

46/5

ORDINANCE NO. 3081

**AN ORDINANCE VACTING AN ALLEY IN THE
CITY OF GREENVILLE
BOND COUNTY, ILLINOIS**

**ADOPTED BY THE
CITY COUNCIL
OF
THE CITY OF GREENVILLE
THIS 12TH DAY OF JANUARY, 2016**

Published in pamphlet form by authority of the City Council of the City of Greenville, Bond County, Illinois, this 13th day of January 2016.

SCANNED

JAN 14 2016

Book: GR1101 Page: 255

ORDINANCE NO. 3081
ORDINANCE VACATING AN ALLEY

WHEREAS a request was received from Korie Hilpert to vacate an alley between 816 W. Franklin Avenue and 840 W. Franklin Avenue, Greenville, Illinois, which is described as follows;

Portion of the sixteen foot alley running from North to South between 816 W. Franklin Avenue (05-30-15-108-015) and 840 W. Franklin Avenue (05-30-15-108-014) from Franklin Street to Railroad Street.

WHEREAS, the request is made to allow for improvement to the property, specifically construction of an unattached garage, and property owner will grant a 15 foot easement for the existing sewer line that runs West to East on both parcels to the City of Greenville;

WHEREAS, the City Council reviewed the request and recommends vacating a portion of the alley running from North to South between 816 W. Franklin Avenue (05-30-15-108-015) and 840 W. Franklin Avenue (05-30-15-108-014) from Franklin Street to Railroad Street, contingent upon the property owner obtaining a recordable plat of property with said sewer easement;

BE IT ORDAINED by the City Council of the City of Greenville, of Bond County, Illinois, that a portion of the alley running from North to South between 816 W. Franklin Avenue (05-30-15-108-015) and 840 W. Franklin Avenue (05-30-15-108-014) from Franklin Street to Railroad Street will be vacated once a recordable plat of the property with said easement has been submitted and approved by the City Manager.

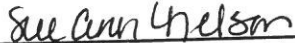
This ordinance shall not become effective until the owner of the property fulfills all conditions outlined in this ordinance.

PASSED and APPROVED this 12th day of January, 2016.



Mayor

ATTEST:



City Clerk

	Yes	Nays	Absent
Jes Adam	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Gillard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Heath	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Roger Sanders	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Alan Gaffner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

This document was prepared by the City of Greenville, Illinois.

Book: GR1101 Page: 257

Book: GR1101 Page: 448

CERTIFICATE

I, Sue Ann Nelson, certify that I am the duly appointed and acting City Clerk of the City of Greenville, Bond County, Illinois.

I further certify that on January 12, 2016, the Corporate Authorities of such municipality passed and approved Ordinance No. 3081 entitled:

"AN ORDINANCE VACATING AN ALLEY IN THE CITY OF GREENVILLE, BOND COUNTY, ILLINOIS"

Dated at Greenville, Illinois, this 13th day of January, 2016.



{SEAL}

Sue Ann Nelson

Sue Ann Nelson, City Clerk

VACATION PLAT

CITY OF GREENVILLE, BOND COUNTY, ILLINOIS
 ORDINANCE # 3081
 OF THE ALLEY ADJACENT TO LOTS
 27-28 & 45-46, EASTVIEW ADDITION
 PER PLAT BOOK 2, PAGE 30,
 NOW CABINET "A", SLIDE 29



DATE: 1-28-2016
 LICENSE RENEWAL DATE: 12/01/16

ABACUS
 PROFESSIONAL SERVICES
 ILLINOIS PROFESSIONAL DESIGN FIRM
 LICENSE # 184-002806
 LAND SURVEYING AND CONSULTING
 1155 N. 4TH, P.O. BOX #5
 BREESE, IL, 62230
 PHONE (618) 526-4277
 FAX (618) 526-0672
 DLW/JAL 5034-S-16

LEGEND

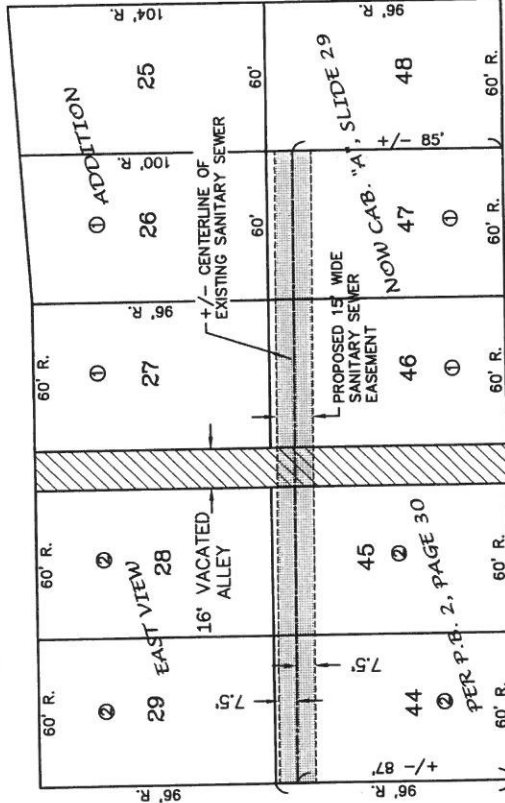
- 28 TYPICAL LOT NUMBER
- R. RECORD DIMENSION
- PROPOSED EASEMENT
- VACATED AREA



SCALE: 1"=50'



FRANKLIN AVE. (60')
 (FORMERLY GENEVIEVE AVE.)



RAILROAD ST. (60')
 (FORMERLY EMMETT AVE.)

- ① KORIE HILPERT & KIMBERLY QUESADA
 PER BOOK 900, PAGE 321
- ② KORIE HILPERT & KIMBERLY QUESADA
 PER BOOK 1030, PAGE 109

50/9

RECORDER'S SPACE

Doc. No: 157071
Pages Recorded: 9

Total Fees: \$50.00
+RHSP Surcharge: \$0.00

Date Recorded: 2/9/2016 11:39:46 AM

[DO NOT PUBLISH]

UTILITY EASEMENT

(((((

KNOW ALL MEN BY THESE PRESENTS: That in consideration of One Dollar (\$1.00) and other good and valuable consideration paid to KORIE HILPERT, an unmarried person, and KIMBERLY QUESADA, an unmarried person, each in their own right, of 816 West Franklin, Greenville, Illinois 62246; hereinafter referred to as GRANTORS, by THE CITY OF GREENVILLE, an Illinois Municipal Corporation, 404 S. Third Street, Greenville, Illinois 62246, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, the GRANTORS do hereby grant, bargain, sell, transfer and convey unto the GRANTEE, its successors and assigns, a perpetual easement with the right to erect, construct, install, and lay, and thereafter use, operate, inspect, repair, maintain, replace and remove Utility Transmission and Distribution Lines, Meter Boxes, Meters, Valves and Equipment over, across and through the land of the GRANTORS situated in Bond County, State of Illinois, said land being described as follows:

LOTS 25, 26, 27, 28, 29, 44, 45, 46, 47 AND 48 OF EASTVIEW ADDITION TO THE CITY OF GREENVILLE, BOND COUNTY, ILLINOIS;

together with the right of ingress and egress over the adjacent lands of the GRANTORS, its successors and assigns, for the purpose of this easement.

The easement shall be described as follows:

A 15 FEET WIDE STRIP BEING A PART OF LOTS 26, 27, 28, 29, 44, 45, 46 AND 47 IN EASTVIEW ADDITION, PER PLAT BOOK 2, PAGE 30 (NOW CABINET "A", SLIDE 29), BOND COUNTY, ILLINOIS. THE CENTERLINE OF SAID EASEMENT SHALL RUN

ALONG THE CENTERLINE OF THE EXISTING SANITARY SEWER, GENERALLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SAID LOT 44, BEING 87 FEET, MORE OR LESS, NORTHERLY OF THE SOUTHWEST CORNER OF SAID LOT, THENCE EASTERLY TO THE END POINT ON THE EAST LINE OF SAID LOT 47, BEING 85 FEET, MORE OR LESS, NORTHERLY OF THE SOUTHEAST CORNER OF SAID LOT;

as more specifically depicted on the attached Vacation Plat (Job No. _____ dated January 28, 2016;

The consideration hereinabove recited shall constitute payment in full for any damages to the land of the GRANTORS, their successors and assigns, by reason of the installation, operation and maintenance of the structures or improvements referred to herein. The GRANTEE covenants to maintain the easement in good repair so that no unreasonable damage will result from its use to the adjacent land of the GRANTORS, their successors and assigns.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of the GRANTEE, its successors and assigns.

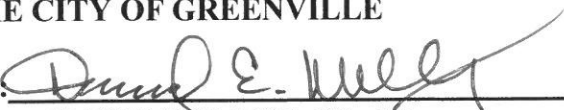
IN WITNESS WHEREOF, the GRANTORS have executed this instrument this 4TH day of February, 2016.


KORIE HILPERT, GRANTOR


KIMBERLY QUESADA, GRANTOR

The terms of this Utility Easement are accepted by The City of Greenville, an Illinois Municipal Corporation, 404 S. Third Street, Greenville, Illinois 62246, this day of February, 2016.

THE CITY OF GREENVILLE

BY: 
DAVID WILLEY, City Manager

ACKNOWLEDGEMENT

STATE OF ILLINOIS - COUNTY OF BOND } SS

I, melissa Bohannon, a Notary Public, do hereby certify that Korie Hilpert, an unmarried person, and Kimberly Quesada, an unmarried person, each in their own right, Grantors; 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 acknowledged that they had signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal this 4th day of February, 2016.



Melissa Bohannon
NOTARY PUBLIC

STATE OF ILLINOIS - COUNTY OF BOND } SS

I, Melissa Bohannon, a Notary Public, do hereby certify that David Willey, City Manager for The City of Greenville, an Illinois Municipal Corporation, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he had signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal this 4th day of February, 2016.



Melissa Bohannon
NOTARY PUBLIC

Prepared By:

PATRICK F. SCHAUFELBERGER

Reg. No. 06209949

T H E

SCHAUFELBERGER

L A W O F F I C E S , L T D .

107 South Fourth Street

Vandalia, IL 62471-2899

Telecopier: (618) 283-1413 - Telephone: (618) 283-1411

PFS/sjw

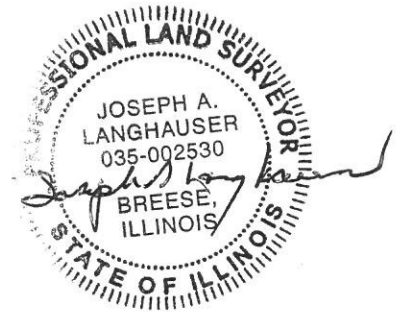
ABACUS PROFESSIONAL SERVICES

Joseph A. Langhauser, PLS
1155 N. 4th P.O. Box 5
Breese, IL 62230-0005
(618) 526-4277
January, 22, 2016
Job No.: 5034-S-16

Description for Sanitary Sewer Easement granted by Korie Hilpert and Kimberly Quasada to the City of Greenville, Bond County, Illinois

A 15 feet wide strip being a part of lots 26, 27 28, 29, 44, 45, 46 and 47 in Eastview Addition, per Plat Book 2, Page 30 (now Cabinet "A", slide 29), Bond County, Illinois. The centerline of said easement shall run along the centerline of the existing sanitary sewer, generally described as follows:

Beginning at a point on the west line of said Lot 44, being 87 feet, more or less, northerly of the southwest corner of said Lot; thence easterly to the end point on the east line of said Lot 47, being 85 feet, more or less, northerly of the southeast corner of said Lot.



Note: It is not warranted that this description contains complete information regarding dedications, easements, reservations, restrictions, rights-of-way, building lines and other encumbrances. For complete information, a title opinion or commitment for title insurance should be obtained.

RefFilename: 5034.docx