

CITY OF COLUMBIA, ILLINOIS
ORDINANCE NO. 3490

**AN ORDINANCE TO ACCEPT A QUIT CLAIM DEED FROM
EVANGELICAL ST. PAUL CEMETERY FOR THE CONSTRUCTION AND USE OF A
SHARED USE PATH IN THE CITY OF COLUMBIA, ILLINOIS**

WHEREAS, the City of Columbia (“City”), Monroe and St. Clair Counties, Illinois is a duly created, organized and validly existing municipality of the State of Illinois under the 1970 Illinois Constitution and the laws of the State of Illinois, including particularly the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto; and

WHEREAS, Evangelical St. Paul Cemetery owns the following property (“Property”) located in the City of Columbia, Illinois (“City”):

A tract of land being part of the subdivision of Tax Lot 4 in Section 16 and Tax Lot 2-D in U.S. Survey 416, Claim 492 all in Township 1 South, Range 10 West of the 3rd P.M., reference being had to the plat thereof recorded in Book of Plats “C” on Page 27 in the Recorder of Deed’s Office of Monroe County, Illinois, and being more particularly described as follows:

Beginning at an iron rod which marks the Northwesterly corner of said property as described in the deed recorded in Deed Book “178” on Page 436 in said Recorder of Deed’s Office; thence on the Northerly line of said property, South 54 degrees 43 minutes 10 seconds East, 173.56 feet; thence leaving said Northerly line South 62 degrees 56 minutes 31 seconds West, 248.66 feet to a point on the Westerly line of said property; thence on said Westerly line, North 20 degrees 29 minutes 52 seconds East, 227.78 feet to the Point of Beginning.

Said tract of land containing 0.439 acres, more or less, and being situated in the City of Columbia in Monroe County, Illinois; and

WHEREAS, the City desires to construct a Shared Use Path through part of Evangelical St. Paul Cemetery as part of the Bolm-Schuhkraft Connector Trail Project in the City of Columbia, Illinois; and

WHEREAS, the Evangelical St. Paul Cemetery has executed a Quit Claim Deed conveying the property to the City, and

WHEREAS, the City Council of the City of Columbia finds that the best interests of the City are served by accepting the Quit Claim Deed to the property and to enact this Ordinance for the purpose of accepting of said quit claim deed to the property.

NOW THEREFORE BE IT ORDAINED, by the Mayor and City Council of the City of Columbia, as follows:

Section 1. The preceding recitations in the upper part of this Ordinance are realleged, restated and adopted as paragraph one ("1") of this Ordinance.

Section 2. The Quit Claim Deed, attached as Exhibit "A", conveying the Property to the City of Columbia, Illinois is hereby accepted.

Section 3. This Ordinance shall take full force and effect immediately upon passage by the Corporate Authorities.

PASSED by the City Council and **APPROVED** by the Mayor of the City of Columbia, Illinois and deposited and filed in the office of the City Clerk on the 16th day of December, 2019, the vote being taken by ayes and noes and entered upon the legislative record as follows:

AYES: Aldermen Ebersohl, Niemietz, Roessler, Huch, Holtkamp, Martens, and Riddle.

NOES: None.

ABSTENTIONS: None.

ABSENT: Alderman Agne.

APPROVED:



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFKEN, City Clerk

(SEAL)