

ORDINANCE NO. 9293-46

AN ORDINANCE GRANTING CERTAIN EASEMENTS TO
THE ILLINOIS POWER COMPANY

WHEREAS, the City of Urbana has requested Illinois Power Company to install an underground electric distribution system to serve Lots 1 and 2 of Wascher's Subdivision, as well as Lots 1, 2 and 3 of Wascher's First Replat, with the understanding that the City would be granting to Illinois Power Company, without charge, easements to cover the locations of the Illinois Power Company facilities which are being requested; and

WHEREAS, the City of Urbana is the sole owner of said Lots 1 and 2; 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 East Fifteen (15) feet of Lot 1;

AND, the South Fifteen (15) feet of Lots 1 and 2;

All in WASCHER'S SUBDIVISION, being a part of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of Section 7, Township 19 North, Range 9 East of the Third Principal Meridian, as per plat recorded in Plat Book "M" at Page 27, 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 16th day of November,
1992.


Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 23rd day of November,
1992.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor