

**AN ORDINANCE AUTHORIZING VARIOUS DEEDS
IN THE WABASH RAILROAD SUBDIVISION NO. 2**

WHEREAS, several years ago, the Norfolk & Southern Railroad abandoned its railroad right-of-way and deeded a portion thereof between Florida Avenue and Washington Street to the City of Urbana; and

WHEREAS a portion of the said abandoned railroad right-of-way was not included in the deed to the City because of the objection of certain adjacent property owners; and

WHEREAS, thereafter, the City did cause the land deeded to the City to be platted as Wabash Railroad Subdivision, which plat was recorded and certain deeds were issued pursuant to Ordinance No. 9697-110; and

WHEREAS, thereafter, the City acquired a deed from Norfolk & Southern Railroad conveying to the City that portion of the abandoned railroad right-of-way which was formerly excluded in the prior deed. The second deed received by the City from Norfolk & Southern Railroad was recorded on the 3rd day of September, 1999 as Document No. 99R26749, and subsequently platted in a plat recorded on May 1, 2000 as Document No. 00R08810 in the Office of the Recorder of Deeds, Champaign County, Illinois; and

WHEREAS, the City Council has directed that the staff develop a program to arrange for the conveyance of parcels in Wabash Railroad Subdivision No. 2 in a manner that best serves the interest of those directly concerned and the City; and

WHEREAS, such a program has been created and communication and discussion with the various persons involved have occurred and numerous persons have indicated the desire that the lots of Wabash Railroad Subdivision No. 2 be conveyed to them; and

WHEREAS, a public hearing was held on the 7th day of August, 2000, after notice of publication in the News-Gazette on the 18th day of July, 2000, which date was at least 15 days prior to such public hearing on the question of the transfer or sale of such property.

NOW THEREFORE, BE IT ORDAINED that:

Section 1. The Mayor is authorized to execute and record deeds conveying any of the lots 102 through and including 112 of Wabash Railroad Subdivision No. 2 to the owners of property abutting thereon at such time that such owners indicate in writing a desire to accept such conveyance. Being too small to be buildable lots, no consideration is due for the conveyance of Lots 102 through, and including 112.

Section 2. Inasmuch as there are conflicting claims regarding legal rights to Lot 101 of Wabash Railroad Subdivision No. 2, the decision concerning the ultimate disposition of such Lot is reserved.

Section 3. All lots so conveyed shall be subject to easements and restrictions contained in the Wabash Railroad Subdivision.

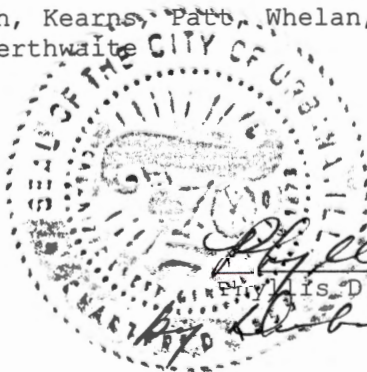
This Ordinance is hereby passed by the affirmative votes, the "ayes" and "nays" being called of three-fourths of all Alderpersons then holding office.

PASSED by the City Council this 6th day of November,
2000.

AYES: Hayes, Huth, Kearns, ~~Patt~~, Whelan, Wyman, and
Mayor Satterthwaite

NAYS:

ABSTAINS:



Phyllis D. Clark
Phyllis D. Clark, City Clerk

Robert L. Bebit
Deputy Clerk

APPROVED by the Mayor this 17th day of _____ November _____,

2000 .

Tod Satterthwaite
Tod Satterthwaite, Mayor