

AN ORDINANCE
APPROVING AND AUTHORIZING THE EXECUTION
OF THE AGREEMENT REGARDING THE TRANSFER
AND EXCHANGE OF CERTAIN PROPERTIES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
URBANA, ILLINOIS, as follows:

1. That an Agreement between Carle Foundation Hospital and the City of Urbana, Illinois, relating to the transfer of certain property to the State of Illinois in exchange for the City of Urbana vacating a certain alley, a copy of which said Agreement is attached hereto and incorporated herein by reference, be and the same is hereby approved.

2. That the Mayor of the City of Urbana, Illinois, be and the same is hereby authorized to execute said Agreement for and on behalf of the City of Urbana, Illinois.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 19th day of January, 1981.

PASSED by the City Council this 19th day of January, 1981.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

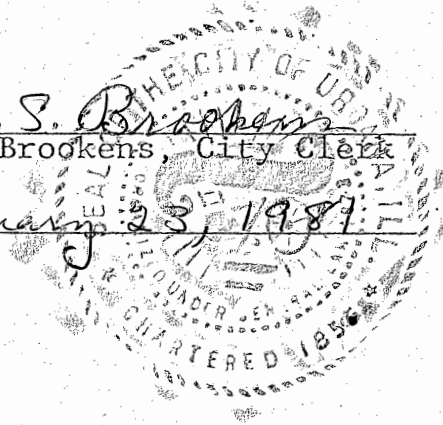
APPROVED by the Mayor this 22nd day of January, 1981.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

THIS IS THE ATTACHMENT WHICH IS REFERRED TO IN
ORDINANCE NO. 8081-71 AND IS INCORPORATED
THEREIN BY REFERENCE.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

January 23, 1987
Date



A G R E E M E N T

THIS AGREEMENT entered into this 12th day of October, 1979, between Carle Foundation Hospital, an Illinois Not for Profit Corporation, hereinafter referred to as "Carle" and the City of Urbana, Illinois, hereinafter referred to as "City",

W I T N E S S E T H:

WHEREAS, Carle has petitioned the City for vacation of a certain alley known as Mulberry Alley located between Coler Street and Orchard Street on the East and West and between University Avenue and Clark Street on the North and South in the City of Urbana, Illinois; and

WHEREAS, the City has determined that it is in its best interest to vacate said alley.

NOW, THEREFORE, the parties agree as follows:

1. That in consideration of the City vacating the alley described herein, Carle shall provide the City with the following:

A) Convey and grant unto the State of Illinois all of Carle's right, title and interest in and to the premises described as,

Commencing at the Northeast corner of Lot One (1) of M. W. Busey's Heirs Addition, thence West along the South right-of-way line of University Avenue to a point 18.00 feet East of the Northwest corner of said Lot One (1), thence Southwesterly to a point 18.00 feet South of the Northwest corner of said Lot One (1), said point situated on the East right-of-way line of Coler Avenue, thence South 9 feet along the East right-of-way line of Coler Avenue, thence Northeasterly to a point 15 feet East of the East right-of-way line of Coler Avenue and 12 feet South of the South right-of-way line of University Avenue, thence East parallel with the South right-of-way line of University Avenue to the West right-of-way line of Orchard Street, thence North 12.00 feet along the West right-of-way line of Orchard Street to the point of beginning.

B) Convey and grant unto the State of Illinois all of Carle's right, title and interest now and after acquired in and to that portion of the Northeast corner

of Orchard Street and University Avenue, Urbana,
Illinois, described as,

Commencing at the Southwest corner of Lot Seven (7) of S. H. Busey's Third Addition, thence East 14.00 feet along the North right-of-way line of University Avenue, thence Northwesterly to a point 24.00 feet North of the Southwest corner of said Lot Seven (7), said point situated on the East right-of-way line of Orchard Street, thence South along the East right-of-way line of Orchard Street to the point of beginning,

for use as right-of-way in constructing and widening a highway known as Route 45 or University Avenue and for improving Orchard Street.

C) Convey and grant unto the State of Illinois all of Carle's right, title and interest in and to that portion of the Northwest corner of Orchard Street and University Avenue, Urbana, Illinois, described as,

Commencing at the intersection of the West right-of-way line of Orchard Street and the North right-of-way line of University Avenue, thence West 14.00 feet along the North right-of-way line of University Avenue, thence Northeasterly to a point 14.00 feet North of said intersection, said point situated on the West right-of-way line of Orchard Street, thence South along the West right-of-way line of Orchard Street to the point of beginning,

for use as right-of-way in constructing and widening a highway known as Route 45 or University Avenue and for improving Orchard Street.

D) Carle further agrees that if and when University Avenue is widened or Orchard Street is improved in accordance with the proposed plans of the parties, it shall transfer to the State of Illinois all of its right, title and interest now or after acquired in and to that portion of the property South of the present University Avenue right-of-way between the present Orchard Street on the West and a certain easterly point described as follows:

The North 12.00 feet of Lots Seven (7) and Eight (8) of S. T. Busey's Second Addition and the North 12.00 feet of the West 42.60 feet of Lot Six (6) of said Addition, and commencing at the Northeast corner of Lot Five (5) of S. T. Busey's Second Addition, thence West along the South right-of-way line of University Avenue to a point 42.60 feet East of the Northwest corner of Lot Six (6) in said Addition, thence South 12.00 feet, thence Northeasterly to a point 7.00 feet South of the Northeast corner of said Lot Five (5) on the East property line of said Lot Five (5),

Also,

Commencing at the intersection of the South right-of-way line of University Avenue and the East right-of-way line of a certain North-South alley, said alley located adjacent to the S. T. Busey's Second Addition, thence South 6.03 feet along the East right-of-way line of said alley, thence Northeasterly to a point 99.64 feet East of said intersection, said point located on the South right-of-way line of University, thence West to the point of beginning,

all of which shall be consideration for the payment of the fair market value as determined by the average of two appraisals submitted by appraisers chosen by the City of said property or in exchange for property being transferred to Carle which may be owned by the City and located within the said area, the value of which shall also be determined by the average of two appraisals submitted by appraisers chosen by the City of Urbana, Illinois.

Dated this 15th day of October, 1979.

CARLE FOUNDATION HOSPITAL, an Illinois Not for Profit Corporation,

By: Charles A. Jantorski

ATTEST:

Yaron S. Shelby

CITY OF URBANA, ILLINOIS,

By: Jeffrey T. Markland
Jeffrey T. Markland, Mayor

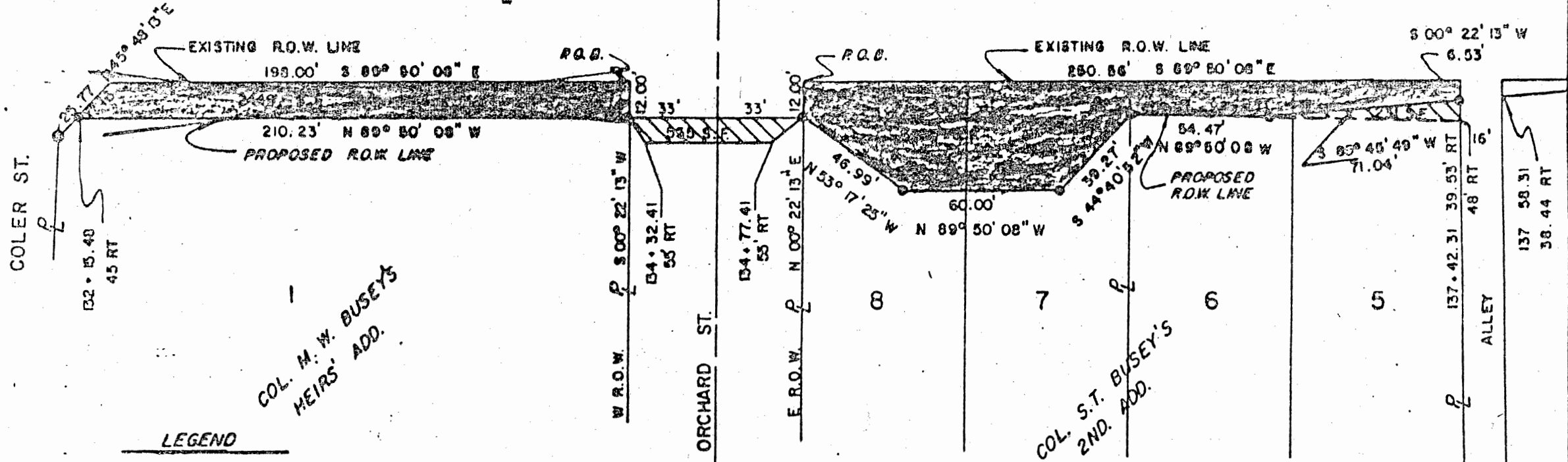
ATTEST:

Ruth S. Brookens
Ruth S. Brookens, City Clerk

PARCELTM 5051003

C. F. A. P. 808

(UNIVERSITY AVE.)



COL. M. W. BUSEY'S
HEIRS' ADD.

COL. S.T. BUSEY'S
2ND. ADD.

LEGEND

- IRON PIPE SET
- R.O.W. AREA 7853 S.F. ±
- TEMPORARY EASEMENT AREA 786 S.F. ±

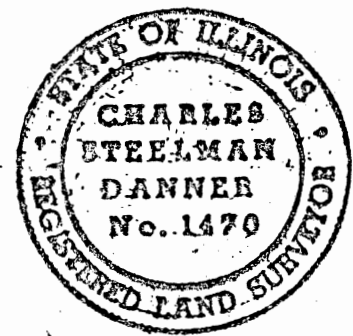


BEARINGS REFER TO AN ASSUMED MERIDIAN

PART OF THE SE 1/4 OF THE SW 1/4 OF
SECTION 8, TOWNSHIP 19 N, RANGE 9 E, 3RD. PRINCIPAL MERIDIAN
CHAMPAIGN COUNTY

RIGHT OF WAY PLAT

F.A.P. ROUTE 808 CONSTRUCTION SECTION 28Z (W.F.S.-2)
SCALE: 1" = 50' NOV. 4 19 80 JOB NO. R-95-005-81



Charles S. Danner
CHARLES S. DANNER I.L.S. 1470

CHECKED	
INKED	
INK CHECKED	
PLAT	
NOTE BOOK	
NO.	

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

PARCEL # 5051004

BEARINGS REFER TO AN ASSUMED MERIDIAN

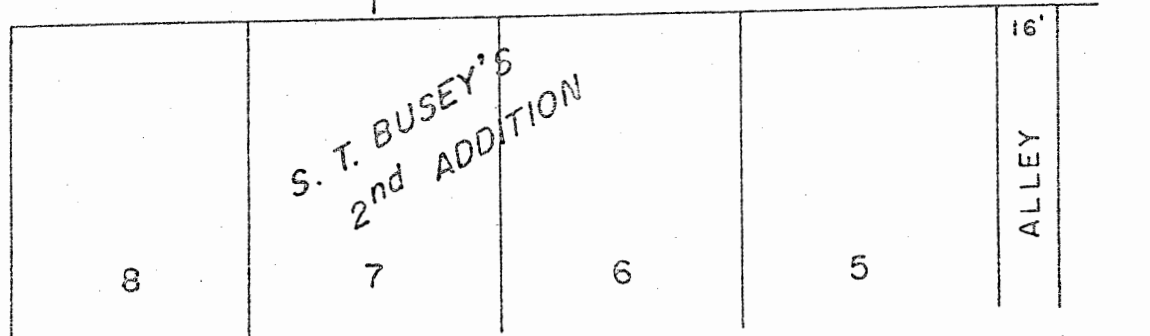
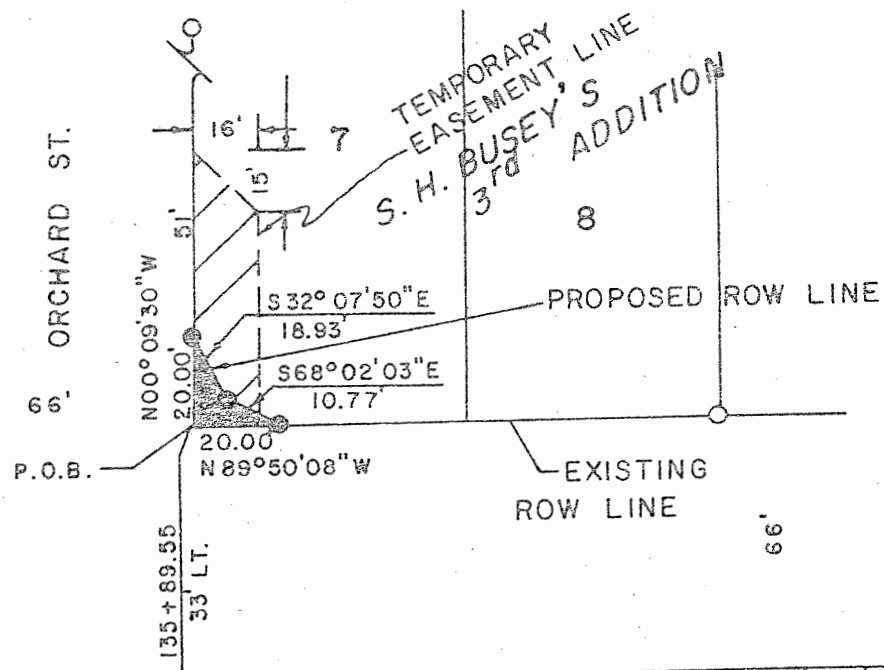


LEGEND

- IRON PIPE FOUND
- IRON PIPE SET
- RIGHT OF WAY AREA 140 SF ±
- TEMPORARY EASEMENT AREA

888 SF ±

UNIVERSITY AVE.
(F.A.P. 808)



SECTION 8 TOWNSHIP 19 N RANGE 9E 3RD PRINCIPAL MERIDIAN
CHAMPAIGN COUNTY

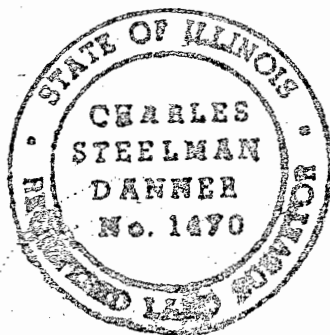
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SCALE: 1" = 50' NOV. 4 1980 JOB NO. R-95-005-81

CHECKED	
INKED	
INK CHECKED	

PLAT NO. NOTE BOOK



Charles S. Danner
CHARLES S. DANNER I.L.S. 1470