

# HB3241



## 99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB3241

by Rep. Mike Fortner

### SYNOPSIS AS INTRODUCED:

Authorizes the Department of Transportation to convey certain land or release certain land from easement or other rights in Madison, Tazewell, and Whiteside Counties. Effective immediately.

LRB099 11089 HEP 31493 b

FISCAL NOTE ACT  
MAY APPLY

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. Upon the payment of the sum of \$3,400 to the  
5 State of Illinois, and subject to the condition set forth in  
6 Section 900 of this Act, the People of the State of Illinois  
7 hereby release the following described land located in  
8 Whiteside County, Illinois from all dedication and easement  
9 rights and interest acquired for highway purposes:

10 Parcel No. 2DWHX93:

11 A part of Lot 5 in Block 5 as designated upon the Plat of  
12 Oltman Park Subdivision, a subdivision of the Northeast  
13 Quarter of Section 33, Township 21 North, Range 7 East of  
14 the Fourth Principal Meridian, the Plat of said Subdivision  
15 is recorded January 12, 1931 in Plat Book 8 on Page 11 in  
16 the Recorder's Office of Whiteside County, State of  
17 Illinois, described as follows:

18 Beginning at an iron pin and cap at the northwest corner of  
19 said Lot 5; thence North 89 degrees 36 minutes 07 seconds  
20 East, 145.62 feet on the north line of said Lot 5, to the  
21 westerly right-of-way line of a public highway designated

1 SBI Route 88 (IL 40); thence South 4 degrees 57 minutes 34  
2 seconds West, 17.87 feet; thence South 25 degrees 14  
3 minutes 25 seconds West, 20.29 feet; thence South 60  
4 degrees 38 minutes 49 seconds West, 20.28 feet; thence  
5 North 83 degrees 56 minutes 47 seconds West, 20.28 feet;  
6 thence North 66 degrees 14 minutes 35 seconds West, 106.60  
7 feet, to the Point of Beginning, containing 4,002 square  
8 feet (0.092 acre), more or less.

9 The Grantee, their legal representatives, successors and  
10 assigns as a part of the consideration hereof does hereby  
11 covenant and agree that there is no existing right of  
12 access nor will the Grantor permit access in the future,  
13 to, from, or over the above described premises from and to  
14 the public highway lying adjacent to said premises, said  
15 public highway being known as FA Route 141 (US 30).

16 Section 10. Upon the payment of the sum of \$4,300 to the  
17 State of Illinois, and subject to the condition set forth in  
18 Section 900 of this Act, the People of the State of Illinois  
19 hereby release or restore, or both, any rights or easements of  
20 access, crossing, light, air, and view from, to and over the  
21 following described line, subject to permit requirements of the  
22 State of Illinois Department of Transportation:

23 Parcel No. 800XD32:

1           That part of the Southeast Quarter of Section 11, Township  
2           5 North, Range 7 West of the Third Principal Meridian,  
3           situated in the Village of Hamel, Madison County, Illinois,  
4           described as follows:

5           Commencing at the southeast corner of Section 11; thence  
6           North 00 degrees 50 minutes 56 seconds East, 50.80 feet to  
7           the existing northerly right of way line of IL-140 as  
8           described in the warranty deed to the State of Illinois and  
9           recorded in book 2791, page 377 in the Madison County  
10          Recorder's Office; thence North 80 degrees 35 minutes 51  
11          seconds West on said northerly line, 96.93 feet to the  
12          Point of Beginning of the Release of Access Control, said  
13          point being Illinois Route 140 centerline station  
14          881+26.02 as shown on Right of Way Plat of F.A. I. Route  
15          55, Section 60-1 Madison County, Township 5 North, Range 7  
16          West of the Third Principal Meridian, on sheet 14 of 41 as  
17          recorded in Road Record 11, page 14 in the Madison County,  
18          Illinois Recorder's office.

19          From said Point of Beginning of the Release of Access  
20          Control; thence continuing North 80 degrees 35 minutes 51  
21          seconds West, 76.32 feet to the Point of Terminus of the  
22          Release of Access Control, said point being Illinois Route  
23          140 centerline station 880+50.85.

1 Said Parcel 800XD32 consists of a line that is 76.32 linear  
2 feet.

3 Section 15. Upon the payment of the sum of \$10,334 to the  
4 State of Illinois, and subject to the condition set forth in  
5 Section 900 of this Act, the People of the State of Illinois  
6 hereby release the following described land located in Madison  
7 County, Illinois from all dedication and easement rights and  
8 interest acquired for highway purposes:

9 Parcel No. 800XD21:

10 Part of Lots 16 and 17 of the Subdivision of Cassius  
11 Heskett Estate in the Northeast Quarter of Section 3,  
12 Township 4 North, Range 8 West of the Third Principal  
13 Meridian, Madison County, Illinois, according to Plat Book  
14 2, Page 6, described as follows:

15 Commencing at the northeast corner of said Section 3;  
16 thence on an assumed bearing of South 89 degrees 38 minutes  
17 51 seconds West on the north line of said Section 3, a  
18 distance of 149.18 feet to the southeasterly right of way  
19 line of SBI Route 159 (Illinois Route 159 as occupied);  
20 thence South 27 degrees 12 minutes 15 seconds West on said  
21 southeasterly right of way line, 195.85 feet; thence

1 southwesterly 211.59 feet on said southeasterly right of  
2 way line being a curve to the left, having a radius of  
3 1,115.92 feet, the chord of said curve bears South 21  
4 degrees 46 minutes 20 seconds West, 211.27 feet to the  
5 Point of Beginning.

6 From said Point of Beginning; thence continuing  
7 southwesterly 230.61 feet on a non-tangential curve to the  
8 left, having a radius of 1,115.92 feet, the chord of said  
9 curve bears South 10 degrees 25 minutes 12 seconds West,  
10 230.20 feet; thence South 04 degrees 29 minutes 59 seconds  
11 West, 1,441.51 feet to the northwesterly line of the Wabash  
12 Railway (150 feet wide); thence South 41 degrees 02 minutes  
13 00 seconds West on said northwesterly line, 100.79 feet;  
14 thence North 04 degrees 29 minutes 59 seconds East,  
15 1,522.48 feet; thence northeasterly 29.74 feet on a  
16 non-tangential curve to the right, having a radius of  
17 1,175.92 feet, the chord of said curve bears North 05  
18 degrees 13 minutes 25 seconds East, 29.74 feet; thence  
19 North 27 degrees 12 minutes 15 seconds East, 215.99 feet to  
20 the Point of Beginning.

21 Said Parcel 800XD21 herein described contains 96,079  
22 square feet, or 2.2057 acres, more or less.

23 Parcel 800XD21 is subject to any and all easements and the

1 rights existing to any and all facilities for said  
2 easements on the real estate herein above described.

3 Section 20. Upon the payment of the sum of \$2,700 to the  
4 State of Illinois, and subject to the condition set forth in  
5 Section 900 of this Act, the People of the State of Illinois  
6 hereby release the following described land located in Tazewell  
7 County, Illinois from all dedication and easement rights, and  
8 interest acquired for highway purposes:

9 Parcel No. 409656V:

10 A part of the East half the Southeast Quarter of Section  
11 26, Township 26 North, Range 4 West of the Third Principal  
12 Meridian in Tazewell County, Illinois, being described in  
13 detail as follows, using bearings referenced to the  
14 Illinois State Plane coordinate System-West Zone, NAD83  
15 (1997 adjustment):

16 Commencing at the East Quarter corner of Section 26,  
17 Township 26 North, Range 4 West of the Third Principal  
18 Meridian per Document Number 200800007157, thence South 00  
19 degrees 15 minutes 22 seconds East on the east line of the  
20 Southeast Quarter of said Section 26, a distance of 370.103  
21 meters (1,214.25 feet); thence perpendicular to the  
22 previously described course South 89 degrees 44 minutes 38

1 seconds West, 274.604 meters (900.93 feet) to a set iron  
2 pin with cap on the southerly right of way line of FAP  
3 Route 399 (Illinois Route 8) and the northeasterly corner  
4 of Lot 14 in the Fifth Extension of Valley View Subdivision  
5 according to the Plat thereof recorded in Plat Book P on  
6 Pages 429 and 430 in Tazewell County, Illinois and the  
7 Point of Beginning.

8 From said Point of Beginning, thence South 49 degrees 09  
9 minutes 26 seconds West on the northwesterly line of said  
10 Lot 14 and said southerly right of way line, 34.343 meters  
11 (112.67 feet) to a set iron pin with cap at the  
12 northwesterly corner of said Lot 14; thence continuing on  
13 said southerly right of way line, South 57 degrees 31  
14 minutes 11 seconds West, 107.647 meters (353.17 feet) to a  
15 point; thence continuing on said southerly right of way  
16 line, South 63 degrees 27 minutes 28 seconds West, 19.050  
17 meters (62.50 feet) to a point on the west line of the East  
18 half of the Southeast Quarter of said Section 26; thence  
19 North 00 degrees 19 minutes 49 seconds West on said west  
20 line, 8.889 meters (29.16 feet) to a set iron pin with cap  
21 on the proposed southerly right of way line of FAP 399  
22 (Illinois Route 8); thence North 61 degrees 25 minutes 59  
23 seconds East on said line, 63.113 meters (207.06 feet) to a  
24 set iron pin with cap; thence continue on said line, North  
25 54 degrees 56 minutes 57 seconds East, 59.673 meters



1 (195.78 feet) to a set iron pin with cap; thence continue  
2 on said line, North 62 degrees 27 minutes 11 seconds East,  
3 33.387 meters (109.54 feet), to the Point of Beginning.

4 Said tract of land contains 989 square meters, more or less  
5 (10,645 square feet, more or less), or 0.0989 hectares,  
6 more or less, (0.244 acres, more or less,), all of which  
7 falls within existing public road right of way.

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

16 Section 999. Effective date. This Act takes effect upon  
17 becoming law.