

# 100TH GENERAL ASSEMBLY State of Illinois 2017 and 2018 SB3247

Introduced 2/15/2018, by Sen. Dale Fowler

# SYNOPSIS AS INTRODUCED:

Authorizes the Department of Natural Resources to make certain real estate conveyances in Bureau County, Menard County, and Pulaski County, subject to specified conditions. Authorizes the Department of Transportation to make certain real estate conveyances in Grundy County, DuPage County, DeKalb County, Montgomery County, Tazewell County, and Mason County, subject to specified conditions. Effective immediately.

LRB100 19149 HEP 34414 b

FISCAL NOTE ACT MAY APPLY

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1 AN ACT concerning property.

# Be it enacted by the People of the State of Illinois, represented in the General Assembly:

4 Article 5. Department of Natural Resources.

Section 5-5. (a) The Director of the Department of Natural Resources, on behalf of the State of Illinois, is authorized to execute and deliver to Hall Township, a unit of local government organized and existing under the laws of this State, of Bureau County, for and in consideration of \$1 paid to the Department, a quitclaim deed to the following described real property:

A parcel of land conveyed to the People of the State of
Illinois by Quit Claim Deed file and recorded June 3, 1958
in Book 361, Page 179, and Document No. 288140, more
particularly described as:

16 Tract No. 1

Description of the Point of Beginning for Tract No. 1:

Beginning at Southeast Corner of Section 34, Township 16

North, Range 11 East of the Fourth Principal Meridian in

the County of Bureau and State of Illinois, thence South 86 degrees 04 minutes West, 341.20 feet to a point which is also Station 25+30.2 on the transit line for the road survey and plans for Project 230, Section 1B, Spring Valley Bridge, Bureau County, Illinois; thence South 03 degrees 38 minutes East, 731.80 to a point which is also Station 32+62, thence South 86 degrees 22 minutes West, 30.00 feet to the Point of Beginning.

# Description of Real Estate in Tract No. 1:

From said Point of Beginning, thence South 86 degrees 22 minutes West, 10.00 feet to a point; thence South 03 degrees 38 minutes East, 238.00 feet to a point; thence South 86 degrees 22 minutes West, 160.00 feet to a point; thence South 03 degrees 38 minutes East, 997.73 feet to a point; thence South 02 degrees 20 minutes East, 710.73 feet to a point; thence North 87 degrees 40 minute East, 160.00 feet to a point; thence South 02 degrees 20 minutes East, 418.00 feet to a point; thence North 87 degrees 40 minutes West, 40.00 feet to a point; thence North 02 degrees 20 minutes West, 418.00 feet to a point; thence South 87 degrees 40 minutes, 30.00 feet to a point; thence North 02 degrees 20 minutes West, 712.66 feet to a point; thence North 03 degrees 38 minutes West, 1237.66 feet, more or less to the Point of Beginning, being 7.114 acres, more or

- less in the East Half of Section 3, Township 15 North,
- 2 Range 11 East of the Fourth Principal Meridian, all in
- 3 County of Bureau and State of Illinois.
- 4 Tract No. 2
- 5 Description of the Point of Beginning for Tract No. 2:
- 6 Beginning at Southeast Corner of Section 34, Township 16 7 North, Range 11 East of the Fourth Principal Meridian in 8 the County of Bureau and State of Illinois, thence South 86 9 degrees 04 minutes West, 341.20 feet to a point which is 10 also Station 25+30.2 on the transit line for the road 11 survey and plans for Project 230, Section 1B, Spring Valley 12 Bridge, Bureau County, Illinois; thence South 03 degrees 38 13 minutes East, 731.80 to a point which is also Station 14 32+62, thence South 86 degrees 22 minutes West, 40.00 feet to the Point of Beginning. 15
- 16 Description of Real Estate in Tract No. 2:
- From said Point of Beginning, thence South 11 degrees 34
  minutes West, 83.93 feet to a point; thence South 36
  degrees 58 minutes West, 119.85 feet to a point; thence
  South 03 degrees 38 minutes East, 66.00 feet to a point;
  thence North 86 degrees 22 minutes East, 100.00 feet to a

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point, thence North 03 degrees 38 minutes West, 238.00

feet, more or less, to the Point of Beginning, being 0.300

acres, more or less in the East Half of Section 3, Township

North, Range 11 East of the Fourth Principal Meridian,

all in the County of Bureau and State of Illinois.

(b) The conveyances of real property authorized by this Section shall be made subject to: (1) existing public utilities, existing public roads, and any and all reservations, easements, encumbrances, covenants and restrictions of record; (2) the express condition that if the real property ceases to be used for public purposes, it shall revert to the State of Illinois, Department of Natural Resources.

Section 5-10. (a) The Director of the Department of Natural Resources, on behalf of the State of Illinois, is authorized to execute and deliver to Menard County, a unit of local government organized and existing under the laws of this State, for and in consideration of \$1 paid to the Department, a quitclaim deed to the following described real property:

All that portion of the right of way and appurtenances of the abandoned portion of the Madison Subdivision of Union Pacific Railroad Company (formerly the Chicago and North Western Transportation Company), now known as the Sangamon Valley Trail Bikeway, described as Beginning at the South line of Section 18, Township 17 North, Range 5 West of the

Third Principal Meridian, and thence running in a northerly direction along the centerline of said abandoned railroad to the North line of the Northeast Quarter of Section 6, Township 17 North, Range 5 West of the Third Principal Meridian, as measured along said centerline of said abandoned railroad as originally surveyed, all being situated in the County of Menard and the State of Illinois.

(b) The conveyances of real property authorized by this Section shall be made subject to: (1) existing public utilities, existing public roads, and any and all reservations, easements, encumbrances, covenants and restrictions of record; (2) the express condition that if the real property ceases to be used for public purposes, it shall revert to the State of Illinois, Department of Natural Resources.

Section 5-15. (a) The Director of the Department of Natural Resources, on behalf of the State of Illinois, is authorized to exchange certain real property in Pulaski County, Illinois, hereinafter referred to in this Section as Parcel 1, for certain real property of equal or greater value in Pulaski County, Illinois, hereinafter referred to in this Section as Parcel 2, the Parcels being described as follows:

#### 22 PARCEL 1:

23 The North 106 feet of the following described tract of 24 land conveyed to the People of the State of Illinois,

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Department of Natural Resources, Springfield, IL., by Warranty Deed dated June 19, 2009, recorded June 25, 2009, Document No. 24582, in Book 257, Page 816, described as follows to-wit:

"A tract of land in the Southwest Quarter of the Northwest Quarter of Section 14, Township 14 South, Range 1 East of the 3rd P.M., more particularly described as follows: Beginning at the Northwest corner of the Southwest Quarter of the Northwest Quarter, thence South along the West Section line of said Quarter-Quarter Section, a distance of 20 feet for a point of beginning; thence East a distance of 272 feet along a line parallel to the Northerly Section line of said Quarter-Quarter Section; thence South a distance of 320 feet and 3 inches on a line parallel to the West Section line of said Quarter-Quarter Section; thence West a distance of 272 feet along a line parallel to the North line of said Southwest Quarter of the Northwest Quarter; thence North a distance of 320 feet and 3 inches following the Westerly line of said Quarter-Quarter Section to the point of beginning, containing 2 acres, more or less, situated in the County of Pulaski and State of Illinois."

#### PARCEL 2:

The South 106 feet of the North 426.25 feet of the West 272 feet of the Southwest Quarter of the Northwest Quarter

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- of Section 14, Township 14 South, Range 1 East of the 3rd
  P.M., situated in the County of Pulaski and State of
  Illinois.
  - (b) The transaction under this Section will be to the mutual advantages of both parties. Each party shall be responsible for any and all title costs associated with their respective properties.
    - (c) The conveyance of Parcel 1 as authorized by this Section shall be made subject to existing public utilities, existing public roads, and any and all reservations, easements, encumbrances, covenants, and restrictions of record.
- 12 (d) The Director of the Department of Natural Resources
  13 shall obtain an opinion of title from the Attorney General
  14 certifying that the State of Illinois will receive merchantable
  15 title to the real property in this Section referred to as
  16 Parcel 2.
  - Section 5-20. The Director of Natural Resources shall obtain a certified copy of the portions of this Act containing the title, the enacting clause, the effective date, the appropriate Section or Sections containing the land descriptions of the property to be conveyed, and this Section within 60 days after its effective date and, upon receipt of the payment required by the Section or Sections, if any payment is required, shall record the certified document in the Recorder's Office in the county in which the land is located.

# Article 10. Department of Transportation.

Section 10-5. Upon the payment of the sum of \$3,900 to the State of Illinois, and subject to the condition set forth in Section 10-30 of this Act, the Secretary of Transportation, on behalf of the State of Illinois, is authorized to release the following described land located in Grundy County, Illinois from all dedication and easement rights, and interest acquired for highway purposes:

## Parcel No. 3LR0133:

A part of lots 10, 11, 12, 13, and 14 in block 12 of Mitchell's Addition to Braceville, Illinois, located in the northwest Quarter of Section 25, Township 32 North, Range 8 East, of the Third principal Meridian, Grundy County, Illinois, described as follows, with bearings referenced to the Illinois State Plane Coordinate System, east zone (nad 83) 2011 adjustment: Commencing at the southwest corner of said block 12; thence North 01 degree 25 minutes 58 seconds East, 105.13 feet along the south line of said block 12 to the point of beginning; thence North 46 degrees 32 minutes 01 second East, 211.76 feet to the north line of said lot 13; thence North 01 degree 25 minutes 58 seconds East, 69.15 feet along the north line of said lots 13 and 14; thence South 46 degrees 27 minutes 12

- seconds West, 212.07 feet to the south line of said block
  there 212; thence South 01 degree 25 minutes 58 seconds West,
  68.73 feet to the point of beginning, containing 10,341
  square feet, more or less, situated in Grundy County,
  Illinois.
- Section 10-10. Upon the payment of the sum of \$196,417 to
  the State of Illinois, and subject to the condition set forth
  in Section 10-30 of this Act, the Secretary of Transportation,
  on behalf of the State of Illinois, is authorized to release
  the following described land located in DuPage County, Illinois
  from all dedication and easement rights, and interest acquired
  for highway purposes:
- 13 Parcel No. 1WY0795:
- That portion of Illinois Highway Route 64 described as follows:
- Beginning at the intersection of the south right-of-way 16 17 line of said Illinois Highway Route 64 with the east line of Lot 66 in Adler's North Avenue Addition to Villa Park, 18 19 being a subdivision of part of the Northeast Quarter of 20 Section 4, Township 39 North, Range 11 East of the Third 21 Principal Meridian, according to the plat thereof recorded 22 June 13, 1924 as Document No 178958; thence South 88 23 degrees 13 minutes 39 seconds West 383.80 feet, along said

south right-of-way line, to its intersection with the west line of Lot 76 in said Adler's North Avenue Addition to Villa Park; thence North 00 degrees 31 minutes 12 seconds East 38.03 feet, along said west line of Lot 76, extended north; thence North 88 degrees 13 minutes 39 seconds East 384.30 feet, to a point on said east line of Lot 66, extended north; thence South 01 degree 15 minutes 59 seconds West 38.05 feet, along said north extension of the east line of Lot 66, to the Point of Beginning, in DuPage County, Illinois.

Said parcel containing 0.335 acre, more or less.

Section 10-15. Upon the payment of the sum of \$4,000 to the State of Illinois, and subject to the condition set forth in Section 10-30 of this Act, the Secretary of Transportation, on behalf of the State of Illinois, is authorized to convey to the Kishwaukee Water Reclamamtion District by Quitclaim Deed all right, title, and interest in and to the following described land in DeKalb County, Illinois:

## Parcel No. 3EX0106:

Tract 1: A triangular piece of land in Lot 3 in Block 1 in Prospect Place Subdivision, in Section 14, Township 40 North, Range 4 East of the Third Principal Meridian, DeKalb County, Illinois, described as follows: Beginning at the

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most easterly corner of said Lot 3; thence Southwesterly on the southeasterly line of said Lot 3, said line having a bearing of South 40 degrees 04 minutes 07 seconds West, a distance of 23.29 feet to a point; thence Northwesterly on a line having a bearing of North 34 degrees 02 minutes 21 seconds West, a distance of 72.70 feet to a point in the most Northerly corner of said Lot 3; thence Southeasterly on the northeasterly line of said Lot 3, said line having a bearing of South 52 degrees 41 minutes 55 seconds East, a distance of 70.00 feet to the POINT OF BEGINNING, containing 814 square feet (0.019 acre), more or less.

Tract 2: A parcel of land in Lots 1 and 2 in Block 1 of Prospect Place Subdivision, in Section 14, Township 40 North, Range 4 East of the Third Principal Meridian, DeKalb County, Illinois, described as follows: Beginning at the most Easterly corner of said Lot 2; thence southwesterly on the Southeasterly line of said Lots 1 and 2, said line having a bearing of South 39 degrees 57 minutes 28 seconds West, a distance of 120.15 feet to a point in the most Southerly corner of said Lot 1; thence Northwesterly on the southwesterly line of said Lot 1, said line having a bearing of North 66 degrees 08 minutes 46 seconds West, a distance of 16.26 feet to a point; thence North 40 degrees 33 minutes 29 seconds East 21.22 feet; thence Northeasterly on a line having a bearing of North 10 degrees 29 minutes

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00 seconds East, a distance of 39.91 feet to a point; thence Northwesterly on a line having a bearing of North 34 degrees 02 minutes 21 seconds West, a distance of 136.69 feet to a point on the northwesterly line of said Lot 2; thence Northeasterly on a line having a bearing of North 40 degrees 04 minutes 07 seconds East, a distance of 23.29 feet to a point in the most Northerly corner of said Lot 2; thence Southeasterly on the northeasterly line of said Lot 2, said line having a bearing of South 52 degrees 41 minutes 55 seconds East, a distance of 166.56 feet to the point of beginning, except, beginning at the most Easterly corner of said Lot 2; thence Southwesterly on the southeasterly line of said Lots 1 and 2, said line having a bearing of South 39 degrees 57 minutes 28 seconds West, a distance of 120.15 feet to a point in the most southerly corner of said Lot 1; thence Northwesterly on southwesterly line of said Lot 1, said line having a bearing of North 66 degrees 08 minutes 46 seconds West, a distance of 16.26 feet to a point; thence North 40 degrees 33 minutes 29 seconds East 124.00 feet to the North line of said Lot 2; thence South 52 degrees 41 minutes 55 seconds East 14.34 feet along said North line, to the POINT OF BEGINNING. Total area of Tract No. 2 is 7,657 square feet (0.176 acre), more or less. ALL RESERVING a Permanent Easement for Highway Purposes as shown on the attached plat, and situated in the City of DeKalb, State of

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- 1 Illinois, more particularly described as follows:
- 2 Description of Permanent Easement
  - A part of Lots 1 and 2 in Block 1 of Prospect Place Subdivision, in Section 14, Township 40 North, Range 4 East of the Third Principal Meridian, DeKalb County, Illinois, described as follows: Commencing at the most easterly corner of said Lot 2; thence North 52 degrees 41 minutes 55 seconds West 14.34 feet along the Northerly line of said Lot 2, to the point of beginning; thence South 40 degrees 33 minutes 29 seconds West 102.78 feet, to the Northwesterly existing Right of Way line of 324 (Illinois Route 23); thence North 10 degrees 29 minutes 00 seconds East 39.91, feet along said Right of Way line; thence North 34 degrees 02 minutes 21 seconds West 73.60 feet, along said Right of Way line; thence North 24 degrees 09 minutes 51 seconds East 12.03 feet; thence North 76 degrees 00 minutes 06 seconds East 40.67 feet to the North line of said Lot 2; thence South 52 degrees 41 minutes 55 seconds East 70.77 feet to the POINT OF BEGINNING, containing 5,377 square feet 0.123 acre), more or less, situated in the City of DeKalb, State of Illinois.
- Section 10-20. Upon the payment of the sum of \$18,334 to 23 the State of Illinois, and subject to the condition set forth

- in Section 10-30 of this Act, the Secretary of Transportation,
- on behalf of the State of Illinois, is authorized to release
- 3 the following described land located in Montgomery County,
- 4 Illinois from all dedication and easement rights, and interest
- 5 acquired for highway purposes:
- 6 Parcel No. 675X393:
- 7 A part of the Southeast Quarter of Section 32, Township 9
- 8 North, Range 5 West of the Third Principal Meridian,
- 9 Montgomery County, Illinois more particularly described as
- 10 follows:

11 Commencing at mag nail found at the East 1/4 corner of said 12 Section 32; thence along the north line of the Southeast 13 Quarter of Section 32 North 88 degrees 52 minutes 52 14 seconds West, 2027.41 feet to the centerline of US 66; 15 thence 1745.96 feet along said centerline on a curve to the left having a radius of 14335.34 feet with a chord bearing 16 17 South 05 degrees 30 minutes 38 seconds West, 1744.88 feet to the centerline IL 16; thence 282.25 feet along said 18 19 centerline on a curve to the right having a radius of 20 2895.85 feet with a chord bearing North 77 degrees 25 21 minutes 33 seconds East, 282.14 feet; thence continuing on 22 said centerline North 80 degrees 13 minutes 05 seconds 23 East, 255.40 feet; thence continuing on said centerline 24 56.17 feet on a curve to the right having a radius of

2028.70 feet with a chord bearing North 81 degrees 00 minutes 40 seconds East, 56.17 feet; thence South 08 degrees 11 minutes 44 seconds East, 59.80 feet to a rebar found on the south existing right of way line of IL 16 and the Point of Beginning.

From said Point of Beginning 349.48 feet along said right of way line on a curve to the left having a radius of 475.60 feet with a chord bearing South 42 degrees 38 minutes 53 seconds West, 341.67 feet to a rebar found at the intersection of the existing north right of way line of Kirkham Street and the east existing right of way line of Historic Old US 66; thence North 11 degrees 07 minutes 43 seconds East, 166.31 feet; thence North 40 degrees 10 minutes 25 seconds East, 59.89 feet; thence North 75 degrees 14 minutes 00 seconds East, 166.24 feet to the Point of Beginning, containing 0.239 acres.

The said Real Estate being also shown by the plat hereto attached and made a part hereof.

Bearings and distances are based on the Illinois State
Plane Coordinate System NAD83 (2007) - West Zone

Section 10-25. Upon the payment of the sum of \$13,466 to the State of Illinois, and subject to the condition set forth

- in Section 10-30 of this Act, the Secretary of Transportation,
- on behalf of the State of Illinois, is authorized to release
- 3 the following described land located in Tazewell County,
- 4 Illinois from all dedication and easement rights, and interest
- 5 acquired for highway purposes:
- 6 Parcel No. 409671V:
- 7 A part of Lot 6, being part of Lot 5 of Sublot "E" and
- 8 Outlots "B" and "C", recorded as Document number 345473 in
- 9 Book R, Page 334 at the Tazewell County Recorder's Office
- and lying in the South Half of Section 17, Township 25
- North, Range 3 West of the Third Principal Meridian,
- 12 Tazewell County, Illinois, being more particularly
- described as follows:
- Commencing at a found 5/8" pipe marking the Northwest
- 15 corner of said Lot 6, thence South 58 degrees 42 minutes 00
- seconds East on the Northerly line of said Lot 6, 92.35
- 17 feet to a set 5/8" iron pin and the Point of Beginning;
- 18 From the Point of Beginning; thence along a curve to the
- 19 right having a radius of 586.00 feet, an arc length of
- 20 189.01 feet and a chord length of 188.19 feet bearing South
- 40 degrees 09 minutes 13 seconds East to a set 5/8" iron
- 22 pin marking the Northeasterly line of said Lot 6; thence
- 23 South 30 degrees 54 minutes 49 seconds East on the

Northeasterly line of said Lot 6, 1.77 feet to a found 3/4" pipe marking the Northeast corner of said Lot 6; thence South 59 degrees 12 minutes 15 seconds West on the Southeasterly line of said Lot 6, 25.98 feet; thence on a curve to the right having a radius of 260.00 feet, an arc length of 191.84 feet and a long chord of 187.52 feet bearing North 32 degrees 12 minutes 32 seconds West to the Point of Beginning.

9 The said tract of land contains 5,619 square feet, more or less, or 0.129 acre, more or less.

The said Real Estate being also shown by the plat hereto attached and made a part hereof.

Section 10-27. Upon the payment of the sum of \$3,500 to the State of Illinois, and subject to the condition set forth in Section 10-30 of this Act, the Secretary of Transportation, on behalf of the State of Illinois, is authorized to convey to Larry Hill by Quitclaim Deed all right, title, and interest in and to the following described land in Mason County, Illinois:

#### 19 Parcel No. 675X386:

20 A part of the Southwest Quarter of Section 24, Township 20
21 North, Range 6 West of the Third Principal Meridian, Mason
22 County, Illinois described as follows:

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Commencing at the north quarter corner of said Section 24; thence along the approximate quarter section line of Section 24 South 00 degrees 46 minutes 24 seconds East, 5073.67 feet; thence South 89 degrees 13 minutes 36 seconds West, 51.64 feet to the west existing right of way line of old IL 29, also being the Point of Beginning; thence along said right of way line South 00 degrees 05 minutes 51 seconds West, 180.00 feet; thence South 52 degrees 18 minutes 43 seconds West, 64.39 feet; thence South 89 degrees 54 minutes 21 seconds West, 180.00 feet to the northerly right of way line of old IL 29; thence along said right of way line North 46 degrees 28 minutes 25 seconds East, 318.95 feet to the Point of Beginning, containing 0.558 acres.

From the Point of Beginning; thence along a curve to the right having a radius of 586.00 feet, an arc length of 189.01 feet and a chord length of 188.19 feet bearing South 40 degrees 09 minutes 13 seconds East to a set 5/8" iron pin marking the Northeasterly line of said Lot 6; thence South 30 degrees 54 minutes 49 seconds East on the Northeasterly line of said Lot 6, 1.77 feet to a found 3/4" pipe marking the Northeast corner of said Lot 6; thence South 59 degrees 12 minutes 15 seconds West on the Southeasterly line of said Lot 6, 25.98 feet; thence on a

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- curve to the right having a radius of 260.00 feet, an arc
  length of 191.84 feet and a long chord of 187.52 feet
  bearing North 32 degrees 12 minutes 32 seconds West to the
  Point of Beginning.
- 5 The said parcel being also shown by the plat hereto 6 attached and made a part hereof.
- Bearings and distances are based on the Illinois State

  Plane Coordinate System NAD83 (2007)-West Zone.
  - Section 10-30. The Secretary of Transportation shall obtain a certified copy of the portions of this Act containing the title, the enacting clause, the effective date, the appropriate Section or Sections containing the land descriptions of the property interest to be conveyed, and this Section within 60 days after its effective date and, upon receipt of the payment required by the Section or Sections, if any payment is required, shall record the certified document in the Recorder's Office in the county in which the land is located.
- 19 Article 99. Effective date.
- 20 Section 99-99. Effective date. This Act takes effect upon 21 becoming law.