

AUG 06 2012


City Clerk

ORDINANCE NO. 2966

AN ORDINANCE TO AUTHORIZE AND APPROVE A QUIT CLAIM DEED CONVEYING THE RIGHT, TITLE AND INTEREST IN AND TO ANY AND ALL COAL, GAS AND ALL OTHER MINERALS UNDERLYING TO LOUIS I. MUND FOR PROPERTY KNOWN AS THE MULE WATER TANK AT 1243 MULE ROAD IN THE COUNTY OF ST. CLAIR, ILLINOIS.

WHEREAS, it is necessary and appropriate that the City of Columbia, Illinois (the "City") to convey the right, title and interest in and to any and all coal, gas and all other minerals underlying to Louis I. Mund for property known as the Mule Water Tank at 1243 Mule Road in the County of St. Clair, Illinois; and

WHEREAS, Louis I Mund has requested said conveyance of all underlying coal, gas and minerals in association with underground exploration on surrounding property in which Louis I. Mund has an interest; and

WHEREAS, it is necessary and appropriate that the City Council of the City shall enact this Ordinance for the purpose of authorizing said quit claim deed and to approve of the form thereof.

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

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. Attached hereto is the form of the proposed quit claim deed from the City of Columbia, Illinois to Louis I. Mund, which quit claim deed is hereby authorized to be approved by the City Council of the City, and which is hereby approved as to form. The Mayor is hereby authorized and directed to execute said quit claim deed, for and on behalf of the City.

Section 3. The signed and notarized quit claim deed shall be forwarded to Louis I. Mund for proper recording in the Recorder of Deeds office, County of St. Clair, Illinois.

Section 4. This Ordinance shall be in full force and effect, from and after its passage, as provided by law.

Alderman Roessler moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Agne, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Piazza and Reis.

NAYS: None.

ABSENT: Alderman Mathews.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 6th day of August, 2012.


KEVIN B. HUTCHINSON, Mayor

ATTEST:



J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF TRUE COPY

I, J. Ronald Colyer, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 2966, entitled:

"AN ORDINANCE TO AUTHORIZE AND APPROVE A QUIT CLAIM DEED CONVEYING THE RIGHT, TITLE AND INTEREST IN AND TO ANY AND ALL COAL, GAS AND ALL OTHER MINERALS UNDERLYING TO LOUIS I. MUND FOR PROPERTY KNOWN AS THE MULE WATER TANK AT 1243 MULE ROAD IN THE COUNTY OF ST. CLAIR, ILLINOIS."

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Columbia, Illinois City Council held on the 6th day of August, 2012.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 6th day of August, 2012.

*J. Ronald Colyer, City Clerk by
Dana R. McChaffey, Deputy Clerk*
J. Ronald Colyer, City Clerk

(SEAL)

QUIT CLAIM DEED

REV. 12/20/89 Form 5225

Perfection Legal Forms , Rockford, IL 61101

THE GRANTOR

City Of Columbia, a municipal corporation

of the

in the County of St. Clair /Monroe

and State of Illinois

for and in consideration of the sum of One Dollar and other good and valuable considerations, the receipt of which is hereby acknowledged, CONVEY and QUIT CLAIM to Louis I. Mund

THE ABOVE SPACE FOR RECORDER'S USE ONLY

whose address is 2402 Old State Route 3, E. Carondelet, IL
all interest in the following described real estate, to-wit:

All of Grantor's right, title and interest in and to any and all coal, gas and all other minerals underlying:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

(Continue legal description on reverse side)

situated in St. Clair County, Illinois, hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois. Dated this _____

AFFIX TRANSFER TAX STAMP	
OR	
"Exempt under provisions of Paragraph _____"	
Section 4, Real Estate Transfer Tax Act.	
Date	Buyer, Seller or Representative

day of _____ 2012

By: _____
Representative of City of Columbia

STATE OF ILLINOIS

_____ COUNTY

} ss

I, the undersigned, a Notary Public, in and for said County and State aforesaid, DO HEREBY CERTIFY THAT _____
as a representative for the City of Columbia
personally known to me to be the same person ___ whose name _____ is _____ subscribed to the foregoing
instrument, as having executed the same, appeared before me this day in person and acknowledged that
_____ signed, sealed and delivered the said instrument as _____
free and voluntary act for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and Notarial Seal this _____ day of _____

Notary Public.

Future Taxes to Grantee's Address ()
OR to

Return this document to:
Louis I. Mund
2402 Old State Route 3
E. Carondelet, IL 62240

This Instrument was Prepared by: Sterling & Dowling, P.C.
Whose Address is: 6 Canty Lane
Fairview Heights, IL 62208

EXHIBIT "A"

The mineral rights for a tract of land located in Lot 5 of U.S. Survey 429, Claim 1800, Township 1 North, Range 10 West of the Third Principal Meridian in St. Clair County, Illinois, reference being had to the plats thereof recorded in the Recorder's Office of said St. Clair County in Book of Plats "C" on pages 97 and 99, the tract of land being a 1.00 acre tract of land conveyed to the CITY OF COLUMBIA, ILLINOIS by Warranty Deed dated August 29, 1995 and recorded September 8, 1995 in said Recorder's Office as Document No. A01290250 (Book 3049, pages 783-785) and being more particularly described as follows:

Commencing at a point on the Southwest corner of Lot 1, Mule Road Woods Subdivision, recorded in Plat Book 78, page 68 in the Recorder of Deeds Office, St. Clair County, said point also being on the East line of U.S. Survey 429, Claim 1800; thence proceeding North 19 degrees 17 minutes 39 seconds East and along the Eastern line of U.S. Survey 429, Claim 1800, a distance of 653.42 feet to the most Southeasterly property corner of the Louis I. Mund property, from which a concrete monument bears South 19 degrees 17 minutes 39 seconds West, a distance of 26.91 feet; thence proceeding North 19 degrees 17 minutes 39 seconds East, a distance of 115.14 feet to the POINT OF BEGINNING of the tract of property herein described; thence proceeding North 70 degrees 42 minutes 21 seconds West, a distance of 208.71 feet to a point; thence proceeding North 19 degrees 17 minutes 39 seconds East, a distance of 208.71 feet to a point; thence proceeding South 70 degrees 42 minutes 21 seconds East, a distance of 208.71 feet to a point on the Eastern line of U.S. Survey 429, Claim 1800; thence proceeding South 19 degrees 17 minutes 39 seconds West and along the Eastern line of U.S. Survey 429, Claim 1800, a distance of 208.71 feet to the POINT OF BEGINNING, containing 1.00 acre.