

Owner VRG Properties Company

Address 1037 S. Western Avenue

Peoria, Illinois

Route FAU 6594 (Western Ave)
County Peoria
Job No. C-94-048-18
Parcel No. 052
P.I.N. No. 18-18-281-037, 18-18-281-038,
18-18-281-039, 18-18-281-040 &
18-18-281-042
Section 16-00368-01-PV
Project No. XMWJ(817)
Contract No. 89766
Catalog No. 035741-00D

TEMPORARY CONSTRUCTION EASEMENT
(Corporation)

VRG Properties Company, a corporation organized and existing under and by virtue of the laws of the State of Delaware and duly authorized to do business under the Statutes of the State of Illinois, (Grantor), for and in consideration of Eight Thousand Nine Hundred and 00/100 Dollars (\$8,900.00), receipt of which is hereby acknowledged, and pursuant to the authority given by the Board of Directors of said corporation, hereby represents that Grantor owns the fee simple title to and grants and conveys to the City of Peoria (Grantee), a temporary construction easement for the purpose of grading, shaping, working room and other roadway purposes, on, over, and through the following described real estate:

A strip of land being in Lots 17, 18, 19, 20 and all of Lot 1 except 25 feet off of the West side of said Lot 1, all in Block 2 in the Darst Subdivision of Lot 5 in the South quarter of the survey and Subdivision of the Northeast Quarter of Section 18, Township 8 North, Range 8 East of the Fourth Principal Meridian, described as follows:

Beginning at a point on the Southern property line of said Lot 19, a distance of 127.54-feet from the centerline of Western Avenue, thence continuing northerly a distance of 10-feet, thence bearing North 89° 56' 55" East a distance of 39.73 feet, thence bearing North 45° 23' 23" East a distance of 49.66 feet, thence bearing North 00° 23' 23" East a distance of 82.61 feet, thence bearing North 89° 56' 55" East a distance of 5.0 feet, thence bearing North 00° 23' 23" East a distance of 29.77 feet, thence bearing South 89° 36' 37" East a distance of 5.0 feet, thence bearing North 00° 23' 23" East a distance of 107.72 Feet, thence bearing South 89° 56' 55" West a distance of 38.22 Feet, thence bearing North 00° 23' 23" East a distance of 5.0 Feet to the south right of way line of Marquette Street a distance of 31.0-feet from the centerline of Marquette Street.

The said tract of land contains 5,500-square-feet, more or less, or 0.126 acres, more or less.

situated in the County of Peoria, State of Illinois. The above-described real estate and improvements located thereon are herein referred to as the "premises."


The right, easement and privilege granted herein shall terminate 2.5 years from the execution of this document, or on the completion of the proposed project, whichever is the sooner.

Grantor shall have and retain all rights to use and occupy the premises and access to Grantor's remaining property, except as herein expressly granted; provided, however, that Grantors use and occupation of the premises may not interfere with Grantee's use of the premises for the purposes herein described.

Grantor, without limiting the interest above granted and conveyed, acknowledges that upon payment of the agreed consideration, all claims arising out of the above temporary acquisition have been settled, including without limitation, any diminution in value to any remaining property of the Grantor ~~caused by the opening, improving and using the premises for highway purposes~~. This acknowledgment does not waive any claim for trespass or negligence against the Grantee or Grantee's agents which may cause injury to person or damage to property or damage to the Grantor's remaining property or damage caused on or to the property that is subject to this temporary easement.

With regard to injury or death to person or damage to property. Grantee agrees to indemnify, defend and hold Grantor harmless from and against all liabilities, claims, demands, actions, suits or damages, expenses and costs suffered or incurred by Grantor as a result of granting the easement herein or Grantee's, or its agents, employees, contractors or invitees, acts or omissions at or near the real estate described herein.

This grant shall constitute a covenant, which runs with the land, and shall be binding upon the legal representatives, successors and assigns of Grantors.

Dated this _____ day of _____ 

VRG Properties Company

Corporation Name

By: _____
Signature

James V. Stegall, Vice President
Print Name and Title

ATTEST:

By: _____
Signature

Print Name and Title

State of _____))

Texas

) ss

Bexar

County of

)

This instrument was acknowledged before me on _____, 2020 by

James V. Stegall

Vice President

_____, as _____

and _____, as _____

VRG Properties Company

of _____

(SEAL)

Notary Public

My Commission Expires: _____

This instrument was prepared by and after recording return to:

City of Peoria
ATTN: Public Works Dept.
3505 N. Dries Ln.
Peoria, IL 61604

The City of Peoria agrees to the terms of this Temporary Construction Easement.
The undersigned has authority to execute this Temporary Construction Easement.

CITY OF PEORIA

By: _____
Name: _____
Its: _____

STATE OF _____)
_____) SS
COUNTY OF _____)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid,
DO HEREBY CERTIFY that _____, personally known to me to
be the _____ of the City of Peoria and the same person
whose name is subscribed to the foregoing instrument appeared before me this day in
person and acknowledged that he signed and delivered the said instrument as his own
free and voluntary act, and as the free and voluntary action of the City of Peoria.

Given under my hand and official seal, this _____ day of _____, 2020.

Notary Public

My Commission Expires: _____

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Description	#151421874v1<US_ACTIVE> - Temporary Construction Easement - VRG/Peoria
Document 2 ID	iManage://US-DIGITALFILE/US_ACTIVE/151421874/2
Description	#151421874v2<US_ACTIVE> - Temporary Construction Easement - VRG/Peoria
Rendering set	SRM

Legend:	
<u>Insertion</u>	
Deletion	
Moved from	
<u>Moved to</u>	
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Format change	
Moved deletion	
Inserted cell	
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Moved cell	
Split/Merged cell	
Padding cell	

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