

ORDINANCE NO. 16-06

AN ORDINANCE APPROVING AND ACCEPTING A 10' x 260' STORM WATER SEWER EASEMENT ALONG MAIN STREET AT OR ABOUT ITS INTERSECTION WITH FIFTH STREET, VILLAGE OF MANTENO, KANKAKEE COUNTY, ILLINOIS

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

Section 1

The grants of easements, in substantially the same form as attached hereto as Exhibit "A" and "B", are hereby accepted and approved, and incorporated herein by reference as though fully set forth in this resolution, subject to such revisions as the Village Attorney deems necessary and advisable. That the Village President and Village Clerk are hereby authorized and directed to execute such other documents and instruments as may be necessary to effectuate the purposes of this ordinance.

Section 2

If any section, paragraph, clause or provision of this ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this ordinance.

Section 3

This ordinance shall be in full force and effect after passage and approval as provided by law.

PASSED by the Board of Trustees of the Village of Manteno, Illinois and deposited in the office of the Village Clerk this 5th day of July, 2016.

DEPOSITED with the Village Clerk this 5th day of July, 2016.



ALISA BLANCHETTE, Village Clerk

APPROVED by me this 5th day of July, 2016.



TIMOTHY Q. NUGENT, Village President

GRANT OF EASEMENT

_____, an _____ ("**Grantor**") in consideration of the sum of One Dollar and other valuable consideration, receipt of which is hereby acknowledged, on behalf of itself and its successors and assigns, hereby give(s) and grant(s) to **VILLAGE OF MANTENO**, an Illinois municipal corporation (collectively "**Grantee**"), and the public, in general: (i) a permanent, non-exclusive 10' x 82' easement for storm water drainage, and for that purpose, the right of access and entry to install, construct, modify, maintain, reconstruct, supplement, relocate, remove and operate storm water improvements including, but not limited to, mains, tiles, manholes, basins, swales, tiles and other storm water facilities (hereinafter, "Storm Water Facilities") in, over, under, across, along and upon the Easement Area; and (ii) a temporary, 20' x 82' non-exclusive easement over and across the Temporary Easement Area during the initial construction of the Storm Water Facilities only, for the purpose of the entry and exit of construction equipment and delivery of supplies to and from the Easement Area and the storage of equipment, supplies, materials or other items, as required to initially construct the Storm Water Facilities. The Easement Area and Temporary Easement Area are depicted and legally described as follows:

LEGAL DESCRIPTION: See attached Plat of Easement attached hereto as Exhibit "A."

PROPERTY ADDRESS: Manteno, Illinois

AFFECTS PIN:

Neither the Grantor or its successors and assigns shall obstruct, build upon, or alter the Easement Area without the prior written consent of Grantee, nor shall Grantor interfere with the operation and maintenance of the Storm Water Facilities. The easement granted herein shall be binding upon and shall inure to the benefits of the heirs, successors, assigns, and licensees of the parties hereto. Grantor shall return and restore the Temporary Easement Area to substantially the same condition as before, reasonable wear and tear excluded.

[SIGNATURE PAGE TO FOLLOW]

Dated: July ____, 2016

_____, Grantor

By: _____
Its: _____

State of Illinois)
) ss
County of Kankakee)

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 same
person whose name is subscribed to the foregoing instrument, and personally known to me to be
the _____ of said entity, appeared before me this day in person, and acknowledged that
he/she signed, sealed and delivered the said instrument as his/her free and voluntary act, and as the
free and voluntary act of said entity, for the uses and purposes therein set forth.

Given under my hand and official seal,
this _____ day of July, 2016.

NOTARY PUBLIC

{IMPRESS SEAL HERE}

Prepared by/Return to:

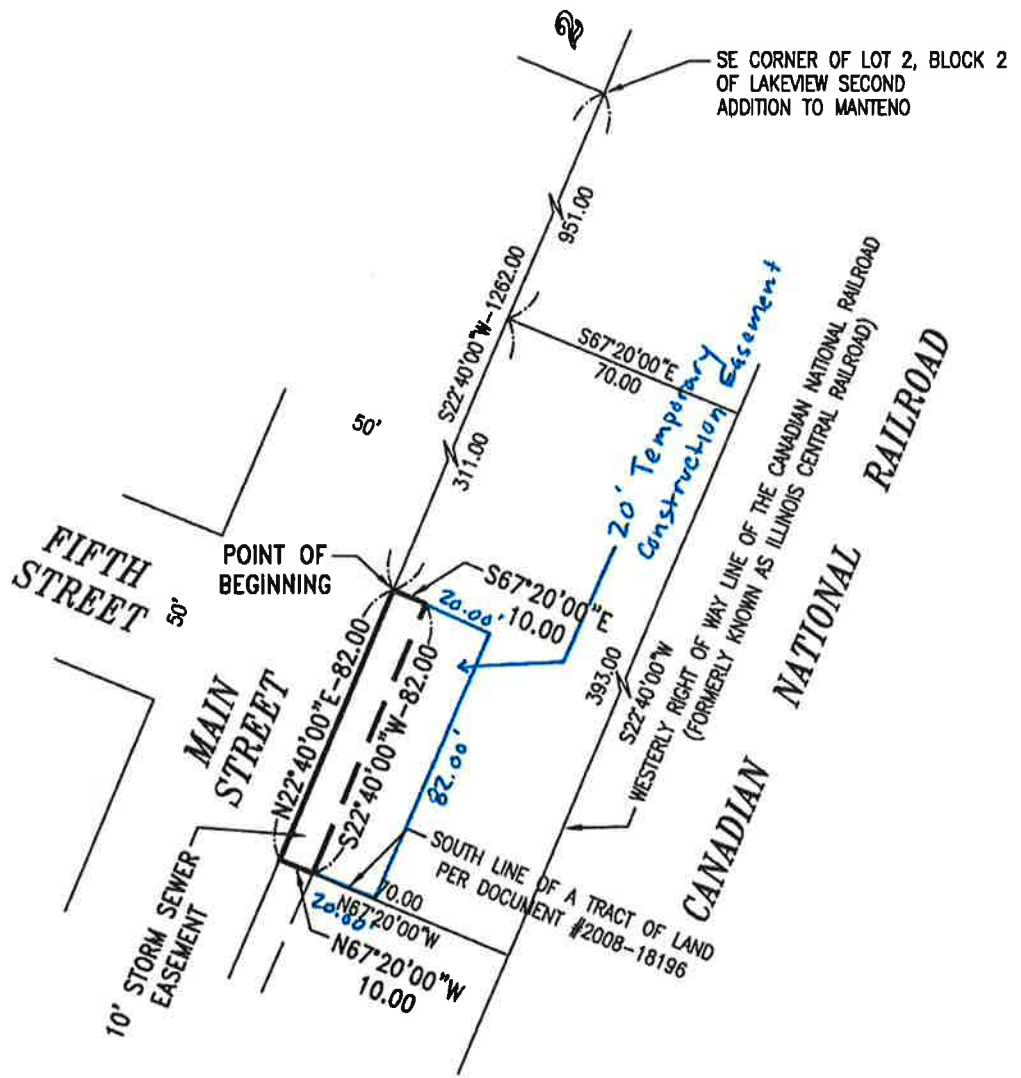
Joseph Cainkar
Louis F. Cainkar, Ltd.
30 North LaSalle, Suite 3430
Chicago, Illinois 60602

EXHIBIT A
PLAT OF EASEMENT

PLAT OF EASEMENT



SCALE 1" = 50'



LEGAL DESCRIPTION

That part of the Northeast Quarter of the Southwest Quarter of Section 15, Township 32 North, Range 12 East of the Third Principal Meridian, in Kankakee County, Illinois, described as follows: Commencing at the Southeast corner of Lot 2, Block 2 of Lakeview Second Addition to Manteno, Illinois; thence South 22°40'00" West a distance of 1,262.00 feet to the point of beginning; thence South 67°20'00" East a distance of 10.00 feet; thence South 22°40'00" West a distance of 82.00 feet to the South line of a tract of land described in Document #2008-18196; thence North 67°20'00" West along said South line a distance of 10.00 feet to the Easterly right of way line of Main Street; thence North 22°40'00" East along said Easterly line a distance of 82.00 feet to the point of beginning.

Prepared by: Tyson Engineering, Inc.
 367 S. Schuyler Avenue
 Kankakee, IL 60901
 Design Firm License #184-001136

Prepared for: VILLAGE OF MANTENO
 Date: December 8, 2015
 Job #15-T580

GRANT OF EASEMENT

_____, an _____ ("Grantor") in consideration of the sum of One Dollar and other valuable consideration, receipt of which is hereby acknowledged, on behalf of itself and its successors and assigns, hereby give(s) and grant(s) to **VILLAGE OF MANTENO**, an Illinois municipal corporation (collectively "**Grantee**"), and the public, in general: (i) a permanent, non-exclusive 10' x 178' easement for storm water drainage, and for that purpose, the right of access and entry to install, construct, modify, maintain, reconstruct, supplement, relocate, remove and operate storm water improvements including, but not limited to, mains, tiles, manholes, basins, swales, tiles and other storm water facilities (hereinafter, "Storm Water Facilities") in, over, under, across, along and upon the Easement Area; and (ii) a temporary, 20' x 178' non-exclusive easement over and across the Temporary Easement Area during the initial construction of the Storm Water Facilities only, for the purpose of the entry and exit of construction equipment and delivery of supplies to and from the Easement Area and the storage of equipment, supplies, materials or other items, as required to initially construct the Storm Water Facilities. The Easement Area and Temporary Easement Area are depicted and legally described as follows:

LEGAL DESCRIPTION: See attached Plat of Easement attached hereto as Exhibit "A."

PROPERTY ADDRESS: Manteno, Illinois

AFFECTS PIN:

Neither the Grantor or its successors and assigns shall obstruct, build upon, or alter the Easement Area without the prior written consent of Grantee, nor shall Grantor interfere with the operation and maintenance of the Storm Water Facilities. The easement granted herein shall be binding upon and shall inure to the benefits of the heirs, successors, assigns, and licensees of the parties hereto. Grantor shall return and restore the Temporary Easement Area to substantially the same condition as before, reasonable wear and tear excluded.

[SIGNATURE PAGE TO FOLLOW]

Dated: July ____, 2016

_____, Grantor

By: _____
Its: _____

State of Illinois)
) ss
County of Kankakee)

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 same
person whose name is subscribed to the foregoing instrument, and personally known to me to be
the _____ of said entity, appeared before me this day in person, and acknowledged that
he/she signed, sealed and delivered the said instrument as his/her free and voluntary act, and as the
free and voluntary act of said entity, for the uses and purposes therein set forth.

Given under my hand and official seal,
this _____ day of July, 2016.

NOTARY PUBLIC

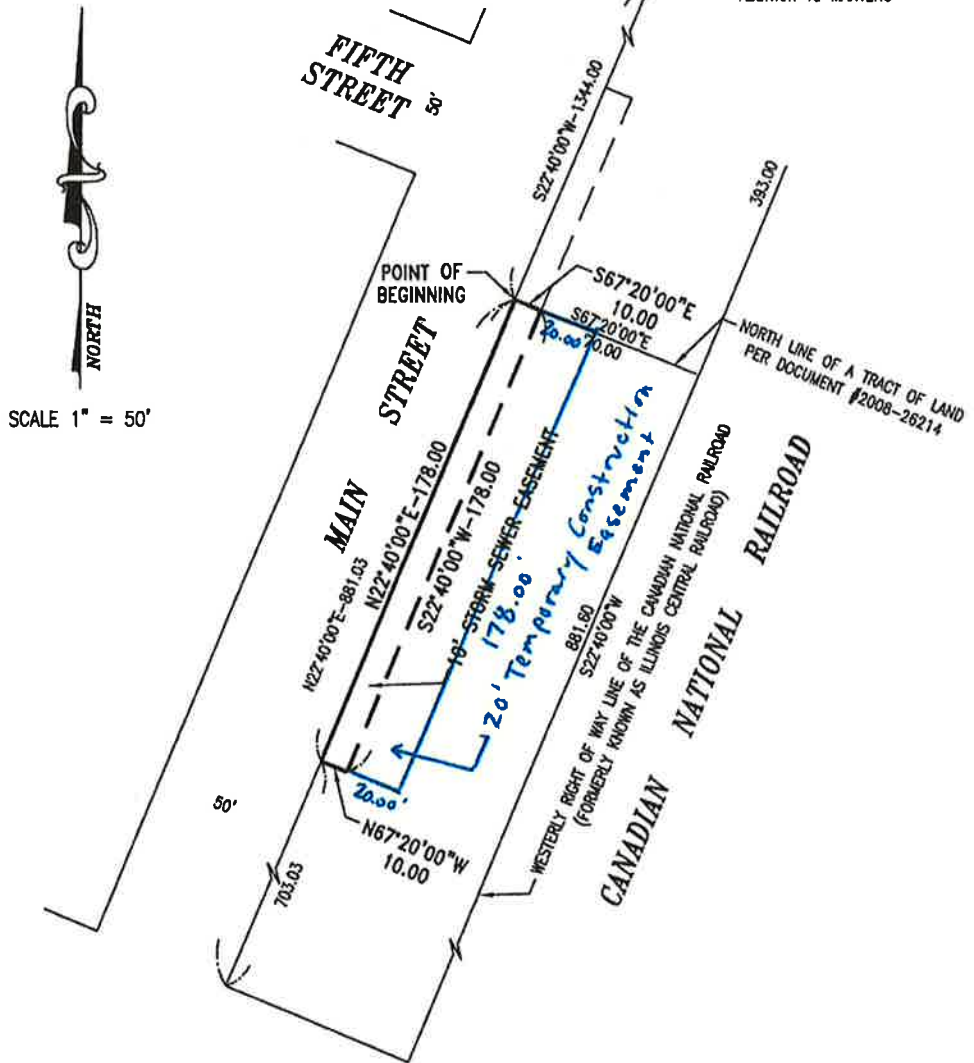
{IMPRESS SEAL HERE}

Prepared by/Return to:

Joseph Cainkar
Louis F. Cainkar, Ltd.
30 North LaSalle, Suite 3430
Chicago, Illinois 60602

EXHIBIT A
PLAT OF EASEMENT

PLAT OF EASEMENT



LEGAL DESCRIPTION

That part of the Southwest Quarter of Section 15, Township 32 North, Range 12 East of the Third Principal Meridian, in Kankakee County, Illinois, described as follows: Commencing at the Southeast corner of Lot 2, Block 2 of Lakeview Second Addition to Manteno, Illinois; thence South 22°40'00" West a distance of 1,344.00 feet to the point of beginning; thence South 67°20'00" East along the North line of a tract of land described in Document #2008-26214 a distance of 10.00 feet; thence South 22°40'00" West a distance of 178.00 feet; thence North 67°20'00" West a distance of 10.00 feet to the Easterly right of way line of Main Street; thence North 22°40'00" East along said Easterly line a distance of 178.00 feet to the point of beginning.

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 Design Firm License #184-001136

Prepared for: VILLAGE OF MANTENO
 Date: December 8, 2015
 Job #15-T581