONSULTING ENGINEERS & LAND SURVEYORS
ILLINOIS PROFESSIONAL SURVEYING FIRM NO. 012
2000