

ORDINANCE NO. 9192-80

AN ORDINANCE GRANTING CERTAIN EASEMENTS TO  
THE ILLINOIS POWER COMPANY

WHEREAS, at the request of the City of Urbana, the Illinois Power Company did release certain easements held by the Illinois Power Company on the land which is now the site of the new Federal Courthouse with the understanding that the City would be granting to Illinois Power Company, without charge, new easements to cover the new locations of the Illinois Power Company facilities which are required to be relocated to accommodate the said Federal Courthouse construction; and

WHEREAS, the Illinois Power Company facilities have now been relocated and their location established and identified; and

WHEREAS, it is desirable and in the interest of both parties that the easements to Illinois Power Company be placed in writing and recorded with the Recorder of Deeds of Champaign County.

NOW, THEREFORE, BE IT ORDAINED by the Urbana City Council that:

Section 1. The following-described easements are hereby granted to the Illinois Power Company, its successors, assigns and lessees ("Grantee"), the perpetual right and easement to construct, operate, repair, maintain, patrol, inspect, relocate, reconstruct, and remove underground or overhead (or both or each in part at any time and from time to time) electric transmission, distribution and communication lines and systems, including underground cables, conduits, ducts, concrete envelopes, sand bedding, conductors, grounds, drains, necessary surface service pedestals, transformer cabinets, concrete transformer pads, transformers, riser poles, and conduits, poles, anchors, stubs, guys, crossarms, insulators, overhead conductors, and other equipment appurtenant thereto in, on, under, over, across and through the following described land of the Grantors situated in the County of Champaign, State of Illinois, (hereinafter called the "easement tract"):

The North Five (5) feet of even width of Lot 13 of WILLIAM T. WEBBER'S SUBDIVISION of Outlots 5, 6 and 7 in the Original Town, now City, of Urbana, situated in Champaign County, Illinois;

and

A strip of land Five (5) feet of even and equal width located in a part of Lot 1 of a REPLAT OF LOT 5 of the Central Business Addition to Urbana, Champaign County, Illinois, as per plat recorded in Book of Plats "BB" at Page 106 in the Champaign County Recorder's Office;

The centerline of said 5 foot strip shall be determined by the longitudinal centerline of the underground conduits as constructed by Grantor for installation of Grantee's said electric lines, the centerline being generally described as follows: Beginning at an underground vault owned by the Grantor and located in Lot 2 of said Replat of Lot 5 of the Central Business Addition to Urbana at a point approximately 14 feet East of and 122.9 feet South of the Northeast corner of said Lot 1; thence extending Southwesterly 98 feet, more or less, to a point of termination at an existing underground vault owned by Grantor and located in Lot 1 of the Central Business Addition to Urbana, as per plat recorded in Book of Plats "O" at Page 1 in the Champaign County Recorder's Office, said point being approximately 16.1 feet South of and 34.8 feet East of the Southwest corner of said Lot 1 of said Replat of Lot 5;

Situated in Champaign County, Illinois;

and

A strip of land Five (5) feet of even and equal width located in a part of Lot 3 of a REPLAT OF LOT 5 of the Central Business Addition to Urbana, Champaign County, Illinois, as per plat recorded in Book of Plats "BB" at Page 106 in the Champaign County Recorder's Office;

The centerline of said 5 foot strip shall be determined by the longitudinal centerline of the underground conduits as constructed by Grantor for installation of Grantee's said electric lines, the centerline being generally described as follows: Beginning on the East line of said Lot 3 at a point 12.5 feet South of the North line of said Lot 3, said North line of Lot 3 also being the Westerly extension of the North right of way line of Green Street; thence extending West parallel to and 12.5 feet distant South of said North line of Lot 3 to a point 24 feet East of the

West line of said Lot 3; thence North parallel to and 24 feet distant East of the West line of said Lot 3 to a point of exit on said North line of Lot 3;

Situated in Champaign County, Illinois.

Section 2. The Mayor of the City of Urbana, Illinois be and the same is hereby authorized and empowered to execute and deliver the aforesaid Easements on behalf of the City, and the City Clerk of the City be and the same is authorized and empowered to attest to such execution thereof, with such changes therein as are not inconsistent herewith and as may be approved by the officers of the City executing the same, their execution or acceptance thereof, as the case may be, to constitute conclusive evidence of such approval of any and all changes or revisions therein from the form of the Easements now before this meeting.

Section 3. From and after the effective date of this Ordinance, the proper officials, agents and employees of the City are hereby authorized, empowered and directed to do all such acts and things and to execute and deliver all such documents as may be necessary to carry out the intent and accomplish the purposes of this Ordinance and the Easements.

Section 4. This Ordinance shall become effective immediately upon its passage and approval as required by law.

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.

PASSED by the City Council this 2nd day of March, 1992.

  
Ruth S. Brookens  
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 11<sup>th</sup> day of March, 1992.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor