

**SB2822**



**97TH GENERAL ASSEMBLY**

**State of Illinois**

**2011 and 2012**

**SB2822**

Introduced 1/24/2012, by Sen. Darin M. LaHood

**SYNOPSIS AS INTRODUCED:**

Authorizes the Department of Transportation to convey described parcels in Bond, Kendall, Sangamon, Tazewell, Vermilion, and Woodford Counties. Amends Public Act 97-27 by making changes to the legal description in a conveyance in Montgomery County. Effective immediately.

LRB097 14998 AJO 60040 b

**A BILL FOR**

1 AN ACT concerning land.

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

4 Section 5. "An Act concerning land", approved June 28,  
5 2011, Public Act 97-27, is amended by changing Section 15 as  
6 follows:

7 (P.A. 97-27, Sec. 15)

8 Sec. 15. Upon the payment of the sum of \$2,700 to the State  
9 of Illinois, and subject to the conditions set forth in Section  
10 900 of this Act, the Secretary of the Department of  
11 Transportation is authorized to convey by quitclaim deed all  
12 right, title and interest in and to the following described  
13 land in Montgomery County, Illinois, to the Ariston Cafe Inc.

14 Parcel No. 675X345:

15 A part of the West Half of the Southeast Quarter of Section  
16 32, Township 9 North, Range 5 West of the Third Principal  
17 Meridian and a part of Lots 8 and 9 in Block 8 of Sunset  
18 Park Subdivision to Litchfield, all in Montgomery County,  
19 Illinois, described as follows:

20 Commencing at the Northwest corner of said Lot 7 in Block 8  
21 of Sunset Park Subdivision; thence along the easterly

1 existing right of way line of Federal Aid Route 5 (also  
2 known as U.S. Route 66) on a curve to the left having a  
3 radius of 14,215.42 feet, an arc distance of 60.00 feet to  
4 a point being 124.74 feet left of F.A. Route 5 centerline  
5 Station 685+47.70, also being the Point point of Beginning  
6 ~~beginning~~; thence continuing along said easterly right of  
7 way on said curve having a radius of 14,215.42 feet, an arc  
8 distance of 131.25 feet to a point being 125.00 feet left  
9 of Station 686+80.10; thence North 88 degrees 59 minutes 51  
10 seconds West, 50.00 feet to a point being 75.00 feet left  
11 of Station 686+80.20; thence along a curve to the right  
12 having a radius of 14,265.42, an arc distance of 131.71  
13 feet to a point being 75.00 feet left of Station 685+47.80;  
14 thence South 88 degrees 28 minutes 06 seconds East, 49.74  
15 feet to the Point point of Beginning beginning, containing  
16 0.151 acre, more or less.

17 A permanent easement reserving from the above described  
18 tract, the east 20 feet thereof, for a permanent drainage  
19 easement.

20 (Source: P.A. 97-27, eff. 6-28-11.)

21 Section 10. Upon the payment of the sum of \$7,000 to the  
22 State of Illinois, and subject to the conditions set forth in  
23 Section 900 of this Act, all rights or easement of access,  
24 crossing light, air, or view for highway purposes acquired by  
25 the People of the State of Illinois are released along and

1 abutting described land in Bond County, Illinois:

2 Parcel No. 800XC81

3 A line in the Southeast Quarter of the Southwest Quarter of  
4 Section 14, Township 5 North, Range 3 West of the Third  
5 Principal Meridian, Bond County, Illinois, more  
6 particularly described as follows:

7 Commencing at a stone found at the southeast corner of said  
8 Southeast Quarter of the Southwest Quarter of Section 14;  
9 thence on an assumed bearing of South 88 degrees 45 minutes  
10 55 seconds West on the south line of said Southeast Quarter  
11 of the Southwest Quarter, 1,320.15 feet to the intersection  
12 of said south line with the southerly projection of the  
13 west line of Lot 1 in Bingham and Sugg Commerce Plaza,  
14 reference being had to the plat thereof recorded in Plat  
15 Cabinet "C", Slide 97 in the Recorder's Office of Bond  
16 County, Illinois; thence North 01 degree 46 minutes 32  
17 seconds West on said southerly projection, 30.00 feet to an  
18 iron rod found at the southwest corner of said Lot 1;  
19 thence continuing North 01 degree 46 minutes 32 seconds  
20 West on the west line of said Lot 1, 190.60 feet to the  
21 existing southerly right of way line of U.S. Route 40;  
22 thence along said existing southerly right of way line the  
23 following two (2) calls: thence North 35 degrees 36 minutes  
24 34 seconds East, 131.28 feet; thence North 63 degrees 47  
25 minutes 29 seconds East, 216.15 feet to an iron rod found  
26 at the northwest corner of Lot 2 in said Bingham and Sugg

1 Commerce Plaza and the Point of Beginning; thence  
2 continuing North 63 degrees 47 minutes 29 seconds East on  
3 said existing southerly right of way line, 160.00 feet to  
4 an iron rod found at the northeast corner of said Lot 2,  
5 being the Point of Terminus.

6 And further parcel 800XC86 as shown below:

7 Parcel No. 800XC86

8 A line in the Southeast Quarter of the Southwest Quarter of  
9 Section 14, Township 5 North, Range 3 West of the Third  
10 Principal Meridian, Bond County, Illinois, more  
11 particularly described as follows:

12 Commencing at a stone found at the southeast corner of said  
13 Southeast Quarter of the Southwest Quarter of Section 14;  
14 thence on an assumed bearing of South 88 degrees 45 minutes  
15 55 seconds West on the south line of said Southeast Quarter  
16 of the Southwest Quarter, 1,320.15 feet to the intersection  
17 of said south line with the southerly projection of the  
18 west line of Lot 1 in Bingham and Sugg Commerce Plaza,  
19 reference being had to the plat thereof recorded in Plat  
20 Cabinet "C", Slide 97 in the Recorder's Office of Bond  
21 County, Illinois; thence North 01 degree 46 minutes 32  
22 seconds West on said southerly projection, 30.00 feet to an  
23 iron rod found at the southwest corner of said Lot 1;  
24 thence continuing North 01 degree 46 minutes 32 seconds

1 West on the west line of said Lot 1, 190.60 feet to the  
2 existing southerly right of way line of U.S. Route 40 and  
3 the Point of Beginning; thence along said existing  
4 southerly right of way line the following two (2) calls:  
5 thence North 35 degrees 36 minutes 34 seconds East, 131.28  
6 feet; thence North 63 degrees 47 minutes 29 seconds East,  
7 216.15 feet to an iron rod found at the northeast corner of  
8 Lot 1 in said Bingham and Sugg Commerce Plaza, being the  
9 Point of Terminus.

10 Section 15. Upon the payment of the sum \$165,333 to the  
11 State of Illinois, and subject to the conditions set forth in  
12 Section 900 of this Act, the Secretary of the Department of  
13 Transportation is authorized to convey by quitclaim deed all  
14 right, title and interest in and to the following described  
15 land in Tazewell County, Illinois to Robert P. Wagenbach.

16 Parcel 409579V

17 Tract 1

18 A part of the Southeast Quarter of Section 32, Township 23  
19 North, Range 3 West of the Third Principal Meridian,  
20 Tazewell County, State of Illinois, more particularly  
21 described as follows:

22 Commencing at the southwest corner of the Southeast Quarter  
23 of Section 32; thence North 88 degrees 47 minutes 46  
24 seconds East (bearings assumed for descriptive purposes),  
25 along the south line of said Southeast Quarter, a distance

1 of 1,590.27 feet to the Point of Beginning; From the Point  
2 of Beginning; thence North 17 degrees 50 minutes 38 seconds  
3 East, a distance of 374.00 feet; thence North 14 degrees 40  
4 minutes 18 seconds East, a distance of 1,138.50 feet to the  
5 southerly right of way line of the former Illinois Central  
6 and Gulf Railroad; thence North 76 degrees 45 minutes 25  
7 seconds East, along said southerly right of way line, a  
8 distance of 379.40 feet to the west right of way line of  
9 Interstate 155; thence South 01 degree 30 minutes 10  
10 seconds East, along said west right of way line, a distance  
11 of 1,527.76 feet to the south line of the Southeast Quarter  
12 of Section 32; thence South 88 degrees 47 minutes 46  
13 seconds West, along said south line, a distance of 812.52  
14 feet to the Point of Beginning.

15 The said tract of land contains 19.754 acres, more or less,  
16 and is intended to encompass all State of Illinois lands  
17 obtained by warranty deed in Book 1030, Page 300 and Book  
18 3307, Page 45, lying west of the west right of way line of  
19 Interstate 155, and is subject to all easements of record.

20 Tract 2

21 A part of the West Half of the Northeast Quarter of Section  
22 5, Township 22 North, Range 3 West of the Third Principal  
23 Meridian, Tazewell County, State of Illinois, more  
24 particularly described as follows:

25 Commencing at the southeast corner of said West Half of the

1 Northeast Quarter, thence South 87 degrees 29 minutes 11  
2 seconds West along the south line of said Northeast Quarter  
3 a distance of 352.7 feet, more or less, to a point being  
4 150.0 feet normally distant southeasterly from the former  
5 Survey Line for Federal Aid Route 406 and the Point of  
6 Beginning.

7 From the Point of Beginning, thence South 87 degrees 29  
8 minutes 11 seconds West along said south line a distance of  
9 319.15 feet, more or less, to a point, said point being  
10 150.0 feet normally distant northwesterly from said Survey  
11 Line; thence North 17 degrees 21 minutes 58 seconds East  
12 and parallel with said Survey Line a distance of 2,118.20  
13 feet, more or less, to a point on the east line of said  
14 West Half of the Northeast Quarter, said point being 150.00  
15 feet normally distant northwesterly of said Survey Line;  
16 thence South 01 degree 07 minutes 00 Seconds East along  
17 said east line a distance of 946.31 feet, more or less, to  
18 a point 150.0 feet normally distant southeasterly from said  
19 Survey Line; thence South 17 degrees 21 minutes 58 seconds  
20 West and parallel with said Survey Line a distance of  
21 1,111.80 feet, more or less, to the Point of Beginning. The  
22 said Tract 2 contains 484,500 square feet, more or less, or  
23 11.123 acres, more or less.

24 Tract 3



1 A part of the West Half of the Northeast Quarter of Section  
2 5, Township 22 North, Range 3 West of the Third Principal  
3 Meridian, Tazewell County, State of Illinois, more  
4 particularly described as follows:

5 Beginning at the southeast corner of the West Half of the  
6 Northeast Quarter of said Section 5, thence South 87  
7 degrees 29 minutes 11 seconds West along the south line of  
8 said Northeast Quarter a distance of 352.57 feet, more or  
9 less, to a point 150.00 feet normally distant southeasterly  
10 of the former Survey Line of FAP Route 406; thence North 17  
11 degrees 21 minutes 58 seconds East a distance of 1,111.80  
12 feet, more or less, to a point 150.00 feet normally distant  
13 southeasterly of said Survey Line, said point being on the  
14 east line of the West Half of the Northeast Quarter; thence  
15 South 01 degree 07 minutes 01 second East along said east  
16 line a distance of 1,045.87 feet, more or less to the Point  
17 of Beginning.

18 The said Tract 3 contains 184,314 square feet, more or  
19 less, or 4.231 acres, more or less.

20 The said Tracts 1, 2 and 3 contain 35.108 acres, more or  
21 less.

22 All existing access control lines for Tracts 1, 2 and 3  
23 shall be released or vacated along with the ground as shown  
24 on each plat. Access Control shall be maintained along the  
25 east line of said Tract 1. Said line being the proposed  
26 west right of way line and access control line of

1 Interstate 155 as shown on the plat hereto attached.

2 Section 20. Upon the payment of the sum of \$500 to the  
3 State of Illinois, and subject to the conditions set forth in  
4 Section 900 of this Act, the easement for highway purposes  
5 acquired by the People of the State of Illinois is released  
6 over and through the following land in Woodford County,  
7 Illinois:

8 Parcel No. 409162V

9 A part of the Southwest Quarter of Section 14, Township 27  
10 North, Range 2 West of the Third Principal Meridian,  
11 Woodford County, State of Illinois, being more  
12 particularly described as follows:

13 Commencing at a set Department of Highways brass disk  
14 marking the southeast corner of the Southwest Quarter of  
15 said Section 14 said corner being shown as Monument Record  
16 Number 1005380 and being recorded in the Woodford County  
17 Recorder's office, said point being 0.07 feet normally  
18 distant northerly of the centerline of SBI Route 116 (IL  
19 116); thence North 01 degrees 04 minutes 20 seconds West  
20 along the east line of the Southwest Quarter of said  
21 Section 14, 60.07 feet to a point being 60.00 feet normally  
22 distant northerly of said centerline, said point being on  
23 the northerly existing right of way and access control line  
24 of said centerline and the Beginning of the Access Control

1 Release.

2 From the Beginning of the Access Control Release, thence  
3 South 88 degrees 57 minutes 50 seconds West along said  
4 existing right of way and access control line a distance of  
5 519.56 feet to a point being 60.00 feet normally distant  
6 northerly of said centerline and the End of the Access  
7 Control Release. The above description lists 519.56 lineal  
8 feet of access control that is being released.

9 Section 25. Upon the payment of the sum of \$4,900 to the  
10 State of Illinois, and subject to the conditions set forth  
11 Section 900 of this Act, the easement for highway purposes  
12 acquired by the People of the State of Illinois is released  
13 over and through the following described land in Vermilion  
14 County:

15 Parcel No. 5X01106

16 Part of the Northeast Quarter of the Southeast Quarter of  
17 Section 9, Township 19 North, Range 12 West of the Second  
18 Principal Meridian, Vermilion County, Illinois, also being  
19 part of a Dedication of Right of Way for a Freeway recorded  
20 in Volume 572, Pages 516-517 dated October 7, 1954 in the  
21 Vermilion County Recorder's Office, more particularly  
22 described as follows:

23 Beginning at a found iron pin at the northwest corner of a  
24 tract of land as described in Warranty Deed, recorded as

1 Document No. 05-15346 in Vermilion County Recorder's  
2 Office, said point being on the existing southerly right of  
3 way line of FA Route 11 (U.S. Rte. 150); thence North 00  
4 degrees 30 minutes 50 seconds West (Bearings based on  
5 Illinois State Plane Coordinates, East Zone, NAD 83(97)  
6 86.55 feet along the extended west line of said tract of  
7 land; thence North 59 degrees 45 minutes 51 seconds East  
8 227.62 feet along a line being parallel with and 132.00  
9 feet southerly of the surveyed centerline of FA Route 11  
10 (U.S. Rte. 150); thence South 30 degrees 14 minutes 09  
11 seconds East 67.54 feet, said line being perpendicular to  
12 the surveyed centerline of FA Route 11 (U.S. Rte. 150) to  
13 the existing southerly right of way line of FA Route 11  
14 (U.S. Rte. 150); thence South 58 degrees 08 minutes 56  
15 seconds West 270.64 feet along said right of way line, to  
16 the Point of Beginning, containing 0.406 of an acre, more  
17 or less.

18 Section 30. Upon payment of the sum of \$500 to the State of  
19 Illinois, and subject to the conditions set forth in Section  
20 900 of this Act, the Secretary of the Department of  
21 Transportation is authorized to convey by quitclaim deed all  
22 right, title and interest in and to the following described  
23 land in Woodford County, Illinois to Trenton Barth and Heather  
24 Barth, husband and wife.

1 A part of the Southwest Quarter of Section 14, Township 27  
2 North, Range 2 West of the Third Principal Meridian,  
3 Woodford County, State of Illinois, being more  
4 particularly described as follows:

5 Commencing at a set Department of Highways brass disk  
6 marking the southeast corner of the Southwest Quarter of  
7 said Section 14, said corner being shown as Monument Record  
8 Number 1005380 and being recorded in the Woodford County  
9 Recorder's Office, said point being 0.07 feet normally  
10 distant northerly of the existing centerline of SBI Route  
11 116 (IL 116); thence North 01 degrees 04 minutes 20 seconds  
12 West along the east line of the Southwest Quarter of said  
13 Section 14, 60.07 feet to a point being 60.00 feet normally  
14 distant northerly of said centerline, said point being on  
15 the northerly existing right of way and access control line  
16 of said centerline; thence South 88 degrees 57 minutes 50  
17 seconds West along said existing right of way and access  
18 control line, 519.56 feet to a point being 60.00 feet  
19 normally distant northerly of said centerline, said point  
20 also being the Beginning of the Access Control Release.

21 From the Beginning of the Access Control Release, thence  
22 South 88 degrees 57 minutes 50 seconds West along said  
23 existing right of way and access control line a distance of  
24 803.66 feet to a point being 60.00 feet normally distant  
25 northerly of said centerline and the End of the Access  
26 Control Release.

1           The above description lists 803.66 lineal feet of access  
2 control that is being released.

3           Section 35. Upon the payment of the sum of \$14,000 to the  
4 State of Illinois, and subject to the conditions set forth in  
5 Section 900 of this Act, the Secretary of the Department of  
6 Transportation is authorized to convey by quitclaim deed all  
7 right, title, and interest in and to the following described  
8 land in Sangamon, County Illinois to SSS Development, Inc., an  
9 Illinois Corporation:

10           Parcel No. 675X344

11           A part of the Northeast Quarter of Section 36, Township 16  
12 North, Range 5 West of the Third Principal Meridian,  
13 Sangamon County, Illinois, described as follows:

14           Commencing at the northwest corner of the Northeast Quarter  
15 of said Section 36; thence along the north line of said  
16 Northeast Quarter, North 89 degrees 41 minutes 21 seconds  
17 East, 1335.28 feet to the northwest corner of the Northeast  
18 Quarter of said Northeast Quarter; thence South 00 degrees  
19 45 minutes 40 seconds East, 160.62 feet to a point on the  
20 south existing right of way line of Clearlake Avenue, being  
21 the Point of Beginning; thence along said south right of  
22 way line, South 89 degrees 49 minutes 22 seconds East,  
23 60.01 feet; thence South 00 degrees 45 minutes 33 seconds

1 East, 22.83 feet; thence South 81 degrees 56 minutes 48  
2 seconds West, 60.49 feet; thence North 00 degrees 45  
3 minutes 33 seconds West, 31.49 feet to the Point of  
4 Beginning, containing 0.037 acre, more or less.

5 Section 40. Upon the payment of the sum of \$4,400 to the  
6 State of Illinois, and subject to the conditions set forth in  
7 Section 900 of this Act, the Secretary of the Department of  
8 Transportation is authorized to convey by quitclaim deed all  
9 right, title and interest in and to the following described  
10 land in Kendall County, Illinois to the County of Kendall,  
11 Illinois.

12 Parcel No. 3EX0102  
13 Part of vacated Jefferson Street lying between vacated  
14 Ridge Street and Madison Street described as follows with  
15 bearing based on the Illinois State Plane Coordinate  
16 System, NAD 1983 (east zone). Beginning at the northwest  
17 corner of Lot 8 in Block 18 in the original Town of  
18 Yorkville; thence South 5 degrees 55 minutes 21 seconds  
19 West 60.962 meters [200.00 feet] along the south line of  
20 vacated Jefferson Street, thence South 4 degrees 09 minutes  
21 32 seconds West 15.356 meters [50.38 feet] along said south  
22 line of Jefferson Street; thence North 55 degrees 22  
23 minutes 11 seconds West 10.964 meters [35.97 feet] to the  
24 intersection of the centerlines of Ridge Street and

1 Jefferson Street; thence North 5 degrees 55 minutes 21  
2 seconds East 71.020 meters [233.00 feet] along said  
3 centerline of Jefferson Street to a point on the north line  
4 of Block 18 extended westerly; thence south 84 degrees 13  
5 minutes 43 seconds east 9.144 meters [30.00 feet] to the  
6 Point of Beginning, containing 2218 square feet, more or  
7 less, situated in the United City of Yorkville, State of  
8 Illinois.

9 Section 45. Upon the payment of the sum of \$6,600 to the  
10 State of Illinois, the rights or easement of access, crossing,  
11 light, air and view from, to and over the following described  
12 line and Route 12 are restored subject to permit requirements  
13 of the State of Illinois, Department of Transportation:

14 Parcel 800XC67

15 A part of the Southeast Quarter, of the Southwest Quarter,  
16 Section 36, Township 6 North, Range 2 West, of the Third  
17 Principal Meridian in Bond County, Illinois, being more  
18 particularly described as follows:

19 Commencing at the Intersection of Survey Centerline of F.A.  
20 Route 12 and Maple Street; thence, North 89 degrees 19  
21 minutes 18 seconds West, All bearings are referenced to the  
22 Illinois State Plane Coordinate System East Zone Datum of  
23 1983, along the Survey Centerline of F.A. Route 12, a



1 distance of 270.02 feet, to a point; thence, North 00  
2 degrees 40 minutes 42 seconds East, a distance of 85.00  
3 feet, to the north right of way line of F.A. Route 12, to  
4 the Point of Beginning, of the Release of Access Control,  
5 being an iron pin.

6 From said Point of Beginning; thence, South 89 degrees 19  
7 minutes 18 seconds East, along the north right of way line  
8 of said F.A. Route 12, a distance of 117.73 feet, to an  
9 iron pin; thence, North 45 degrees 45 minutes 05 seconds  
10 East, continuing along the north right of way line, of said  
11 F.A. Route 12, a distance of 141.54 feet, to the Point of  
12 Terminus of said Line, being an iron pin;

13 Said Parcel 800XC67 contains 259.27 linear feet, more or  
14 less.

15 Section 900. The Secretary of Transportation shall obtain a  
16 certified copy of the portion of this Act containing the title,  
17 enacting clause, the effective date, the appropriate Section  
18 containing the land description of the property to be  
19 transferred or otherwise affected under this Act within 69 days  
20 after its effective date and, upon receipt of payment required  
21 by the Section shall record the certified document in the  
22 Recorder's Office in the county in which the land is located.

23 Section 999. Effective date. This Act takes effect upon

1 becoming law.