

ORDINANCE NO. 424

VILLAGE OF BELLEVUE, ILLINOIS

AN ORDINANCE ACCEPTING A DEDICATION
OF RIGHT OF WAY FOR PUBLIC ROAD PURPOSES

WHEREAS, a Dedication of Right of Way for Public Road Purposes ("Dedication") has been submitted to the Village of Bellevue by Chicago Title and Trust Company, as Trustee, a copy of which is attached hereto, covering certain property within the Village of Bellevue described therein ("Premises"); and

WHEREAS, the President and Board of Trustees of the Village of Bellevue have determined that the best interests of the Village and its residents will be served by the acceptance of the Dedication;

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Bellevue, in the County of Peoria and State of Illinois:

Section 1: That the Village shall accept the Dedication as evidenced by the execution thereof.

Section 2: That the President and Clerk of the Village are hereby authorized to evidence such acceptance by the execution of the Dedication and to take all other steps which are necessary and proper to effect such dedication.

Section 3: This Ordinance shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED THIS 14th DAY OF AUGUST, 1995.

4 AYES
0 NAYS
2 ABSENT

VILLAGE OF BELLEVUE, ILLINOIS

By: _____
Larry H. Howard
President

Attest: _____
Carol S. Howard
Village Clerk

Prepared by:

Michael R. Seghetti
Keck, Mahin & Cate
331 Fulton, Suite 640
Peoria, Illinois 61602

After recording return to:

Michael R. Seghetti
Keck, Mahin & Cate
331 Fulton, Suite 640
Peoria, Illinois 61602

DEDICATION OF RIGHT OF WAY FOR PUBLIC ROAD PURPOSES

THIS INDENTURE WITNESSETH, that Chicago Title and Trust Company, not personally but as Trustee under the provisions of a Trust Agreement dated December 28, 1982 and known as Trust No. 1083045 ("Grantor"), for and in consideration of the sum of Ten Dollars (\$10.00), the promises contained herein, the benefits resulting from the construction and maintenance of the public right of way described herein and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, convey and dedicate to the Village of Bellevue, Illinois, an Illinois municipal corporation ("Grantee"), for the purpose of constructing and maintaining a public right of way, the real estate described on Exhibit A attached hereto and made a part hereof, which is more particularly shown on the Roadway Dedication Plat attached hereto and made a part hereof as Exhibit B.

The Grantor, without limiting the interest above dedicated and conveyed, does hereby release the Grantee or any agency thereof forever, from any and all claims for damages sustained by the Grantor, its successors and assigns by reason of the opening, improving and using the above-described premises for highway purposes.

Dated: _____, 1995

Chicago Title and Trust Company, as
Trustee as aforesaid

By: See Attached Exculpatory Clause For Signature.
Its: _____

Attest: _____
Its: _____

Accepted, acknowledged and agreed to this ____ day of
_____, 1995.

VILLAGE OF BELLEVUE, ILLINOIS

By: _____
Larry N. Howard, President

Attest: _____
Carol S. Howard, Clerk

EXECUTION AND EXCULPATORY CLAUSE FOR CHICAGO TITLE AND TRUST COMPANY,
AS TRUSTEE UNDER TRUST # 1083044 1083045 ATTACHED TO THAT Dedication
of Right of Way For Public Road Purposes DATED _____

It is expressly understood and agreed by and between the parties hereto, anything to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against Chicago Title and Trust Company, on account of this instrument or on account of any warranty, indemnity, representation, covenant or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

IN WITNESS WHEREOF, Chicago Title and Trust Company, not personally, but as Trustee as aforesaid, has caused these presents to be signed by its Assistant Vice President, and its corporate seal to be hereunto affixed and attested by its Assistant Secretary, the day and year first above written.

DATE July 25, 1995

CHICAGO TITLE AND TRUST COMPANY,
as Trustee aforesaid and
not personally,



By: *Carmel Beck*
Assistant Vice President

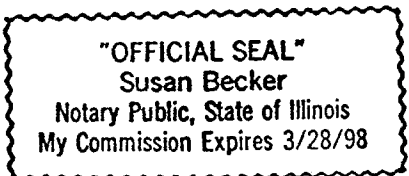
Attest: *Deborah Smith*
Assistant Secretary

STATE OF ILLINOIS)

COUNTY OF COOK) SS.

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY, that the above named Assistant Vice President and Assistant

Secretary of the CHICAGO TITLE AND TRUST COMPANY, Grantor, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Assistant Vice President and Assistant Secretary respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that said Assistant Secretary, as custodian of the corporate seal of said Company, caused the corporate seal of said Company to be affixed to said instrument as said Assistant Secretary's own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth.



Given under my hand and Notarial Seal this 25th day of July 1995.

Susan Becker

State of Illinois)
County of Peoria) ss.

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY that _____ and _____, personally known to me to be the _____ and _____, respectively, of Chicago Title and Trust Company, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such _____ and _____, respectively, appeared before me this day in person and severally acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act as such _____ and _____, respectively, and as the free and voluntary act of said corporation, as Trustee, for the uses and purposes therein set forth; and on their respective oaths stated that they were duly authorized to execute said instrument.

GIVEN under my hand and notarial seal this _____ day of _____ A.D., 1995.

Notary Public

State of Illinois)
County of Peoria) ss.

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY that Larry N. Howard and Carol S. Howard, personally known to me to be the President and Clerk, respectively, of the Village of Bellevue, an Illinois municipal corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such President and Clerk, respectively, appeared before me this day in person and severally acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act as such President and Clerk, respectively, and as the free and voluntary act of said municipal corporation for the uses and purposes therein set forth; and on their respective oaths stated that they were duly authorized to execute said instrument.

GIVEN under my hand and notarial seal this _____ day of _____ A.D., 1995.

Notary Public

EXHIBIT A

LEGAL DESCRIPTION FOR TRACT TO BE
DEDICATED FOR ROADWAY PURPOSES

A PART OF THE SE 1/4 OF SECTION 10, T-8-N, R-7-E OF THE 4th P.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 10; THENCE S 0'-00' W ALONG THE WEST LINE OF THE SE 1/4 OF SAID SECTION 10, A DISTANCE OF 66.92 FEET TO A POINT ON THE SOUTH R.O.W. LINE OF STATE ROUTE 116; THENCE N 89'-41' E ALONG THE SOUTH R.O.W. LINE OF STATE ROUTE 116, A DISTANCE OF 575.0 FEET; THENCE S 0'-00' E, A DISTANCE OF 220.0 FEET; THENCE S 62'-36'-02" E, A DISTANCE OF 460.0 FEET; THENCE S 25'-53' W, A DISTANCE OF 524.34 FEET; THENCE N 64'-07' W A DISTANCE OF 546.00 FEET TO THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED;

FROM THE POINT OF BEGINNING, THENCE N 46'-43'-57" W A DISTANCE OF 72.61 FEET; THENCE ON A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 230.75 FEET FOR AN ARC DISTANCE OF 93.43 FEET (CHORD OF SAID ARC BEARS N 51'-48'-38" W A DISTANCE OF 92.79 FEET); THENCE N 64'-16'-17" W A DISTANCE OF 51.80 FEET; THENCE N 88'-40'-08" W A DISTANCE OF 41.67 FEET TO THE EAST R-O-W LINE OF STARR LANE; THENCE S 0'-00' E ALONG SAID EAST R-O-W LINE A DISTANCE OF 26.69 FEET; THENCE S 64'-07'-00" E A DISTANCE OF 238.00 FEET TO THE POINT OF BEGINNING, CONTAINING 7150 SQ FT, MORE OR LESS, SITUATE, LYING, AND BEING IN THE VILLAGE OF BELLEVUE, COUNTY OF PEORIA, AND STATE OF ILLINOIS.

PIN: Part of 17-10-401-017

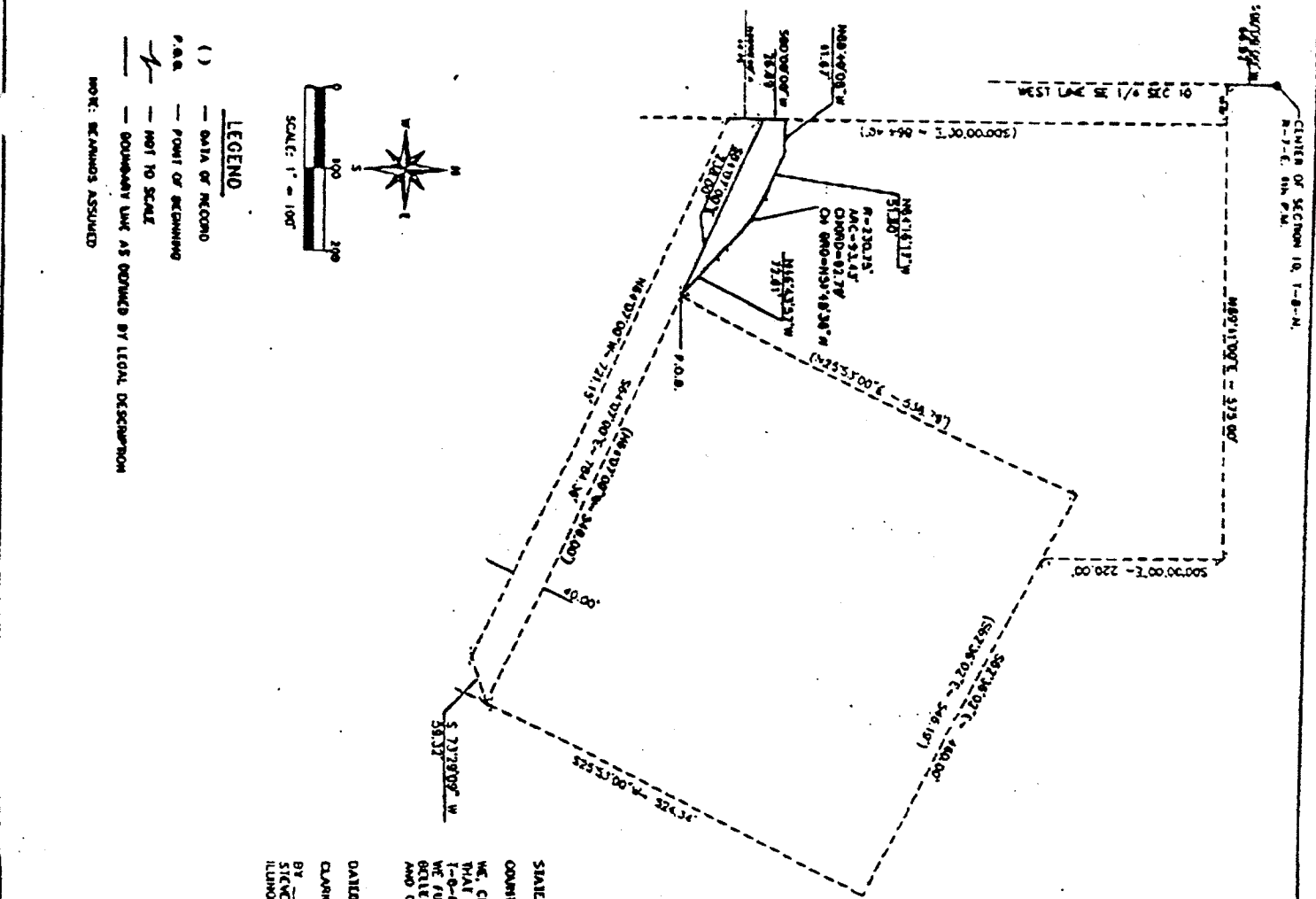
ROADWAY DEDICATION PLAT

LEGAL DESCRIPTION FOR TRACT TO BE DEDICATED FOR ROADWAY PURPOSES

A PART OF THE SE 1/4 OF SECTION 10, T-8-N, R-7-E OF THE 4th P.M. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION 10, THENCE S 0°-00' W ALONG THE WEST LINE OF THE SE 1/4 OF SAID SECTION 10, A DISTANCE OF 66.92 FEET TO A POINT ON THE SOUTH B.M. LINE OF STATE ROUTE 116, THENCE N 89°-41' E ALONG THE SOUTH B.M. LINE OF STATE ROUTE 116, A DISTANCE OF 573.0 FEET; THENCE S 0°-00' E, A DISTANCE OF 2700 FEET; THENCE S 67°-36'-02" E, A DISTANCE OF 460.0 FEET; THENCE S 29°-53' W, A DISTANCE OF 5713.3 FEET; THENCE N64°-07' W, A DISTANCE OF 9460.0 FEET TO THE POINT OF BEGINNING OF THE TRACT TO BE DEDICATED.

FROM THE POINT OF BEGINNING, THENCE N 45°-43'-57" W, A DISTANCE OF 72.61 FEET; THENCE ON A CURVE CONVEX TO THE SOUTHWEST HAVING A RADIUS OF 230.75 FEET FOR AN ARC DISTANCE OF 93.43 FEET; CHORD OF SAID ARC BEARS N 51°-48'-38" W, A DISTANCE OF 92.79 FEET; THENCE N 64°-56'-02" W, A DISTANCE OF 516.0 FEET; THENCE N 60°-40'-00" W, A DISTANCE OF 514.0 FEET TO THE EAST R-O-W LINE OF SHARR LANE; THENCE S 0°-00' E, A DISTANCE OF 6.54 FEET; THENCE S 67°-36'-02" E, A DISTANCE OF 26.64 FEET; THENCE S 85°-07'-00" E, A DISTANCE OF 230.0 FEET TO THE POINT OF BEGINNING, CONTAINING 250.00 AC. MORE OR LESS, SITUATE, LIE, AND BEING IN THE VILLAGE OF BELLEVUE, COUNTY OF PEORIA, AND STATE OF ILLINOIS.



STATE OF ILLINOIS)
 COUNTY OF PEORIA) SS

WE, CLARK ENGINEERS, INC., PROFESSIONAL ENGINEERS AND LAND SURVEYORS, DO HEREBY CERTIFY THAT WE HAVE PREPARED THIS DEDICATION PLAT OF PART OF THE SOUTHWEST QUARTER OF SECTION 10, T-8-N, R-7-E OF THE 4th P.M. WE FURTHER CERTIFY THAT SAID LAND IS SITUATED WITHIN THE CORPORATE LIMITS OF THE VILLAGE OF BELLEVUE, SAID LAND IS IN THE AMTHERS MUNICIPALITY, AND THAT THE ATTACHED PLAT IS A TRUE AND CORRECT REPRESENTATION OF SAID TRACT DRAWN TO A SCALE OF ONE INCH EQUALS ONE HUNDRED FEET.

DATED AT PEORIA, ILLINOIS THIS 9th DAY OF June, 1985 A.D.
 CLARK ENGINEERS, INC.
 BY Steve J. Romanowski
 STEVE J. ROMANOWSKI
 ILLINOIS PROFESSIONAL LAND SURVEYOR #21133



LEGEND

- () — DATA OF RECORD
- POINT OF BEGINNING
- NOT TO SCALE
- BOUNDARY LINE AS DEDUCED BY LEGAL DESCRIPTION

NOTE: BEYONDS ASSUMED

CLARK ENGINEERS, INC. 3125 North Dixie Lane Peoria, Illinois 61604 Phone: 682-1100		PART OF THE SE 1/4 SECTION 10, T-8-N, R-7-E, OF THE 4th P.M.	DEDICATION PLAT VILLAGE OF BELLEVUE	SHEET 1 of 1
DRAWN BY: SFR CHECKED BY: SFR DATE: 6-07-85	DATE: 6-07-85	SHEET 1 of 1	SHEET 1 of 1	SHEET 1 of 1