

## ORDINANCE NO. 15-23

### AN ORDINANCE APPROVING THE ABROGATION AND VACATION OF A PORTION OF A PUBLIC UTILITY EASEMENT OVER AND UNDER LOT 52, SURREY SUBDIVISION, SECOND ADDITION, TO THE VILLAGE OF MANTENO, ILLINOIS

WHEREAS, the Village of Manteno (the "Village") approved a final plat of subdivision for the Surrey Subdivision, Second Addition, to the Village of Manteno, Illinois (the "Subdivision"), which was recorded in the office of the Kankakee County Recorder of Deeds as Document No. 93-03310;

WHEREAS, there was platted a ten (10') foot public utility easement along the east property line of Lot 52 of the Subdivision, and the current owner of the servient estate now desires to have a portion thereof abrogated and vacated;

WHEREAS, the public utility companies owning the dominant estate in the public utility easement (the "Proprietors") have each determined that the portion of the public utility easement to be abrogated and vacated is no longer necessary or desirable to service the Subdivision or properties within the immediate vicinity, and that none of them have any personal property located therein; and

WHEREAS, the Village, based upon the desires and representations of all interested parties, has determined that its approval of the abrogation and vacation is appropriate and in the best interest of the public.

NOW, THEREFORE, BE IT ORDAINED by the Village President and Board of Trustees of the Village of Manteno, Kankakee County, Illinois, as follows:

#### Section 1

That the Village hereby approves the Plat of Vacation attached hereto as Exhibit "A" abrogating and vacating a portion of a ten (10') foot public utility easement as follows:

The West 2.00 Feet of the East 10.00 Feet, Except the North 10.00 Feet Thereof (As Measured Perpendicular to the North Line) of Lot 52 Surrey Subdivision, Second Addition to the Village of Manteno, Illinois, being a Resubdivision of Lot 9 of Surrey Subdivision and a Parcel of Land in the Southwest Quarter of Section 16, Township 32 North, Range 12 East of the Third Principal Meridian, in Kankakee County, Illinois

Affects PIN: (03) 02-16-300-055

**Section 2**

No other rights, interest, or easements granted or depicted in the Subdivision plat or otherwise shall be abrogated, vacated or otherwise affected by the passage and approval of this ordinance.

**Section 3**

This ordinance is authorized to be recorded with the Kankakee County Recorder.

**Section 4**

This ordinance shall be immediately in full force and effect after passage and approval.

PASSED by the President and Board of Trustees of the Village of Manteno, Illinois and deposited in the office of the Village Clerk this 8<sup>th</sup> day of September, 2015.

DEPOSITED with the Village Clerk  
This 8<sup>th</sup> day of September, 2015.

  
\_\_\_\_\_  
ALISA BLANCHETTE, Village Clerk

APPROVED by me this 8<sup>th</sup>  
day of September, 2015.

  
\_\_\_\_\_  
TIMOTHY O. NUGENT, Village President

# PLAT OF VACATION

OF PUBLIC UTILITY EASEMENT LOCATED ON

THE WEST 2.00 FEET OF THE EAST 10.00 FEET EXCEPT THE NORTH 10.00 FEET THEREOF (AS MEASURED PERPENDICULAR TO THE NORTH LINE) OF LOT 52 SURVEY SUBDIVISION SECOND AND THIRD QUARTERS SECTION 16, TOWNSHIP 32 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN KANKAKEE COUNTY, ILLINOIS.

## AT&T CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 AT&T HEREBY CONSENTS TO THE HEREON DESCRIBED VACATION OF EASEMENT  
 DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

BY: KIM COXELLI

## AT&T NOTARY CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 I, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT THE PERSON WHOSE SIGNATURE APPEARS IN THE "AT&T CERTIFICATE" IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND THAT HE/SHE HAS APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT HE/SHE HAS SIGNED AND DELIVERED SAID INSTRUMENT AS HIS/HER OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.  
 GIVEN UNDER MY HAND AND NOTORIAL SEAL IN \_\_\_\_\_ COUNTY, ILLINOIS  
 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

## COMED CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 COMED COMPANY HEREBY CONSENTS TO THE HEREON DESCRIBED VACATION OF EASEMENT.  
 DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

BY: ANGELICA RIGS

## COMED NOTARY CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 I, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT THE PERSON WHOSE SIGNATURE APPEARS IN THE "COMED CERTIFICATE" IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND THAT HE/SHE HAS APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT HE/SHE HAS SIGNED AND DELIVERED SAID INSTRUMENT AS HIS/HER OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.  
 GIVEN UNDER MY HAND AND NOTORIAL SEAL IN \_\_\_\_\_ COUNTY, ILLINOIS  
 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

## VILLAGE BOARD CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 THE VILLAGE OF MANTENO HEREBY APPROVES THIS PLAT OF VACATION.  
 DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

BY: \_\_\_\_\_

ATTEST: \_\_\_\_\_

(PRESIDENT)

(SECRETARY)

## SURVEYOR CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 M. GINGERICH, GERAUX AND ASSOCIATES, ILLINOIS PROFESSIONAL RESON FIRM NO. 184-001808, HEREBY CERTIFIES THAT IT HAS PREPARED THE ATTACHED PLAT FROM OFFICIAL PLATS AND RECORDS, FOR THE PURPOSE OF VACATING PUBLIC UTILITY EASEMENT AND THAT THE PLAT HEREON DOWN IS A CORRECT REPRESENTATION OF SAID VACATION, DISPARAGE ARE SHOWN IN FILED AND DECIMAL PARTS THEREOF.  
 DATED AT: BRADLEY, ILLINOIS  
 DATE: MAY 5, 2015

BY: \_\_\_\_\_  
 ILLINOIS PROFESSIONAL LAND SURVEYOR NO. 035-003105  
 MY LICENSE EXPIRES 11-30-2016



## NICOR CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 NICOR GAS COMPANY HEREBY CONSENTS TO THE HEREON DESCRIBED VACATION OF EASEMENT  
 DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

BY: ERIC SADLER

## NICOR NOTARY CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 I, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT THE PERSON WHOSE SIGNATURE APPEARS IN THE "NICOR CERTIFICATE" IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND THAT HE/SHE HAS APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT HE/SHE HAS SIGNED AND DELIVERED SAID INSTRUMENT AS HIS/HER OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.  
 GIVEN UNDER MY HAND AND NOTORIAL SEAL IN \_\_\_\_\_ COUNTY, ILLINOIS  
 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

## COMCAST CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 COMCAST COMPANY HEREBY CONSENTS TO THE HEREON DESCRIBED VACATION OF EASEMENT.  
 DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

BY: FRANK GAUTER

## COMCAST NOTARY CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 I, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT THE PERSON WHOSE SIGNATURE APPEARS IN THE "COMCAST CERTIFICATE" IS PERSONALLY KNOWN TO ME TO BE THE SAME PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND THAT HE/SHE HAS APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT HE/SHE HAS SIGNED AND DELIVERED SAID INSTRUMENT AS HIS/HER OWN FREE AND VOLUNTARY ACT FOR THE USES AND PURPOSES THEREIN SET FORTH.  
 GIVEN UNDER MY HAND AND NOTORIAL SEAL IN \_\_\_\_\_ COUNTY, ILLINOIS  
 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

## OWNERSHIP CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 THIS IS TO CERTIFY THAT THE UNDERSIGNED IS THE OWNER OF THE LAND DESCRIBED IN THE ANNEXED PLAT, AND THAT THE OWNER HAS CAUSED THE SAME TO BE VACATED AS INDICATED THEREON FOR THE USES AND PURPOSES THEREIN SET FORTH, AND DOES HEREBY ACKNOWLEDGE AND ADOPT THE SAME UNDER THE STYLE AND TITLE HEREON INDICATED.  
 DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

(TRUSTEE OF TIMOTHY L. & JULIE A. STEWART TRUST)

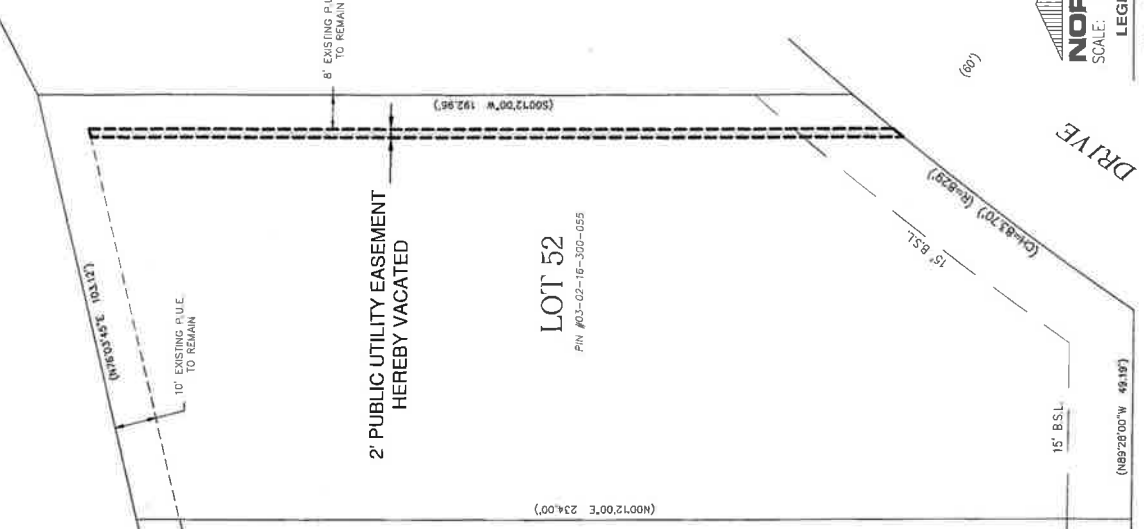
(TRUSTEE OF TIMOTHY L. & JULIE A. STEWART TRUST)

(TRUSTEE OF TIMOTHY L. & JULIE A. STEWART TRUST)

## OWNERSHIP NOTARY CERTIFICATE

STATE OF ILLINOIS )  
 COUNTY OF KANKAKEE )SS  
 I, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT THE PEOPLE WHOSE SIGNATURES APPEAR IN THE "OWNERSHIP CERTIFICATE" ARE PERSONALLY KNOWN TO ME TO BE THE SAME PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT AS SUCH OWNERS AND THAT THEY APPEARED BEFORE ME THIS DAY IN PERSON AND ACKNOWLEDGED THAT THEY SIGNED AND DELIVERED THE ANNEXED PLAT AS THEIR OWN FREE AND VOLUNTARY ACT FOR PURPOSES THEREIN SET FORTH.  
 GIVEN UNDER MY HAND AND NOTORIAL SEAL IN \_\_\_\_\_ COUNTY, ILLINOIS  
 THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D. 2015.

NOTARY PUBLIC



LINCOLN

**M. GINGERICH, GERAUX & ASSOCIATES**  
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JOB NO. 14-05 DR BY: MAZ