

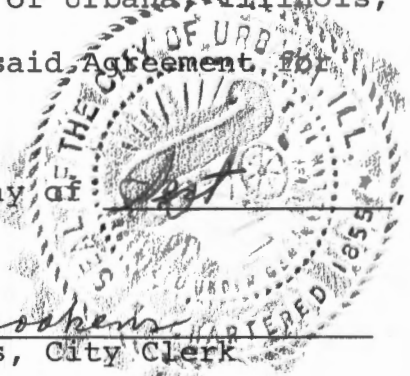
A RESOLUTION  
APPROVING AND AUTHORIZING THE EXECUTION  
OF AN AGREEMENT CONCERNING MULBERRY ALLEY

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA  
ILLINOIS, as follows:

Section 1. That an "Agreement" between the City of Urbana,  
Illinois and Carle Foundation Hospital, a copy of which said Agreement  
is attached hereto and incorporated herein by reference, be and  
the same is hereby approved.

Section 2. That the Mayor of the City of Urbana, Illinois,  
be and the same is hereby authorized to execute said Agreement, for  
and on behalf of the City of Urbana, Illinois.

PASSED by the City Council this 19<sup>th</sup> day of Sept.  
1979.

  
Ruth S. Brookens  
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 19<sup>th</sup> day of Sept.,  
1979.

Jeffrey T. Markland  
Jeffrey T. Markland, Mayor

A G R E E M E N T

THIS AGREEMENT entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1979, between Carle Foundation Hospital, an Illinois Not for Profit Corporation, hereinafter referred to as "Carle" and the City of Urbana, Illinois, hereinafter referred to as "City",

W I T N E S S E T H:

WHEREAS, Carle has petitioned the City for vacation of a certain alley known as Mulberry Alley located between Coler Street and Orchard Street on the East and West and between University Avenue and Clark Street on the North and South in the City of Urbana, Illinois; and

WHEREAS, the City has determined that it is in its best interest to vacate said alley.

NOW, THEREFORE, the parties agree as follows:

1. That in consideration of the City vacating the alley described herein, Carle shall provide the City with the following:

A) Convey and grant unto the State of Illinois all of Carle's right, title and interest in and to the premises described as,

Commencing at the Northeast corner of Lot One (1) of M. W. Busey's Heirs Addition, thence West along the South right-of-way line of University Avenue to a point 18.00 feet East of the Northwest corner of said Lot One (1), thence Southwesterly to a point 18.00 feet South of the Northwest corner of said Lot One (1), said point situated on the East right-of-way line of Coler Avenue, thence South 9 feet along the East right-of-way line of Coler Avenue, thence Northeasterly to a point 15 feet East of the East right-of-way line of Coler Avenue and 12 feet South of the South right-of-way line of University Avenue, thence East parallel with the South right-of-way line of University Avenue to the West right-of-way line of Orchard Street, thence North 12.00 feet along the West right-of-way line of Orchard Street to the point of beginning.

B) Convey and grant unto the State of Illinois all of Carle's right, title and interest now and after acquired in and to that portion of the Northeast corner

of Orchard Street and University Avenue, Urbana,  
Illinois, described as,

Commencing at the Southwest corner of Lot Seven (7) of S. H. Busey's Third Addition, thence East 14.00 feet along the North right-of-way line of University Avenue, thence Northwesterly to a point 24.00 feet North of the Southwest corner of said Lot Seven (7), said point situated on the East right-of-way line of Orchard Street, thence South along the East right-of-way line of Orchard Street to the point of beginning,

for use as right-of-way in constructing and widening a highway known as Route 45 or University Avenue and for improving Orchard Street.

C) Convey and grant unto the State of Illinois all of Carle's right, title and interest in and to that portion of the Northwest corner of Orchard Street and University Avenue, Urbana, Illinois, described as,

Commencing at the intersection of the West right-of-way line of Orchard Street and the North right-of-way line of University Avenue, thence West 14.00 feet along the North right-of-way line of University Avenue, thence Northeasterly to a point 14.00 feet North of said intersection, said point situated on the West right-of-way line of Orchard Street, thence South along the West right-of-way line of Orchard Street to the point of beginning,

for use as right-of-way in constructing and widening a highway known as Route 45 or University Avenue and for improving Orchard Street.

D) Carle further agrees that if and when University Avenue is widened or Orchard Street is improved in accordance with the proposed plans of the parties, it shall transfer to the State of Illinois all of its right, title and interest now or after acquired in and to that portion of the property South of the present University Avenue right-of-way between the present Orchard Street on the West and a certain easterly point described as follows:

The North 12.00 feet of Lots Seven (7) and Eight (8) of S. T. Busey's Second Addition and the North 12.00 feet of the West 42.60 feet of Lot Six (6) of said Addition, and commencing at the Northeast corner of Lot Five (5) of S. T. Busey's Second Addition, thence West along the South right-of-way line of University Avenue to a point 42.60 feet East of the Northwest corner of Lot Six (6) in said Addition, thence South 12.00 feet, thence Northeasterly to a point 7.00 feet South of the Northeast corner of said Lot Five (5) on the East property line of said Lot Five (5),

Also,

Commencing at the intersection of the South right-of-way line of University Avenue and the East right-of-way line of a certain North-South alley, said alley located adjacent to the S. T. Busey's Second Addition, thence South 6.03 feet along the East right-of-way line of said alley, thence Northeasterly to a point 99.64 feet East of said intersection, said point located on the South right-of-way line of University, thence West to the point of beginning,

all of which shall be consideration for the payment of the fair market value as determined by the average of two appraisals submitted by appraisers chosen by the City of said property or in exchange for property being transferred to Carle which may be owned by the City and located within the said area, the value of which shall also be determined by the average of two appraisals submitted by appraisers chosen by the City of Urbana, Illinois.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1979.

CARLE FOUNDATION HOSPITAL, an Illinois Not for Profit Corporation,

By: \_\_\_\_\_

ATTEST:

\_\_\_\_\_

CITY OF URBANA, ILLINOIS,

By: Jeffrey T. Markland  
Jeffrey T. Markland, Mayor

ATTEST:

Ruth S. Brookens  
Ruth S. Brookens, City Clerk

