

AN ORDINANCE AUTHORIZING VARIOUS DEEDS IN WABASH
RAILROAD SUBDIVISION

WHEREAS, the abandonment by the Norfolk & Southern Railroad of the railroad right-of-way between Washington Street and Florida Avenue, left an elevated embankment where the tracks had been; and

WHEREAS, the City undertook a project to lower the embankment, funds for which were provided, in part, by taxes levied in the Special Service Area which was created for this project among those properties benefitted; and

WHEREAS, at the request of the City, the Norfolk & Southern Railroad conveyed title to the former railroad right-of-way between Washington and Florida Avenue to the City, so the City could, in turn, parcel out the former railroad right-of-way to the abutting property owners to the best advantage of such owners; and

WHEREAS, the City Council has directed that the staff develop a program to convey to the abutting property owners, (at no cost to the abutting property owners), the "outlot" which abuts their property; and

WHEREAS, such a program has been created, and communication and discussions with the various persons involved have occurred and numerous persons have indicated a desire that lots of the Wabash Railroad Subdivision can be conveyed to them;

WHEREAS, a public hearing was held on the 7th day of April, 1997 after notice published in the News-Gazette of a Notice thereof on the 15th day of March, 1997, which date was at least fifteen (15) days prior to such public hearing, on the question of the transfer or sale of such property.

NOW THEREFORE, BE IT ORDAINED BY THE URBANA CITY COUNCIL as follows:

Section 1. That the Mayor is authorized to execute and record deeds conveying the lots of the Wabash Railroad Subdivision to the owners of property abutting thereon at any time that such owners indicate in writing a desire to accept such conveyance. All lots so conveyed shall be subject to the easements and restrictions contained in the Wabash Railroad Subdivision.

Section 2. That the City Council determines and accepts that relieving the City of future maintenance costs for such lots is sufficient and adequate consideration.

Section 3. Further, the City Council finds and declares that the real estate which is the subject of the Wabash Railroad Subdivision and herein authorized to be transferred as described above, is no longer needed for governmental purposes or proprietary activity of the City.

Section 4. This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of three-fourths of all Alderpersons then holding office.

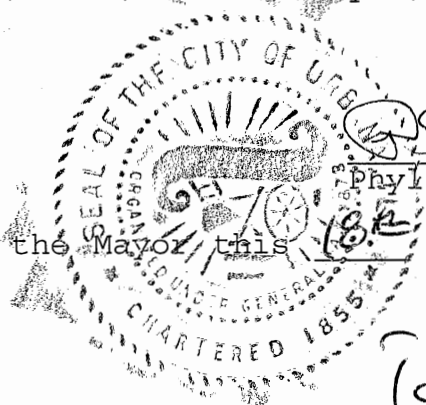
PASSED by the Urbana City Council this 7th day of April, 1997.

AYES: Kearns, Patt, Pollock, Ryan, Taylor, Whelan

NAYS:

ABSTAINS:

APPROVED by the Mayor this 18th day of April, 1997.



Phyllis D. Clark
Phyllis D. Clark, City Clerk

Tod Satterthwaite
Tod Satterthwaite, Mayor

10

QUIT CLAIM DEED



* 2 0 0 8 R 3 0 6 8 3 1 *

2008R30683

RECORDED ON
12/18/2008 03:02:42PM
CHAMPAIGN COUNTY
RECORDER
BARBARA A. FRASCA
REC FEE: 25.00
RHSPS Fee:
REV FEE:
PAGES 1
PIAT ACT: 0
PIAT PAGE:

THIS INDENTURE WITNESSETH, that the Grantor, THE CITY OF URBANA, ILLINOIS, a municipal corporation duly organized and existing under and by virtue of the laws of the State of Illinois, for and in consideration of one Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, and pursuant to authority given by the City Council of the City of Urbana, Illinois, by virtue of Ordinance No. 9697-110, CONVEYS AND QUIT CLAIMS to the GRANTEES, LOUIS J. D'ANDRIA and SUZANNE M. D'ANDRIA, Husband and Wife of the City of Urbana, County of Champaign, State of Illinois, not as TENANTS IN COMMON but as JOINT TENANTS, the following described real estate, to-wit:

Lot 26 of Wabash Railroad Subdivision, City of Urbana, Champaign County, Illinois, as shown on a plat recorded as Document Number 978254 in the Office of the Recorder, Champaign County, Illinois.

Subject to:

- 1) Real estate taxes for the year 2008 and subsequent years;
- 2) Covenants, conditions, restrictions, and easements apparent or of record
- 3) All applicable zoning laws and ordinances.

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by LAUREL L. PRUSSING, its Mayor, and attested by PHYLLIS D. CLARK, its City Clerk, this 17 day of December 2008.

CITY OF URBANA, ILLINOIS

By: Laurel L. Prussing
Laurel L. Prussing, Mayor

ATTEST

Phyllis D. Clark
Phyllis D. Clark, City Clerk
by Jack Waaler
Deputy Clerk
STATE OF ILLINOIS
COUNTY OF CHAMPAIGN) S.S.

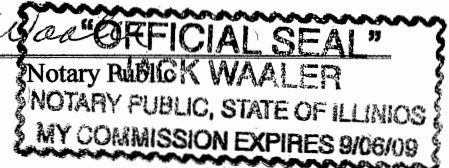
I, the undersigned, a Notary Public, in and for said County, in the State aforesaid, DO HEREBY CERTIFY that LAUREL L. PRUSSING, personally known to me to be the Mayor of the City of Urbana, Illinois, the GRANTOR, and PHYLLIS D. CLARK, personally know to me to be the City Clerk of the City of Urbana, Illinois, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as LAUREL L. PRUSSING, Mayor and PHYLLIS D. CLARK, City Clerk, they signed and delivered the said instrument as LAUREL L. PRUSSING, Mayor and PHYLLIS D. CLARK, City Clerk of said City, and caused the corporate seal of the City to be affixed thereto, pursuant to authority, given by the City Council of said City by virtue of Ordinance No. 9697-110, as their free and voluntary act, and as the free and voluntary act and deed of said City, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 17th day of December, 2008.

Exempt under provisions of Paragraph (e), Section 4, Real Estate Transfer Act.

Date: 17 Dec 2008

Signature: Jack Waaler
Seller Representative



(a) Deed Prepared by (and return to):
Jack Waaler, Special Counsel
400 South Vine Street
Urbana, IL 61801
(217) 384-2464

Send Tax Bill to:
LOUIS J. D'ANDRIA and SUZANNE M. D'ANDRIA
1708 E. Fairlawn
Urbana, Il 61802