



93RD GENERAL ASSEMBLY
State of Illinois
2003 and 2004
HB4369

Introduced 02/03/04, by Angelo Saviano

SYNOPSIS AS INTRODUCED:

735 ILCS 5/7-103.113 new
735 ILCS 5/7-103.114 new

Amends the Code of Civil Procedure. Grants quick-take powers to Kankakee County and Sangamon County for the acquisition of the specified property for road construction and maintenance.

LRB093 17070 LCB 42736 b

1 AN ACT concerning civil procedure.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Code of Civil Procedure is amended by adding
5 Sections 7-103.113 and 7-103.114 as follows:

6 (735 ILCS 5/7-103.113 new)

7 Sec. 7-103.113. Quick-take; Kankakee County. Quick-take
8 proceedings under Section 7-103 may be used for a period of 12
9 months from the effective date of this amendatory Act of the
10 93rd General Assembly by Kankakee County, for the purpose of
11 road construction and maintenance, for the acquisition of
12 property legally described as:

13 Tract #1:

14 A tract of land lying in Northwest Quarter of Section
15 Twenty-One (21), Township thirty-one North (T31N), Range
16 Thirteen East (R13E) of the Third Principle Meridian (3rd
17 P.M.). Said tract being the North Ninety feet (90') of the
18 Northeast Quarter (NE 1/4) of the Northwest Quarter (NW
19 1/4) of said Section Twenty One (21) (does not constitute a
20 homestead).

21 Tract #2:

22 A tract of land lying the Southeast Quarter (SE 1/4) of
23 Section Sixteen (16), Township thirty-one North (T31N),
24 Range Thirteen East (R13E) of the Third Principle Meridian
25 (3rd P.M.). Said tract being described as follows:
26 Commencing at a point on the south line of the Southeast
27 Quarter (SE 1/4) of said Section Sixteen (16), five hundred
28 forty four and five tenth feet (544.5') west of the
29 Southeast Corner (SE) of the Southeast Quarter (SE 1/4) of
30 said Section Sixteen (16), said point to be known as the

1 point of beginning; thence west along said south line of
2 said Section Sixteen (16) at a bearing of S 89° 07' 01" W a
3 distance of two thousand one hundred thirteen and five
4 tenths feet (2113.5') to the Southwest Corner (SW) of the
5 Southeast Quarter (SE 1/4) of said Section Sixteen (16);
6 thence northeasterly a distance of two thousand one hundred
7 thirteen and seventy two hundredths feet (2113.72') at a
8 bearing angle of N 88° 08' 49" E to a point, thence
9 southerly along a straight line a distance of thirty five
10 and seventy eight hundredths feet plus or minus (35.78'
11 +/-) to the point of beginning (does not constitute a
12 homestead).

13 Tract #3:

14 A tract of land lying in the Northeast Quarter (NE 1/4) of
15 Section Twenty-One (21), Township thirty-one North (T31N),
16 Range Thirteen East (R13E) of the Third Principle Meridian
17 (3rd P.M.). Said tract being described as follows:
18 Commencing at a point on the West Line of the Northeast
19 Quarter (NE 1/4) of said Section Twenty One (21), Ninety
20 feet (90') South of the Northwest Corner (NW) of the
21 Northeast Quarter (NE 1/4) of said Section Twenty One (21),
22 said point to be known as the point of beginning; thence
23 North along the West Line of the Northeast Quarter (NE 1/4)
24 of said Section Twenty One (21) to the Northwest Corner
25 (NW) of the Northeast Quarter (NE 1/4) of said Section
26 Twenty One (21); thence East along the North Line of said
27 Section Twenty One (21) to the Northeast Corner (NE) of the
28 Northeast Quarter (NE 1/4) of said Section Twenty One (21);
29 thence South along the East Line of said Section Twenty One
30 (21) forty five feet (45') to a point; thence Westerly
31 along a straight line a distance of two thousand six
32 hundred fifty eight and thirty eight hundredths
33 (2658.38'±) feet, plus or minus, to the point of beginning,
34 excepting therefrom any portion which has previously been
35 dedicated for public highway (does not constitute a

1 homestead).

2 Tract #4:

3 A tract of land lying in the Northwest Quarter (NW 1/4) of
4 Section Twenty (20), Township Thirty One North (T31N),
5 Range Thirteen East (R13E) of the Third Principle Meridian
6 (3rd P.M.). Said tract of land being the North ninety feet
7 (90') of the Northwest Quarter (NW 1/4) of the Northwest
8 Quarter (NW 1/4) of said Section Twenty (20), containing
9 2.781 acres more or less.

10 Tract #5:

11 A tract of land lying in the Southeast Quarter (SE 1/4) of
12 Section Sixteen (16), Township Thirty-One North (T31N),
13 Range Thirteen East (R13E) of the Third Principle Meridian
14 (3rd P.M.). Said tract being described as follows:
15 Commencing at a point on the East line of the Southeast
16 Quarter (SE 1/4) of said Section Sixteen (16) forty five
17 feet (45') north of the Southeast Corner (SE) of the said
18 Section Sixteen (16), said point to be known as the point
19 of beginning thence south a distance of forty five feet
20 (45') at a bearing of S 1° 05' 47" E along the east line of
21 the Southeast Quarter (SE 1/4) of said Section Sixteen (16)
22 to the Southeast Corner (SE) of said Section Sixteen (16);
23 thence westerly at a bearing of s 89° 07' 01' W along the
24 south line of the Southeast Quarter (SE 1/4) of said
25 Section Sixteen (16) a distance of five hundred forty four
26 and five tenths feet (544.5') to a point; thence northerly
27 at a bearing of N 1° 05' 47" W a distance of thirty five and
28 seventy eight hundredths feet (35.78') to a point; thence
29 easterly at a bearing of N 88° 08' 49" E a distance of five
30 hundred forty four and forty-nine hundredths feet,
31 (544.49') to the point of beginning, excepting therefrom
32 any portion which has previously been dedicated for public
33 highway (does not constitute a homestead).

1 (735 ILCS 5/7-103.114 new)

2 Sec. 7-103.114. Quick-take; Sangamon County. Quick-take
3 proceedings under Section 7-103 may be used for a period of 12
4 months from the effective date of this amendatory Act of the
5 93rd General Assembly by Sangamon County, for the purpose of
6 road construction and maintenance, for the acquisition of
7 property legally described as:

8 Parcel No. 3

9 A part of the East Half of the Southwest Quarter of Section
10 6, Township 15 North, Range 4 West of the Third Principal
11 Meridian, Sangamon County, Illinois, described as follows:

12 Commencing at the Northeast corner of the Southwest Quarter
13 of said Section 6; thence South 0 degrees 44 minutes 49
14 seconds East along the east line of the Southwest Quarter
15 of said Section 6, a distance of 326.11 feet to the point
16 of beginning; thence continuing South 0 degrees 44 minutes
17 49 seconds East, 359.27 feet; thence North 86 degrees 59
18 minutes 03 seconds West, 35.08 feet; thence North 0 degrees
19 44 minutes 49 seconds West, 359.27 feet; thence South 86
20 degrees 59 minutes 03 seconds East, 35.08 feet to the point
21 of beginning.

22 All of the above excludes that portion now in use as a
23 public road, said tract to be conveyed containing 0.124
24 acres, more or less. Said tract being shown by the plat
25 hereto attached and considered a part hereof.

26 Parcel No. 6

27 A part of the East Half of the Southwest Quarter of Section
28 6, Township 15 North, Range 4 West of the Third Principal
29 Meridian, Sangamon County, Illinois, described as follows:

30 Commencing at the Northeast corner of the Southwest Quarter

1 of said Section 6; thence South 0 degrees 44 minutes 49
2 seconds East along the east line of the Southwest Quarter
3 of said Section 6, a distance of 276.00 feet to the point
4 of beginning; thence continuing South 0 degrees 44 minutes
5 49 seconds East, 50.11 feet; thence North 86 degrees 59
6 minutes 03 seconds West, 35.08 feet; thence North 0 degrees
7 44 minutes 49 seconds West, 50.11 feet; thence South 86
8 degrees 59 minutes 03 seconds East, 35.08 feet to the point
9 of beginning.

10 All of the above excludes that portion now in use as a
11 public road, said tract to be conveyed containing 0.017
12 acres, more or less. Said tract being shown by the plat
13 hereto attached and considered a part hereof.

14 Parcel No. 9

15 A part of the East Half of the Southwest Quarter of Section
16 6, Township 15 North, Range 4 West of the Third Principal
17 Meridian, Sangamon County, Illinois, described as follows:

18 Beginning at the Northeast corner of the Southwest Quarter
19 of said Section 6; thence South 0 degrees 44 minutes 49
20 seconds East along the east line of the Southwest Quarter
21 of said Section 6, a distance of 276.00 feet; thence North
22 86 degrees 59 minutes 03 seconds West, 35.08 feet; thence
23 North 0 degrees 44 minutes 49 seconds West, 224.01 feet;
24 thence South 89 degrees 15 minutes 11 seconds West, 5.00
25 feet; thence North 0 degrees 44 minutes 49 seconds West,
26 49.07 feet to the north line of the Southwest Quarter of
27 said Section 6; thence North 88 degrees 22 minutes 11
28 seconds East, 40.00 feet to the point of beginning.

29 All of the above excludes that portion now in use as a
30 public road, said tract to be conveyed containing 0.100
31 acres, more or less. Said tract being shown by the plat

1 hereto attached and considered a part hereof.