

Prepared by:
City of Peoria
419 Fulton St.
Peoria, IL 61602

After recording return to:
Public Works Department
3505 N. Dries Lane
Peoria, IL 61604

AN ORDINANCE FOR PARTIAL RELEASE OF PUBLIC UTILITY EASEMENTS:

WHEREAS, on November 21, 2006, City Council adopted Ordinance No. 16,028 vacating portions of Shipman Street and Goodwin Street, between R.B. Garrett Avenue and Fourth Avenue; Fourth Avenue between Hightower Street and Goodwin Street; and the Alleys located in Blocks 73, 80 and 89 of Aiken, Monson and Sanford's Addition to the Town (now City) of Peoria; and

WHEREAS, at the request of the developer of the subject property, the City-owned sanitary sewer easement within the previously vacated section (seen on Exhibit A) bounded by Goodwin Street and Shipman Street between R.B. Garrett Avenue and Fourth Avenue and Fourth Avenue between Hightower Street and Richard Pryor Place shall be abandoned and released, with the exception of that area noted on Exhibit C, which shall remain.

WHEREAS, the utility easements within the vacated rights of way more particularly hereinafter described are no longer of value to the public; and

WHEREAS, in the opinion of the City Council of the City of Peoria, the public interest will be served by releasing said utility easements as hereinafter described and shown on Exhibit C.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA:

Section 1. The City hereby releases and abandons all of its public utility rights, title and interest in and to the Vacated Rights of Way on the Subject Property shown on Exhibit B, except for the "Excepted Sanitary Sewer Tract", as graphically depicted upon Exhibit C hereof and referenced therein as "EASEMENT TO REMAIN";

Section 2. It is further provided that the utility easements released herein are only those which are City-owned, any other reservations to be released will be handled by the developer directly with each utility.

Section 3. This Ordinance shall take effect and be enforced from and after its passage and approval, subject, however, to the conditions of Section 1 hereof.

Adopted by the City Council of the City of Peoria, Illinois this _____ day of _____, 2015.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel

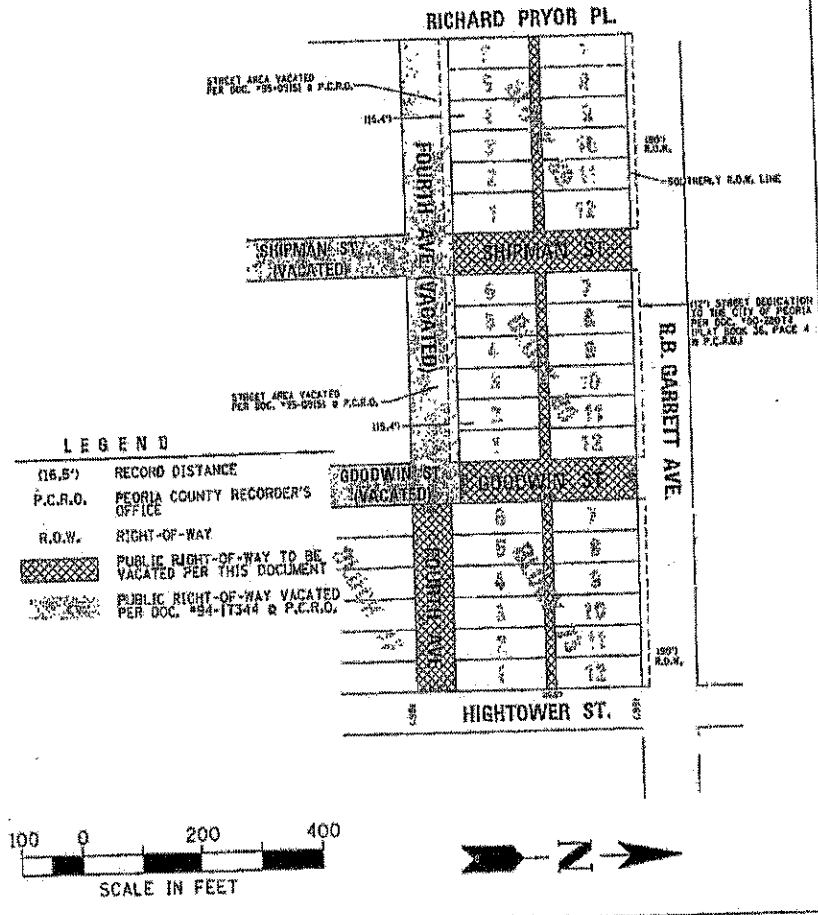
EXHIBIT A

Vacation Ordinance

ORDINANCE NO. 16,028

EXHIBIT A

A PART OF AIKEN, MONSON AND SANFORD'S ADDITION TO THE TOWN (NOW CITY) OF PEORIA AS SHOWN IN PLAT BOOK "G", PAGE 43 AT THE PEORIA COUNTY RECORDER'S OFFICE, BEING A SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP-8-NORTH, RANGE-8-EAST OF THE FOURTH PRINCIPAL MERIDIAN, PEORIA COUNTY, ILLINOIS.



<p>City of Peoria 415 Fulton Street, Suite 401 Peoria, Illinois 61602</p>	<p style="text-align: center;">EXHIBIT A PUBLIC STREET VACATION</p>												
<p>CHRISTOPHER B. BURKE ENGINEERING LTD. 207 NE Madison Avenue Suite 201 Peoria, Illinois 61602 (309) 678-9060</p>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>DESIGN</td> <td>C.B.</td> <td>SCALE</td> <td>1/8"=1'-0"</td> </tr> <tr> <td>DRAWN</td> <td>C.B.</td> <td>DATE</td> <td>11-7-03</td> </tr> <tr> <td>CHECKED</td> <td></td> <td>PLAT DATE</td> <td>11/7/2003</td> </tr> </table>	DESIGN	C.B.	SCALE	1/8"=1'-0"	DRAWN	C.B.	DATE	11-7-03	CHECKED		PLAT DATE	11/7/2003
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DRAWN	C.B.	DATE	11-7-03										
CHECKED		PLAT DATE	11/7/2003										
<p>PROJECT NO. 03-419 SHEET 1 OF 1 DRAWING NO.</p>													

03-39413

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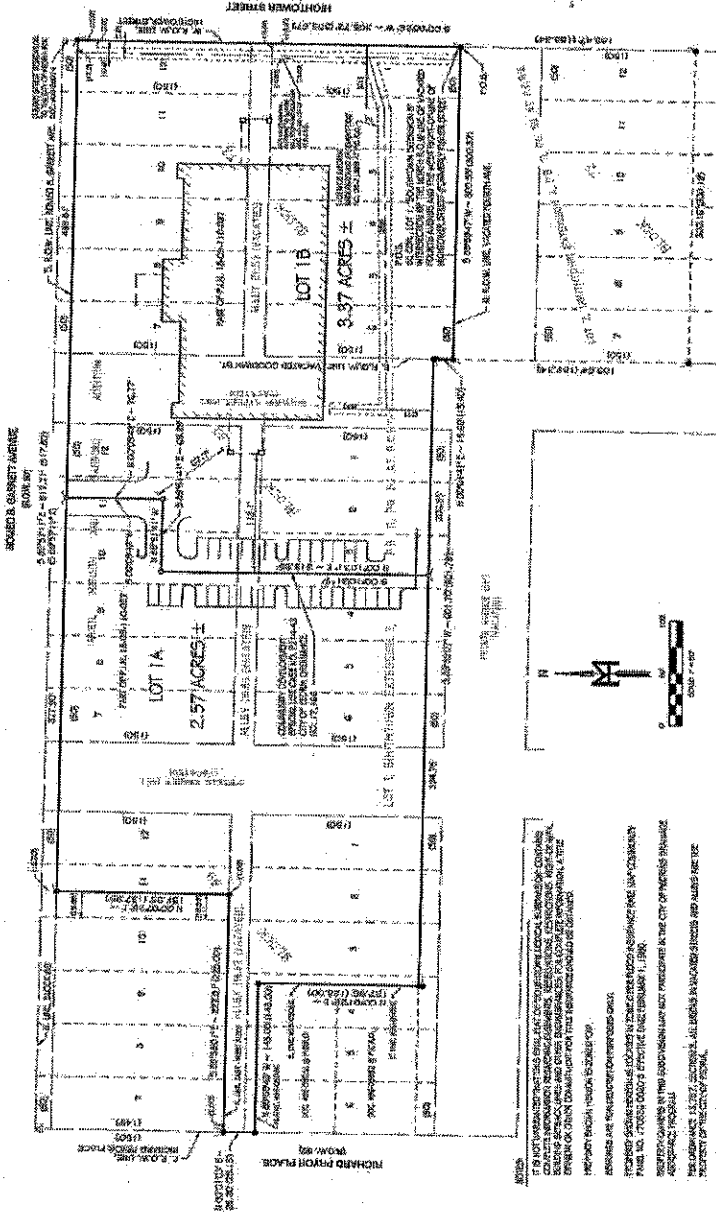
EXHIBIT B, Page 1 of 2
Legal Description of Subject Property
(Graphical Depiction Next Page)

LOT 1A AND LOT 1B AS SHOWN ON THE FINAL PLAT OF "SOUTHTOWN MEDICAL SUBDIVISION", A RESUBDIVISION OF LOT 1 OF "SOUTHTOWN EXTENSION 3", BEING A RESUBDIVISION OF PART OF BLOCKS 72, 73, 80 AND 89 IN "AIKEN, MONSON AND SANFORD ADDITION TO THE TOWN OF PEORIA", BEING A SUBDIVISION OF PART OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP-8-NORTH, RANGE-8-EAST OF THE FOURTH PRINCIPAL MERIDIAN, CITY OF PEORIA, PEORIA COUNTY, ILLINOIS, AS RECORDED IN THE PEORIA COUNTY RECORDER'S OFFICE ON DECEMBER 10, 2014 AS DOCUMENT NO. 2014-025866, IN PLAT BOOK 13, PAGE 53.

WITH SAID LOT 1A AND LOT 1B BEING PARTS OF TAX I.D.: 18-09-110-027.

FINAL PLAT OF "SOUTHTOWN MEDICAL SUBDIVISION"

... WITH THE PLAT... TO THE CITY OF... HEALTH DEPARTMENT... SUBDIVISION...



DATE: 10/20/16

PLAT NO. 577-6

... 10/20/16 ...

SECTION 10
... THIS PLAT IS THE FINAL PLAT OF THE SOUTHTOWN MEDICAL SUBDIVISION...

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... THIS PLAT IS THE FINAL PLAT OF THE SOUTHTOWN MEDICAL SUBDIVISION...

DESIGNER'S CERTIFICATE
STATE OF ILLINOIS
COUNTY OF DEWELLS

I, the undersigned, a duly licensed and qualified Surveyor, do hereby certify that the above is a true and correct copy of the original plat of the Southtown Medical Subdivision, as the same appears of record in the office of the County Clerk of the County of Dewells, Illinois.

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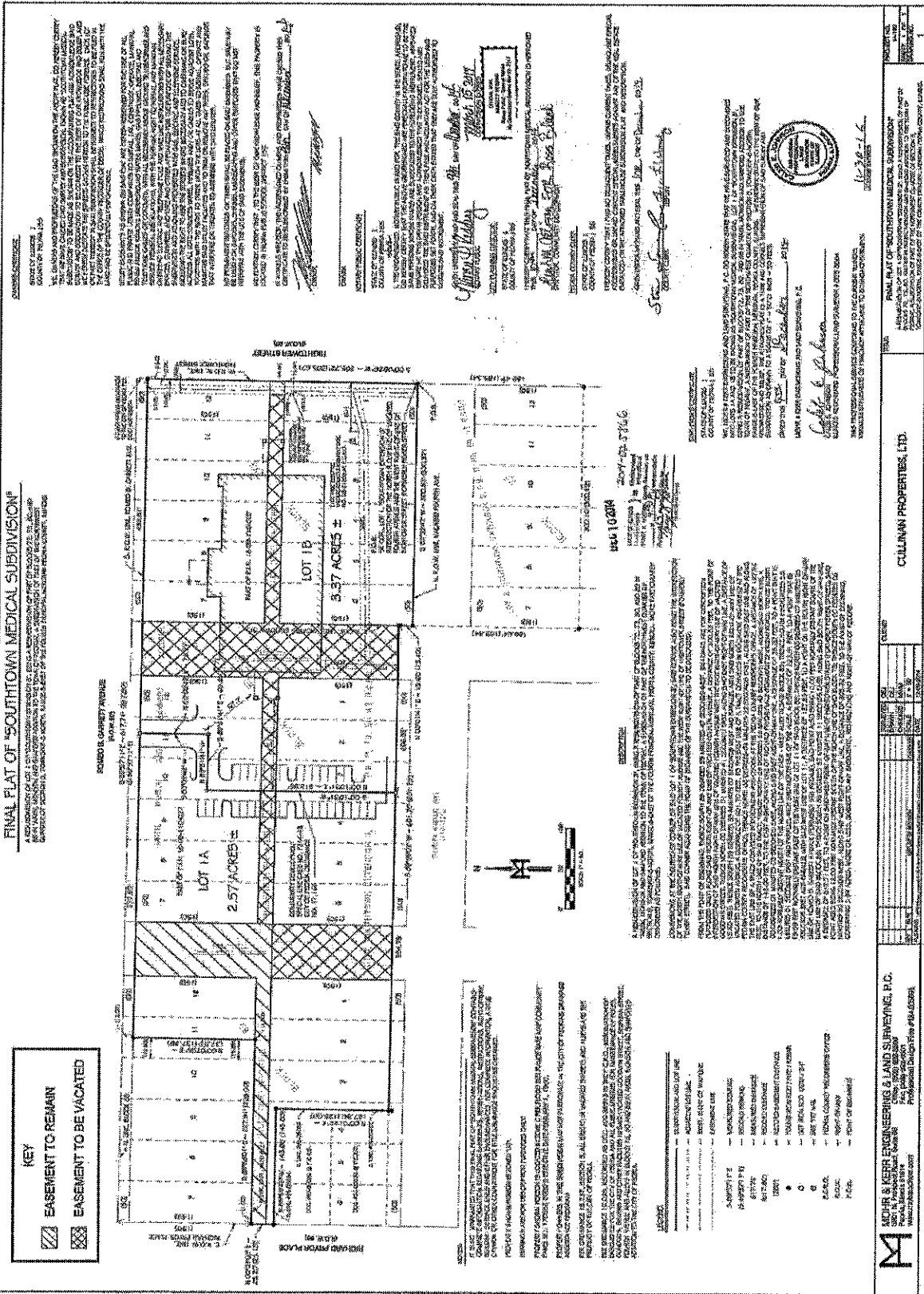
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Professional information block for Mohr & Keiser Engineering & Land Surveying, P.C. Includes: TITLE: FINAL PLAT OF "SOUTHTOWN MEDICAL SUBDIVISION", CULLINAN PROPERTIES, LTD., DATE: 11-30-16, and other details.

EXHIBIT C

**Graphic Depiction of Easement Area to Remain
and Easement Area to Be Vacated**

EXHIBIT C



CONVEYANCE:
STATE OF MICHIGAN
COUNTY OF NEWMUNSTER

WE, the undersigned, do hereby certify that the above described premises are the property of the undersigned and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument.

ACCEPTANCE:
I, the undersigned, do hereby certify that the above described premises are the property of the undersigned and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument.

NOTARIAL CERTIFICATE:
I, the undersigned, do hereby certify that the above described premises are the property of the undersigned and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument and that the same are being conveyed to the undersigned in accordance with the provisions of the above described instrument.

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M	MORRIS & KEHR ENGINEERING & LAND SURVEYING, P.C. Professional Design Firm #164-00388	DATE	12-28-16
		CHECKED BY	
PROJECT NO.		164-10284	
JOB NO.		164-10284	
CLIENT		CULLINAN PROPERTIES, LTD.	
PROJECT NAME		FINAL PLAT OF SOUTHTOWN MEDICAL SUBDIVISION	
PROJECT ADDRESS			
PROJECT CITY			
PROJECT COUNTY			
PROJECT STATE			
PROJECT ZIP			
PROJECT PHONE			
PROJECT FAX			
PROJECT EMAIL			