RESOLUTION NO. 12-25

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A SCENIC EASEMENT AND CONSERVATION RIGHT

WHEREAS, the Village of Barrington Hills (the "Village") located in the Counties of Cook, Kane, Lake and McHenry in the State of Illinois, is a home rule municipality; and

WHEREAS, Marylynn J. Rushing as successor trustee under the Roy S. Rushing Trust dated September 24, 2009 and Marylynn J. Rushing as trustee under the Marilynn J. Rushing Trust dated September 24, 2009 (collectively referred to herein as "Grantor") have approached the Village and Barrington Area Conservation Trust ("BACT") to accept the donation of a conservation easement for property adjacent to the 107 Brinker Road right-of-way in the form of Exhibit A-1 attached hereto and made a part hereof (the "Conservation Easement"); and

WHEREAS, the President and Board of Trustees of the Village desire to accept the Conservation Easement as aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Barrington Hills, located in the Counties of Cook, Kane, Lake and McHenry in the State of Illinois, a home rule municipality as follows:

Section 1: **Recitals.** The foregoing recitals are hereby incorporated into this Resolution as findings of the President and Board of Trustees.

Section 2: **Acceptance.** Upon receipt by the Village of a copy or copies of the Conservation Easement signed by all of the other parties thereto, the President and Village Clerk of the Village are hereby authorized and directed to accept the Conservation Easement substantially in the form of Exhibit A attached hereto and to do all things necessary and essential, including the execution of the Conservation Easement and recording thereof in the office of the office of the County Recorder to accomplish the aforesaid.

Section 3: **Validity.** Should any part of this Resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Resolution as a whole or any part thereof other than the part declared to be invalid.

Section 4: **Effective Date.** This Resolution shall be in full force an effect from and after its approval and publication according to law.

APPROVED THIS 24 **day of** September **, 2012**

AYES: 6 **NAYS:** 0 **ABSENT:** 1

ATTEST:

Debra G Trandel
Village Clerk

Village President