

May 27, 2003

**RESOLUTION:
DESIGNATE FOR ACQUISITION CERTAIN REAL PROPERTY
FOR THE CONSTRUCTION OF THE NEW MILES DAVIS SCHOOL**

WHEREAS, the Board of Education of the City of Chicago (the "Board") is a body corporate and politic organized and existing under and by virtue of the provisions of the Illinois School Code, 105 ILCS 5/34-1 *et seq.*, as amended (the "Code"); and

WHEREAS, the Board exercises general supervision and jurisdiction over the establishment and maintenance of public schools, educational and recreational facilities of the Board; and

WHEREAS, the Board has determined that the property (the "Property") described in Exhibit A is required for school, educational and recreational purposes, specifically for the construction of a new Miles Davis School; and

WHEREAS, Section 5/34-20 of the Code authorizes the acquisition of title to real estate by purchase, condemnation or otherwise, for school purposes, such title to be held for the use and benefit of the Board in the name of the City of Chicago in Trust for the Use of Schools; and

WHEREAS, it is necessary, desirable, useful and advantageous, and in the best interests of the citizens of the City of Chicago to acquire the Property for school, educational and recreational purposes.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the members of the Chicago Board of Education as follows:

1. It is necessary, desirable, useful and advantageous, and in the public interest to acquire fee simple title to, and possession of, the Property for school, educational and recreational purposes.
2. The Board hereby approves the acquisition of title to the Property for the construction of a new Miles Davis School.
3. The Board further authorizes and directs the General Counsel or her designee, for and on behalf of the Board, to negotiate with the owner or owners of the Property for the purchase of the Property.
4. If an agreement can be reached with the owner or owners of the Property regarding the purchase price to be paid, authorization is hereby granted to purchase the Property subject, however, to final approval by the Board.
5. In the event that the negotiations for the purchase of the Property do not result in a mutually agreed amount of compensation to be paid therefore, then title to and possession of the Property may be acquired by the Board through condemnation, and the General Counsel is hereby authorized, empowered and directed to institute or direct institution of proceedings in a court of competent jurisdiction to acquire title to and possession of the Property by the Board in accordance with the eminent domain laws and procedures of the State of Illinois and in the manner provided by Article VII of the Code of Civil Procedure.
6. This resolution is effective immediately upon its adoption.

EXHIBIT A

**DESIGNATION OF REAL PROPERTY FOR THE CONSTRUCTION OF
THE NEW MILES DAVIS SCHOOL**

LEGAL DESCRIPTION:

LOTS A THROUGH L, BOTH INCLUSIVE, IN BLOCK 15 A SUBDIVISION OF LOTS 42 TO 48 INCLUSIVE OF BLOCK 13, LOTS 1 TO 7 AND 42 TO 48 INCLUSIVE OF BLOCKS 14 & 15, LOTS 1 TO 7 AND 18 TO 24 INCLUSIVE IN BLOCK 16, LOTS 18 TO 31 IN BLOCKS 9, 10 & 11, LOTS 1 TO 7 AND 42 TO 48 IN BLOCKS 6, 7 & 8, LOTS 18 TO 31 IN BLOCKS 1, 2 & 3 AND LOTS 25 TO 31 IN BLOCK 4 OF E.O. LANPHERE'S ADDITION TO ENGLEWOOD, RECORDED APRIL 4, 1889 AS DOCUMENT NO. 1081718; BEING A SUBDIVISION OF BLOCKS 1 TO 15 AND THE NORTH 1/2 OF BLOCK 16 IN SEA'S SUBDIVISION OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 19, TOWNSHIP 38, RANGE 14 EAST OF THE PRINCIPAL MERIDIAN, IN COOK COUNTY, RECORDED SEPTEMBER 17, 1888 AS DOCUMENT NO. 1005072 AND THE VACATION OF LOTS 1 TO 7 AND 42 TO 48 IN EACH OF BLOCKS 13, 14 & 15, LOTS 1 TO 7 AND 18 TO 24 IN BLOCK 16, LOTS 18 TO 31 IN EACH OF BLOCKS 9, 10 & 11, LOTS 1 TO 7 AND 42 TO 48 IN EACH OF BLOCKS 6, 7 & 8, LOTS 18 TO 31 IN EACH OF BLOCKS 1, 2, 3 & 4 ALL IN E.O. LANPHERE'S ADDITION TO ENGLEWOOD (EXCEPT BLOCK 5); ALSO VACATES ALLEYS AS FAR AS SAME ARE COVERED BY RE-SUBDIVISION RECORDED APRIL 4, 1889 AS DOCUMENT NUMBER 1081719.

ALSO,

LOTS 8 THROUGH 41 IN BLOCK 15 IN THE SUBDIVISION OF E.O. LANPHERE'S ADDITION TO ENGLEWOOD, A SUBDIVISION OF BLOCKS 1 TO 15 AND THE NORTH 1/2 OF BLOCK 16 IN SEA'S SUBDIVISION RECORDED SEPTEMBER 17, 1888 AS DOCUMENT NUMBER 1005072 OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 19, TOWNSHIP 38, RANGE 14 EAST OF THE PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS RECORDED JULY 5, 1870.

ALSO,

ANY AND ALL INTERESTS IN AND TO THE ADJOINING STREETS, ALLEYS AND PUBLIC RIGHT OF WAYS.

PROPERTY INDEX NUMBERS:

20-19-405-003 through 20-19-405-043

COMMON ADDRESSES:

68TH STREET ON THE SOUTH; PAULINA STREET ON THE EAST; MARQUETTE ROAD (67TH STREET) ON THE NORTH AND HERMITAGE AVENUE ON THE WEST.