



LEGAL DIVISION
(217) 384-2464
FAX: (217) 384-2460

JACK WAALER
City Attorney

STEPHEN HOLZ
Assistant City Attorney

Memorandum

DATE: November 1, 2001
TO: Bruce Walden
FROM: Jack Waaler
RE: Road Right-of-Way Dedication/City Property

As you know, the City previously acquired certain tracts of land on north Route 45 on the east side because the property was needed for the right-of-way improvements in that area. Since we now know the exact legal description of the proposed right-of-way, it would be appropriate to dedicate the necessary right-of-way at this time so that IDOT knows everything is in place.

A portion of the dedicated right-of-way will be dedicated to the State of Illinois and the rest to the City. For clarity, I felt it best to put the separate dedications in separate ordinances.

The attached proposed ordinances should accomplish these dedications.

STATE OF ILLINOIS
COUNTY OF CHAMPAIGN
CITY OF URBANA

DEDICATION OF RIGHT OF WAY FOR PUBLIC ROAD PURPOSES

THIS INDENTURE WITNESSETH, that the Grantor(s), The City of Urbana, Illinois, a municipal corporation, for and in consideration of the benefits resulting from the construction and maintenance of the public roadway herein referred to, and other good and valuable consideration, does by these presents, hereby grant, convey and dedicate to the City of Urbana, Illinois, a municipal corporation, for the purpose of a public right of way for public road purposes, a tract of land situated in the County of Champaign and State of Illinois, and described as follows:

Commencing at the northwest corner of the northeast quarter of Section 4, Township 19 North, Range 9 East of the Third Principal Meridian; thence along the west line of the northeast quarter, South 00 degrees 34 minutes 18 seconds East a distance of 1117.92 feet, to a point on the northerly line of the above described tract of land, said point also being the Point of Beginning; thence North 89 degrees 28 minutes 27 seconds East a distance of 106.37 feet, to the northeast corner of the above described tract of land; thence along the easterly line of above described tract of land, South 00 degrees 46 minutes 07 seconds East a distance of 70.00 feet; thence South 89 degrees 28 minutes 27 seconds West a distance of 175.34 feet; thence along a curve to the right having a radius of 410.00 feet, an arc length of 128.06 feet, a chord bearing of North 81 degrees 34 minutes 39 seconds West and a chord length of 127.54 feet; thence North 81 degrees 03 minutes 43 seconds West a distance of 27.51 feet; thence North 21 degrees 07 minutes 41 seconds East a distance of 49.10 feet to a point on the northerly line of the above described tract of land; thence along said northerly line, North 89 degrees 28 minutes 27 seconds East a distance of 203.69 feet, to the Point of Beginning, containing 0.485 acres, more or less, all in Champaign County, Illinois.

And;

Commencing at the northeast corner of the northwest quarter of Section 4, Township 19 North, Range 9 East of the Third Principal Meridian; thence along the east line of the northwest quarter, South 00 degrees 34 minutes 18 seconds East a distance of 1117.92 feet, to a point on the north line of the above described tract of land; thence along said north line, South 89 degrees 28 minutes 27 seconds West a distance of 203.69 feet, to the Point of Beginning; thence South 21 degrees 07 minutes 51 seconds West a distance of 49.10 feet; thence North 81 degrees 03 minutes 50 seconds West a distance of 32.74 feet, to a point on the westerly line of the above described tract of land; thence along said westerly line, North 09 degrees 28 minutes 08 seconds East a distance of 13.04 feet; thence along a curve to the right having a radius of 468.00 feet, an arc length of 28.00 feet, a chord bearing of North 11 degrees 10 minutes 49 seconds East and a chord length of 27.99 feet, to a point being the northwest corner of the above described tract of land; thence North 89 degrees 28 minutes 27 seconds East a distance of 42.47 feet, to the Point of Beginning, containing 0.038 of an acre, more or less, all in the County of Champaign, Illinois.

And the Grantor and Grantee further, as a part of this dedication, agree that any City officials having authority as to public roadways, and its representatives, engineers, agents, contractors and employees are hereby authorized to enter into and take full and complete possession of the said tract;

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and seal this _____ day of _____, 2001.

CITY OF URBANA, ILLINOIS, a municipal corporation

By: _____
Tod Satterthwaite, Mayor

ATTEST: _____
Phyllis D. Clark, City Clerk

STATE OF ILLINOIS)
) SS.
COUNTY OF CHAMPAIGN)

I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Tod Satterthwaite, personally known to me to be the Mayor of the City of Urbana, Illinois and Phyllis D. Clark, personally known to me to be the City Clerk of the City of Urbana, Illinois, the GRANTOR, and personally known to me to be the same person(s) whose name(s) are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as Mayor and City Clerk, they signed and delivered the said instrument as Mayor and City Clerk, as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this _____ day of _____, 2001.

Notary Public

Deed Prepared By:
JACK WAALER, City Attorney
400 S. Vine St.
Urbana, IL 61801
(217) 384-2464

Return To:

Send Tax Bill To:

Dedication for right of way accepted by:

William R. Gray, Director of Engineering

ORDINANCE NO. 2001-11-143

AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A ROAD RIGHT OF WAY DEDICATION

(to the City of Urbana - Anthony Drive)

WHEREAS, the City is the owner of the real property that is to be dedicated for road right of way purposes for the improvement of Anthony Drive; and

WHEREAS, this Council has already approved certain engineering plans for the improvement of Anthony Drive which improvements necessitate the dedication of the property owned by the City and described in the Deed of Dedication attached hereto,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, that the Mayor of the City of Urbana is authorized to execute the Deed of Dedication attached hereto.

PASSED by the City Council this _____ day of _____,
_____.

AYES:

NAYS:

ABSTAINS:

Phyllis D. Clark, City Clerk

APPROVED by the Mayor this _____ day of _____,
_____.

Tod Satterthwaite, Mayor