

# Recording Cover Sheet

**AN ORDINANCE VACATING AN ALLEY**  
**(North /South Alley in the Block Bounded by North**  
**Webber Street, Railroad (to the North), North Lynn Street,**  
**and the East/West Alley North of East Main Street)**  
**[Ordinance No. 2024-02-007]**

Prepared for recording by:

Darcy E. Sandefur, City Clerk

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400 S. Vine St., Urbana, IL 61801

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Return to:

Darcy E. Sandefur, City Clerk  
City of Urbana  
400 S. Vine Street Urbana, IL  
61801

**ORDINANCE NO. 2024-02-007**

**AN ORDINANCE VACATING AN ALLEY  
(North/South Alley in the Block Bounded by North Webber Street, Railroad (to the north),  
North Lynn Street, and the East/West Alley north of East Main Street)**

**WHEREAS**, the plat of the N. W. Davis & Others Addition to the City of Urbana, recorded in Plat Book “A” at page 227 in the Office of the Recorder of Deeds, Champaign County, Illinois, depicts a certain public alley 12.00' in width running north/ south along the west side of Lots 1, 2, 3, 4, and 5 of the said N. W. Davis & Others Addition; and

**WHEREAS**, on the face of the said plat this 12.00' strip of land is labeled: “12 feet Alley” and was apparently intended to be an alley right-of-way for the convenient access through the central portion of this block; and

**WHEREAS**, 50 percent of the adjacent neighbors have advised that they have no objections to abandoning this alley right-of-way; and

**WHEREAS**, no paved surface was ever installed in the said Public Alley right-of-way; and

**WHEREAS**, the City has requested the release, abandonment, and vacation of the said Public Alley right-of-way and the owners of Lots 1, 2, 3, 4, and 5 of the N. W. Davis & Others Addition to the City of Urbana, recorded in Plat Book “A” at page 227 in the Office of the Recorder of Deeds, Champaign County, Illinois and the owners of Lots 1, 2, 3, 4, and 5 of the Esquire Munhall’s Addition to the City of Urbana, recorded in Deed Record 32 at page 587 in the Office of the Recorder of Deeds, Champaign County, Illinois, have presented no objections; and

**WHEREAS**, the City Council finds that the relief to the public from the further burden and responsibility of maintaining the alley herein vacated is just and adequate compensation for the benefits which will accrue to the said owners; and

**WHEREAS**, the Urbana City Council finds that it is in the best interests of all concerned that the said Public Alley right-of-way described below should be released, abandoned and vacated and in accordance with statute, the title to the land over which the aforesaid alley right-of-way runs shall devolve and vest in the present owners of the land abutting to the east thereon to the same extent as though the Public Alley right-of-way had been dedicated by a common law plat (as distinguished from a statutory plat) and as though the fee of the Public Alley right-of-way had been acquired by the owner as part of the land abutting on the Public Alley right-of-way.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council and the Mayor, being the Corporate Authorities of the City of Urbana, Illinois, as follows:

Section 1.

That the portion of the Public Alley right-of-way shown on the plat of N. W. Davis & Others Addition to the City of Urbana, recorded in Plat Book "A" at page 227 in the Office of the Recorder of Deeds, Champaign County, Illinois, depicted a certain public alley 12.00' in width running north/ south along the west side of Lots 1, 2, 3, 4, and 5 of said N. W. Davis & Others Addition to the City of Urbana, being more fully described immediately below, is hereby released, abandoned and vacated upon the recording of a certified copy of this Ordinance with the Recorder of Deeds, Champaign County, Illinois.

Beginning at the southwest corner of Lot 5 of N. W. Davis & Others Addition to the City of Urbana, recorded in Plat Book "A" at page 227 in the Office of the Recorder of Deeds, Champaign County, Illinois, said point being on the north Right-of-Way line of an existing 12' east/ west alley; thence west along said north Right-of-Way line 12.0 feet to the southeast corner of Lot 5 of Esquire Munhall's Addition to the City of Urbana, recorded in Deed Record 32 at page 587 in the Office of the Recorder of Deeds, Champaign County, Illinois; thence north along the west Right-of-Way line of the 12.0 feet wide platted alley

approximately 300 feet to the northeast corner of Lot 1 of said Esquire Munhall's Addition to the City of Urbana, said point being on the south Right-of-Way line of the existing Railroad; thence east along the south Right-of-Way line of said Railroad, 12 feet to the northwest corner of Lot 1 of said N. W. Davis & Others Addition to the City of Urbana; thence south along the east Right-of-Way line of the 12.0 feet wide platted alley approximately 306 feet to the point of beginning, containing 3,636 square feet (0.083 acre), more or less, and situated in the City of Urbana, Champaign County, Illinois.

Section 2.

That the vacation of the above-described alley shall be subject to the condition that a perpetual easement upon said north/ south alley is hereby reserved for and granted to the City of Urbana, Illinois, any public utilities, and their successors and assigns to construct, install, reconstruct, repair, remove, replace, inspect, maintain, and operate their facilities in, under, across, along, over, and upon the vacated alley, together with the right of access thereto for the personnel and equipment necessary and required for such uses and purposes and the right to cut, trim, or remove trees, bushes, and roots as may be reasonably required incidental to the rights herein given.

Section 3.

That the right-of-way herein vacated shall attach to and become a part of the parcel numbers identified by PIN: 91-21-09-353-011, 91-21-09-353-010, 91-21-09-353-009, 91-21-09-353-008, and 91-21-09-353-007.

Section 4.

That the plat of vacation attached hereto is incorporated in this Ordinance by reference.

Section 5.

That the City Clerk is directed to record a certified copy of this ordinance.

This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of three-fourths of all the alderpersons then holding office (6 of 7 votes) of the City of Urbana, Illinois, at a duly noticed and convened meeting of the said corporate authorities.

**PASSED BY THE CORPORATE AUTHORITIES** this 12th Day of February, 2024.

AYES: Wu, Evans, Hursey, Kolisetty, Bishop, Wilken

NAYS: None

ABSTENTIONS: None



**DocuSigned by:**

*Darcy E. Sandefur*

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Darcy E. Sandefur, City Clerk

**APPROVED BY THE MAYOR** this 23rd Day of February, 2024.

**DocuSigned by:**

*Diane Wolfe Marlin*

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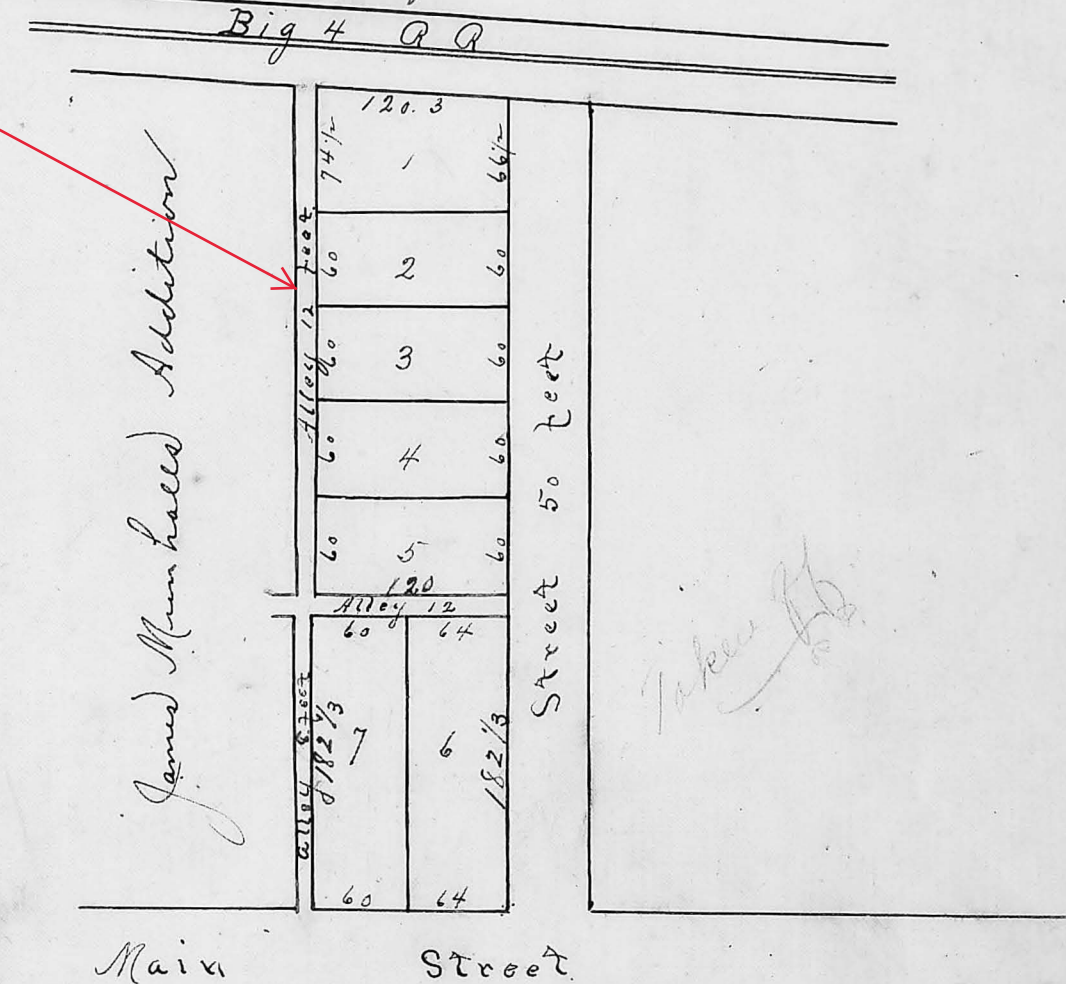
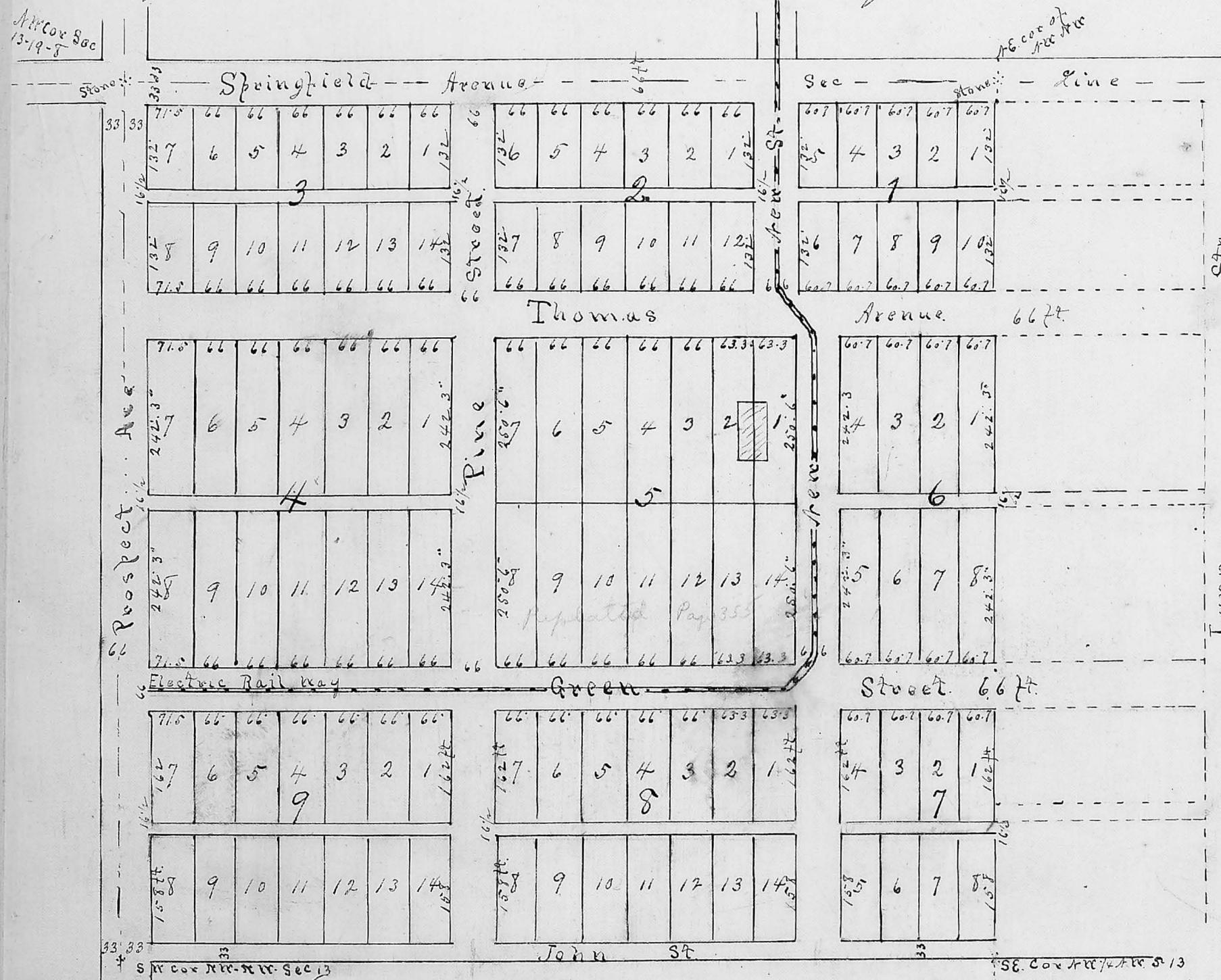
Diane Wolfe Marlin, Mayor

ATTACHMENT "A"

J. G. Clark, Subdivision of the NW 1/4 of the NW 1/4 of Sec 13, Township 19, North Range 8, East of 3rd P.M.

227

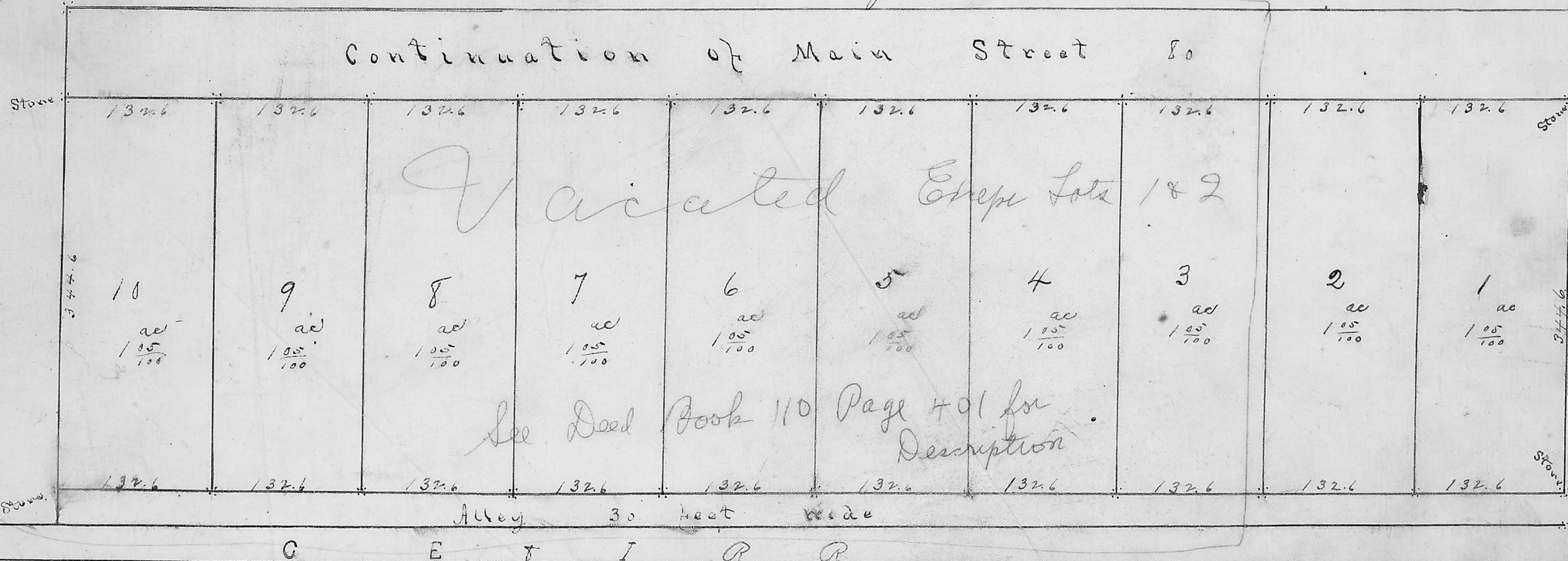
N.W. Davis & Others Addition to the City of Urbana



For Description see page 225

For Description see Page 226

J. W. Allentons 1st Addition of Out Lots to the Town of Allenton



See Deed Book 110 Page 401 for Description

For Description see Page 226

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This is to certify that at the request of J G Clark now owner of the same I surveyed Blocks 8 & 9 of Parcel: Addition to the City of Champaign and reformed and also renumbered the lots as seen on the face of the above plat. The alley running through them East and West remains the same as formerly 16 1/2 feet wide

J. B. Kyle Co. Sur.

Know all men by these presents that I J G Clark of the City of Champaign have caused the above mentioned RE. Plat to be made as shown by the County Surveyor whose certificate is attached and that I hereby dedicate for the use of the public all streets and alleys for their use and benefit for ever

John G Clark (seal)

Signed sealed and acknowledged before me this seventh day of February A.D. 1893.

Geo F Beardley (seal) Notary Public

City of Champaign } I G Strahle City Clerk of the City of Champaign hereby certify that the foregoing plat was approved State of Illinois } February 7<sup>th</sup> 1893 by the City Council of the City of Champaign

Witness my hand and the corporate seal of the said City of Champaign this 8<sup>th</sup> day of February A.D. 1893.

G J Strahle (seal) City Clerk

Filed M<sup>h</sup> 25<sup>th</sup> at 3 1/2 PM 1893

W G Brown Recorder

I do hereby certify that at the request of A W Davis & others I surveyed the above plat of Ground situated in the S.W. 1/4 of Section 9 in Township No 19 North of the Base line in range No 9 East of the 3<sup>rd</sup> P.M. but more particularly described as follows: Beginning at the S.E. corner of Lot Six of James Munhall's Addition to the Town of Urbana running thence North to the right of way of the Big 4 Railroad. Thence with said right of way S 87° E 172.5 feet Thence South 500 feet to the North side of Main Street. Thence West 172 feet to the Beginning and subdivided it into lots Streets and Alleys in the form and manner shown by the foregoing plat. The dimensions of the lots & width of the streets and alleys are marked in feet. A stone is planted at the S.E. corner of Lot Six.

Given under my hand this 4<sup>th</sup> day of July A.D. 1893.

J. B. Kyle Co. Sur.

Know all men by these presents that I A W Davis of the City of Urbana have caused the within described tract of land to be surveyed & subdivided in the form & manner shown by the accompanying plat for the use and purposes of a town or village to be known as A.W. Davis & others Addition to the City of Urbana. And I do hereby Grant and Release the streets and Alleys of the same to the public for their benefit and use forever.

In testimony whereof I have hereunto set my hand and seal this 5<sup>th</sup> day of July A.D. 1893

A W Davis (seal)

State of Illinois } I J W M Hugh a Justice of the Peace in and for said County do hereby certify that A W Davis Champaign County } whose name is subscribed to the foregoing instrument and well known to me personally appeared before me this day and acknowledged the same to be his act and deed for the purposes therein set forth.

Witness my hand and seal this 5<sup>th</sup> day of July A.D. 1893.

J W M Hugh (seal) Justice of the Peace

State of Illinois } This plat was on the 17<sup>th</sup> day of July 1893 approved by the City Council of the City of Urbana Champaign County } and is this day duly approved by the Mayor of said city this 17<sup>th</sup> day of July 1893

Wm B Webber

Attest G B Holmes City Clerk.

Mayor

Filed for record July 18<sup>th</sup> 1893 at 2 1/2 PM

W G Brown Recorder

### CLERK'S CERTIFICATE

STATE OF ILLINOIS        )  
  )  
COUNTY OF CHAMPAIGN)        SS

I, DARCY E. SANDEFUR, 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

(North /South Alley in the Block Bounded by North Webber Street, Railroad (to

the North), North Lynn Street, and the East/West Alley North of East Main Street)

approved by the City Council of the City of Urbana, Illinois, on the 12<sup>th</sup> day of February , AD,

2024, as it appears in the records and files in my office remaining.

Given under my hand and seal of said City of Urbana, Illinois, this 2<sup>rd</sup> day of February,

AD, 2024.



*Darcy E. Sandefur*  
Darcy E. Sandefur, City Clerk





# CERTIFICATE OF PUBLICATION IN PAMPHLET FORM



I, Darcy E. Sandefur, certify that I am the duly elected and acting Municipal Clerk of the City of Urbana, Champaign County, Illinois. I certify that on the 12th day of February 2024 the City Council of the City of Urbana passed and approved Ordinance No. 2024-02-007 entitled:

**AN ORDINANCE VACATING AN ALLEY  
(North/South Alley in the Block Bounded by North Webber Street, Railroad (to the North),  
North Lynn Street, and the East/West Alley North of East Main Street)**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2024-02-007 was prepared, and a copy of such Ordinance was posted in the Urbana City Building commencing on the 23rd day of February 2024, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request at the Office of the City Clerk.

Dated at Urbana, Illinois, this 23rd day of February, 2024.



*Darcy E. Sandefur*  
Darcy E. Sandefur, City Clerk