

VILLAGE OF TOLONO
CHAMPAIGN COUNTY, ILLINOIS

ORDINANCE NO. 01-06

AN ORDINANCE VACATING A PORTION
OF WHITEHEAD STREET

Adopted by the
Board of Trustees of the Village of Tolono
This 3rd day of July, 2001

Published in pamphlet form by authority of the President and the Board of Trustees of the Village of Tolono, Champaign County, Illinois. This 3rd day of July, 2001.

**VILLAGE OF TOLONO, ILLINOIS
ORDINANCE VACATING A PORTION OF
WHITEHEAD STREET
ORDINANCE NO. 01-06**

WHEREAS, the Village of Tolono Planning Commission in a meeting held June 28, 2001 has considered and recommended that a certain portion of Whitehead Street be vacated with its findings incorporated herein; and,

WHEREAS, the Village Board of Trustees has deemed it appropriate to vacate same.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF TOLONO, ILLINOIS:

SECTION 1: That portion of Whitehead Street situated in Tolono, Illinois and adjacent to the following described properties is hereby vacated, contingent upon each owner paying the fee provided herein and executing an easement document:

Whitehead Street between Lot 1 in Block 79 and Lot 5 in Block 31 of Smith and Company's Addition to Tolono, south of Austin Street to the North Line of Great Western Avenue.

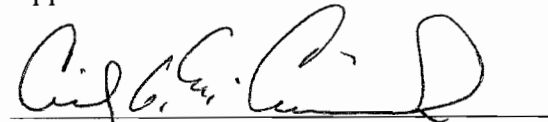
SECTION 2: Adjacent property owners shall each reimburse the Village the sum of \$250.00 per lot in order to acquire title to the vacated land.

SECTION 3: Each lot owner shall execute an easement document granting access to the Village attached hereto and by reference incorporated herein.

SECTION 4: The Village Clerk is directed to publish this Ordinance in pamphlet form and this Ordinance shall be effective upon its passage and publication in accordance with law.

Presented, Passed and Approved at a regular meeting of the President and Board of Trustees of the Village of Tolono, Illinois the 3rd day of July, 2001.


Approved:



CECIL McCORMICK

President of the Board of Trustees

Attest:


Village Clerk

**UTILITY EASEMENT
TO VILLAGE OF TOLONO**
(COMPLETE IN BLACK INK)

THE UNDERSIGNED GRANTOR, being the owner of **The West half of a twenty foot strip centered on previously vacated Whitehead Street between the south line of Austin Street to the North and the North line of Great Western to the South Lot 1 in Block 79 in Smith & Company's Addition by Whitehead to the Village of Tolono situated in Champaign County, Illinois** bearing PIN _____ in consideration for ten dollars and other good and valid consideration in hand paid hereby grants to the VILLAGE OF TOLONO, a municipality organized under the laws of the State of Illinois the following easement:

1. Access to the street known as Whitehead Street vacated by the Village of Tolono adjacent to the above described property for the installation, repair, replacement and maintenance of water, sewer, electrical, telephone and such other public utilities as may be in place now or installed later by the Village of Tolono. No plantings, structures or improvements may be erected in the easement area.

2. The within Easement and obligations thereunder shall be binding upon the owners of the respective lots, upon the beneficiaries of their estates, their personal representatives, and their successors and assigns, during the term of their respective ownership of a lot in perpetuity.

IN WITNESS WHEREOF, the undersigned owner of the aforesaid lot(s) has affixed his/her/their hand and seal this 3rd day of July, 2001.

GRANTOR:

RICHARD GALLIVAN

SHARON GALLIVAN

STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, the undersigned Notary Public in and for said County and State aforesaid, do hereby certify that Richard Gallivan is 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/she signed, sealed and delivered the said instrument as his/her free and voluntary act for the uses and purposes therein set forth, including the waiver of the right of homestead.

Given under my hand and Notarial seal, this _____ day of July, 2001.

NOTARY PUBLIC

STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, the undersigned Notary Public in and for said County and State aforesaid, do hereby certify that Sharon Gallivan is 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/she signed, sealed and delivered the said instrument as his/her free and voluntary act for the uses and purposes therein set forth, including the waiver of the right of homestead.

Given under my hand and Notarial seal, this _____ day of July, 2001.

NOTARY PUBLIC

PREPARED BY/RETURN TO:
Marc R. Miller
Miller & Hendren
P.O. Box 980
Champaign, IL 61824-0980
(217) 352-2171

**UTILITY EASEMENT
TO VILLAGE OF TOLONO**
(COMPLETE IN BLACK INK)

THE UNDERSIGNED GRANTOR, being the owner of the **East half of a twenty foot wide strip centered on previously vacated Whitehead Street between Austin Street to the North and the north line of Great Western to the south and Lot 5 in Block 31 in Smith and Company's Addition by Whitehead to the Village of Tolono situated in Champaign County, Illinois** bearing PIN _____ in consideration for ten dollars and other good and valid consideration in hand paid hereby grants to the VILLAGE OF TOLONO, a municipality organized under the laws of the State of Illinois the following easement:

1. Access to the street known as Whitehead Street vacated by the Village of Tolono adjacent to the above described property for the installation, repair, replacement and maintenance of water, sewer, electrical, telephone and such other public utilities as may be in place now or installed later by the Village of Tolono. No plantings, structures or improvements may be erected in the easement area.

2. The within Easement and obligations thereunder shall be binding upon the owners of the respective lots, upon the beneficiaries of their estates, their personal representatives, and their successors and assigns, during the term of their respective ownership of a lot in perpetuity.

IN WITNESS WHEREOF, the undersigned owner of the aforesaid lot(s) has affixed his/her/their hand and seal this 3rd day of July, 2001.

GRANTOR:

JAMES CLARK WOODWORTH

STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

I, the undersigned Notary Public in and for said County and State aforesaid, do hereby certify that JAMES CLARK WOODWORTH is 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/she signed, sealed and delivered the said instrument as his/her free and voluntary act for the uses and purposes therein set forth, including the waiver of the right of homestead.

Given under my hand and Notarial seal, this _____ day of July, 2001.

NOTARY PUBLIC

PREPARED BY/RETURN TO:
Marc R. Miller
Miller & Hendren
P.O. Box 980
Champaign, IL 61824-0980
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