

AN ORDINANCE VACATING AN ALLEY

WHEREAS, three-fourths of all the Aldermen of the City of Urbana, Illinois, authorized by law to be elected, have determined that the nature and extent of the public interest will be subserved such as to warrant vacating that portion of an alley hereinafter described.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF URBANA, ILLINOIS,

The City Council of the City of Urbana, Illinois hereby vacates that portion of an alley described and bounded as follows, to-wit:

Commencing at the southeast corner of lot 1 of Neol's subdivision of lot 8 in J.S. Busey's Addition <sup>abutting</sup> to the City of Urbana, thence westerly along the North boundary line of the platted alley between Oregon Street and Nevada Street from Birch Street to McCullough Street, and to the southwest corner of lot 6 of said subdivision, thence southerly along the east right-of-way line of McCullough Street to the northwest corner of lot 7 of said subdivision, thence easterly along the south boundary of said alley to the northeast corner of lot 12 of said subdivision, thence northerly along the west boundary of Birch Street to the point of beginning, situated in the City of Urbana, County of Champaign, and State of Illinois.

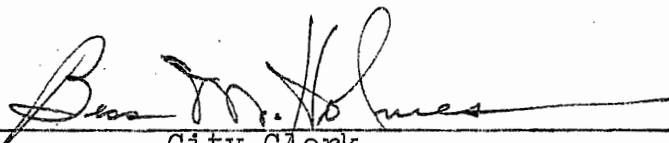
And the title of the land included within the said portion of said alley so vacated shall vest in the owners of the property abutting on said portion of said alley.

The City of Urbana, Illinois, hereby reserves the easements to the City, and public utilities upon and under said portion of said alley for the construction and maintenance and repair of all sewers and drains and all public service facilities which are located, or are to be located, on or under the surface of any part of said portion of said alley, and such vacation and use of the vacated portion of said alley shall create an obligation on the part of the abutting owners to reimburse the City of Urbana, for any damages caused to the said sewers or drains, resulting from their conduct or use of said portion of said alley.

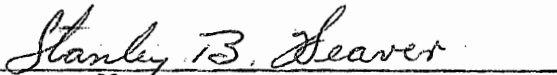
Vesting of title in the portion of the alley so vacated in the abutting property owners, shall be subject to the easements to all public utilities, their successors, and assigns, to construct, operate, maintain, and renew and reconstruct, their facilities affected by this vacation as now operated or to be operated and maintained in, over, or under the portion of the alley vacated, unless the said

abutting property owners should compensate the said public utilities for such reasonable expense as shall be incurred by said public utilities in connection with the rearrangement, removal, or relocation of said utilities, these corporate authorities having determined that it is both necessary and desirable for the public interest that the public service of all said public utilities be continued by the means of said facilities.

Adopted by an affirmative vote of three-fourths of the elected Aldermen of the City Council of the City of Urbana, Illinois this 16th day of November, A.D. 1959.

  
\_\_\_\_\_  
City Clerk

Approved by the Mayor this 16th day of November, AD,  
1959.


  
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Mayor

STATE OF ILLINOIS )  
                          )       SS.  
COUNTY OF CHAMPAIGN)

I, BESS M. HOLMES, City Clerk of the City of Urbana, Illinois, and keeper of the records, files and seal of said City, do hereby certify that the foregoing is a true and exact copy of an ordinance entitled, "An Ordinance Vacating an Alley", adopted by the City Council of the City of Urbana, Illinois on the 16th day of November, A. D. 1959, as shown in the records and files in my office remaining; that said ordinance was adopted by the affirmative vote of three-fourths of all the Aldermen authorized by law to be elected to the City Council of the City of Urbana, Illinois: There being present and voting in favor of said Ordinance: - Aldermen D. Earl Barnes, John W. Briscoe, Ward Baker, John W. Clements, Harry Hall, Verne Hoag, Everett O'Neill, Richard A. Parks, Robert A. Shurts, Wallace E. Weber, Nugent Wedding, and James W. Withers, Jr. Voting "No": - Alderman Edward W. Harvey. Present and not voting: - Alderman Don Harlow.

That said ordinance was approved by the Mayor on the 16th day of November, A. D. 1959, as appears in the records and files in my office remaining.

Given under my hand and seal of the City of Urbana, Illinois, this 17th day of November, A. D. 1959.



*Bess M. Holmes*

CITY CLERK