

ORDINANCE NO. 3351

AN ORDINANCE TO APPROVE AN EASEMENT AGREEMENT BY AND
BETWEEN THE CITY OF COLUMBIA, ILLINOIS AND ADMIRAL PARKWAY,
INC. FOR A ROADWAY AND UTILITY EASEMENT

WHEREAS, it is necessary and appropriate that the City of Columbia, Illinois (the "City") approve an Easement Agreement by and between City Of Columbia, Illinois, an Illinois municipal corporation (the "Grantor"), and Admiral Parkway, Inc., (the "Grantee"); and

WHEREAS, the Grantee has requested the Grantor provide said easement to and for the benefit of the Grantee which will provide for use of the Grantor's Property upon the terms and conditions set forth in said Easement Agreement; and

WHEREAS, it is necessary and appropriate that the City enact this ordinance to grant and approve the easement with the terms set forth in the Easement Agreement; and

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. Attached hereto is the easement agreement by and between City of Columbia, Illinois, an Illinois municipal corporation (the "Grantor"), and Admiral Parkway, Inc., (the "Grantee"); which is granted and approved by this ordinance. The City hereby approves the form of the attached Easement Agreement and does hereby authorize and direct the Mayor to sign the same.

Section 3. The City Council hereby authorizes and directs the City to record in the office of the Monroe County, Illinois Recorder the fully executed and attested Easements aforesaid and thereafter to file them with the permanent real estate records of the City.

Section 4. This ordinance shall be in full force and effect, from and after its passage, as provided by law.

Alderman Ebersohl moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Martens, and the roll call vote was as follows:

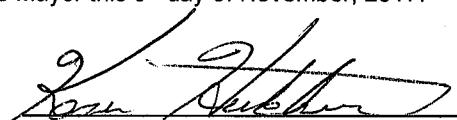
YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Reis, Holtkamp and Martens.

NAYS: None.

ABSTENTIONS: None.

ABSENT: None.

PASSED by the City Council and APPROVED by the Mayor this 6th day of November, 2017.



KEVIN B. HUTCHINSON, Mayor

ATTEST:



WESLEY J. HOEFFKEN, City Clerk

(SEAL)



* 3 9 3 1 7 1 6 *

393171

After recording,
Please Return to:

City Clerk
City of Columbia
208 S. Rapp Ave.
Columbia, IL 62236

DENNIS KNOBLOCH
MONROE COUNTY RECORDER
WATERLOO, IL
RECORDED ON
11/30/2017 08:31:55AM
MISC R FEE: 29.00
RHSP FEE: 9.00
PAGES: 6
BOOK _____ PAGE _____

(The above space is reserved for use by the Monroe County Recorder's Office.)

Grantee: Admiral Parkway, Inc.

Permanent Roadway Ingress / Egress & Utility Easement

Grantor: City of Columbia, Illinois

**City of Columbia
Admiral Parkway, Inc.
Monroe County, Illinois
Parcels No. 04-08-200-007-000 & 04-08-200-008-000
BK 82, PG 288 & BK 88, PG 16**

**PERMANENT EASEMENT
(Ingress / Egress & Utility)**

THIS INDENTURE WITNESSETH THAT, the GRANTOR(S), **City of Columbia, Illinois** County of Monroe and State of Illinois for and in consideration of One Dollar (\$1.00), hereby represent that they own the fee simple title to and does by these presents, grant the right, perpetual easement and privilege to enter upon the following described land unto Admiral Parkway, Inc., for the purpose of ingress/egress, storm sewer maintenance of driveway sewers, slope maintenance and grading construction of Adler Ridge as needed.

Said tract of land is situated in the County of Monroe, State of Illinois, and is described in the legal description attached, marked as "Exhibit A" and illustrated on "Exhibit B."

IN WITNESS WHEREOF, the grantor has hereunto set his hand and seal this 6th day of

November, 2017.

GRANTOR, CITY OF COLUMBIA

Karen Zeller
MAYOR

Wesley Haff
CITY CLERK

STATE OF ILLINOIS)
) SS

COUNTY OF MONROE)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, do hereby certify that the above signed persons, personally known to me to be the same person(s) whose name(s) are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and sealed this instrument as their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 6th day of November, 2017.



Donna K. Mehafey
NOTARY PUBLIC

GRANTEE, Admiral Parkway, Inc.

Jay H. Kym

STATE OF ILLINOIS)
) SS

COUNTY OF MONROE)

I, the undersigned, a Notary Public, in and for the County and State aforesaid, do hereby certify that the above signed persons, personally known to me to be the same person(s) whose name(s) are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and sealed this instrument as their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 21st day of November, 2017.

Lorraine E. Maag
NOTARY PUBLIC



EXHIBIT "A"

Legal Description – Permanent Ingress / Egress Access & Utility Easement (Roadway)
October 16, 2017

Easement 1

AN EASEMENT BEING PART OF U.S. SURVEY 556, CLAIM 498, TOWNSHIP 1 SOUTH, RANGE 10 WEST OF THE THIRD PRINCIPAL MERIDIAN, CITY OF COLUMBIA, MONROE COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF COLUMBIA LAKES GAMMA SUBDIVISION, REFERENCE BEING HAD TO THE PLAT THEREOF RECORDED IN THE RECORDER'S OFFICE OF MONROE COUNTY, ILLINOIS, IN ENVELOPE 158D; THENCE AT AN ASSUMED BEARING OF SOUTH 79°59'55" EAST, ALONG THE SOUTH LINE OF COLUMBIA LAKES GAMMA SUBDIVISION, A DISTANCE OF 380.69 FEET TO A CONCRETE MONUMENT FOUND WHICH MARKS THE LAND CONVEYED TO THE CITY OF COLUMBIA BY DEED RECORDED IN THE RECORDER'S OFFICE OF MONROE COUNTY, ILLINOIS IN BOOK OF DEEDS 82 ON PAGE 288; THENCE SOUTH 02°34'45" WEST, ALONG THE WEST LINE OF SAID CITY OF COLUMBIA TRACT, A DISTANCE OF 360.20 FEET TO A PIPE FOUND WHICH MARKS THE NORTHEAST CORNER OF A SECOND TRACT OF LAND CONVEYED TO THE CITY OF COLUMBIA BY DEED RECORDED IN THE RECORDER'S OFFICE OF MONROE COUNTY, ILLINOIS, IN BOOK OF DEEDS 88 ON PAGE 16; THENCE NORTH 79°13'58" WEST, ALONG THE NORTH LINE OF SAID SECOND CITY OF COLUMBIA TRACT, A DISTANCE OF 94.73 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 79°13'58" WEST ALONG SAID NORTH LINE TO A CONCRETE MONUMENT FOUND WHICH MARKS THE NORTHWEST CORNER OF SAID SECOND CITY OF COLUMBIA TRACT; THENCE SOUTH 10°34'52" WEST, ALONG THE WEST LINE OF SAID SECOND CITY OF COLUMBIA TRACT, A DISTANCE OF 70.00 FEET; THENCE NORTH 33°48'31" EAST 76.07 FEET TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINING 0.024 ACRES, MORE OR LESS.

Easement 2

AN EASEMENT BEING PART OF A 50 FOOT WIDE STRIP OF LAND CONVEYED TO THE CITY OF COLUMBIA BY DEED BOOK 82, PAGE 288, IN U.S. SURVEY 556, CLAIM 498, TOWNSHIP 1 SOUTH, RANGE 10 WEST OF THE THIRD PRINCIPAL MERIDIAN, CITY OF COLUMBIA, MONROE COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF COLUMBIA LAKES GAMMA SUBDIVISION, REFERENCE BEING HAD TO THE PLAT THEREOF RECORDED IN THE RECORDER'S OFFICE OF MONROE COUNTY, ILLINOIS, IN ENVELOPE 158D; THENCE ON AN ASSUMED BEARING OF SOUTH 79°59'55" EAST, ALONG THE SOUTH LINE OF COLUMBIA LAKES GAMMA SUBDIVISION, A DISTANCE OF 380.69 FEET TO A CONCRETE MONUMENT FOUND ON THE WESTERLY LINE OF AFORESAID 50 FOOT WIDE STRIP OF LAND; THENCE SOUTH 02°34'45" WEST, ALONG SAID WESTERLY LINE 360.20 FEET TO AN

IRON PIPE FOUND AT AN ANGLE POINT IN SAID WESTERLY LINE; THENCE SOUTH 10°33'08" WEST ALONG SAID WESTERLY LINE 198.42 FEET TO A CONCRETE MONUMENT FOUND AT AN ANGLE POINT IN SAID WESTERLY LINE; THENCE SOUTH 16°40'35" WEST ALONG SAID WESTERLY LINE TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 16°40'35" WEST ALONG SAID WESTERLY LINE 88.65 FEET TO A CONCRETE MONUMENT FOUND WHICH LIES ON THE EASTERLY RIGHT-OF-WAY OF A PUBLIC ROAD KNOWN AS F.A. ROUTE 4 (A.K.A. OLD ROUTE 3); THENCE SOUTH 73°53'52" EAST 50.00 FEET TO EASTERLY LINE OF SAID 50 FOOT STRIP OF LAND, BEING ALSO THE WESTERLY LINE OF COLUMBIA LAKES I SUBDIVISION AS RECORDED IN ENVELOPE 158C; THENCE NORTH 16°40'35" EAST ALONG SAID EASTERLY AND WESTERLY LINES 88.15 FEET; THENCE NORTH 73°19'25" EAST 50.00 TO THE POINT OF BEGINNING.

SAID EASEMENT CONTAINING 0.101 ACRES, MORE OR LESS.

ADLER RIDGE

EXHIBIT "B"
PERMANENT INGRESS/EGRESS & UTILITY EASEMENT (ROADWAY)

BEING PART OF U.S. SURVEY 556, CLAIM 498, TOWNSHIP 1 SOUTH,
RANGE 10 WEST OF THE THIRD PRINCIPAL MERIDIAN
CITY OF COLUMBIA, MONROE COUNTY, ILLINOIS

ND STATE ROUTE 3 (WIDTH VARIES)
ASPHALT PAVEMENT

NEW EASEMENT 42' -
INGRESS/EGRESS
ACCESS / UTILITY
EASEMENT

NEW INGRESS/EGRESS EASEMENT
FOR PORTION OF ROADWAY ON
CITY PROPERTY

30,000

POINT OF BEGINNING FOR EASEMENT #1

SD23445W 360.20

110

111

100

A black and white map showing a network of roads and a river. A specific area is shaded dark grey and labeled 'PROJECT LOCATION'. A road is labeled 'T 3000'. A bridge is labeled 'BRIDGE'. A river is labeled 'RIVER'. A small town is labeled 'TOWN'.

LOCATION MAP
NOT TO SCALE

10 D

12 2208
V1693
L.T.
C.M.H.
E.R.O.
QA/AC:
Job No.:
ME16076.00

Millennia Professional Services
11 Executive Drive, Suite 6
Fairlawn Heights, Illinois 60428
FAX: 618.624.8611
618.624.8610

11

MI
C.

ADLER RIDGE Columbia, Illinois
ADMIRAL PARKWAY, Inc. Columbia, Illinois
P.O. Box 140 Columbia, Illinois 62236

Sheet Title:

Easement
Exhibit
Sheet
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