

ORDINANCE NO. F-0069

AN ORDINANCE OF THE CITY OF WHEATON, DUPAGE COUNTY, ILLINOIS
EXTINGUISHING CERTAIN REAL ESTATE RIGHTS

WHEREAS, the City of Wheaton, DuPage County, Illinois (the "CITY") is the owner of various parcels of real estate (the "PARCELS") described on Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, certain rights were granted or reserved over portions of the PARCELS for the benefit of other portions of the PARCELS by virtue of various deeds of conveyance; and

WHEREAS, the Mayor and City Council have determined that it is in the best interest of the citizens of the CITY, that the CITY, as owner of all said PARCELS, extinguish said rights so that they are of no further force and effect.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Wheaton, DuPage County, Illinois, as follows:

SECTION 1: That said rights, as more fully described in Exhibits "B", "C", "D" and "E" respectively, attached hereto and incorporated herein by reference, are hereby extinguished.

SECTION 2: That Mayor and City Clerk be and the same are hereby authorized and directed to execute the documents extinguishing said rights, in substantially the form attached hereto as Exhibits "B", "C", "D" and "E" respectively.

SECTION 3: That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

SECTION 4: That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.


Mayor

ATTEST:


Emily M. Genslage
City Clerk

AYES: Councilman Mork; Councilwoman Davenport; Councilman Eckhoff; Councilman Gerig;
Mayor Carr; Councilman Gresk; Councilwoman Johnson.

NAYS: None

ABSENT: None

Motion Carried Unanimously

Passed: October 21, 1996 / Published: October 22, 1996

639

EXHIBIT "A"

ORDINANCE NO. F-0069

THE NORTH 23.63 FEET OF THE SOUTHWEST 1/4 OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, BEING A SUBDIVISION IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 20, 1853 AS DOCUMENT 7256, IN DUPAGE COUNTY, ILLINOIS.

THE NORTH 23.63 FEET OF THE SOUTHEAST 1/4 OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, BEING A SUBDIVISION IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 20, 1853 AS DOCUMENT 7256, IN DUPAGE COUNTY, ILLINOIS.

SUB LOT 3 IN COMMISSIONER'S SUBDIVISION OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS

Ordinance No. F-0069

EXHIBIT "B"

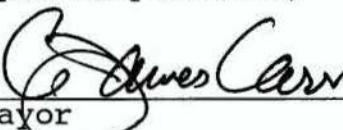
KNOW ALL MEN BY THESE PRESENTS, THAT the City of Wheaton, DuPage County, Illinois, an Illinois municipal corporation, is the owner of the following described real estate:

THE NORTH 23.63 FEET OF THE SOUTHWEST 1/4 OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, BEING A SUBDIVISION IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 20, 1853 AS DOCUMENT 7256, IN DUPAGE COUNTY, ILLINOIS.

and as such owner acknowledges that certain rights were granted or reserved by virtue of a Quit Claim Deed dated April 22, 1974 and recorded on April 23, 1974 as Document R74-18554 in the Recorder's Office of DuPage County, Illinois over portions of the above-described real estate for the benefit of other portions of said real estate and that the City of Wheaton, as the owner of all of said real estate, hereby extinguishes said rights so that they are of no further force and effect.

Witness the hand and seal of the City this 21st day of October, 1996.

CITY OF WHEATON, an Illinois municipal corporation,

By: 
Mayor

ATTEST:

Emily M. Connelley
City Clerk

This instrument prepared by:

Gorski & Good
211 S. Wheaton Avenue
Suite 305
Wheaton, Illinois 60187

STATE OF ILLINOIS)
)
COUNTY OF DUPAGE) SS.

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that C. James Carr, Mayor of the City of Wheaton, and Emily M. Consolazio, City Clerk of said City, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Mayor and City Clerk, respectively appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said City, for the uses and purposed therein set forth; and the City Clerk then and there acknowledged that she, as custodian of the corporate seal of said City, did affix the corporate seal of said City to said instrument, as her own free and voluntary act and as the free and voluntary act of said City, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 21st day of October, 1996.

Janet Q. Christman



Ordinance No. F-0069

EXHIBIT "C"

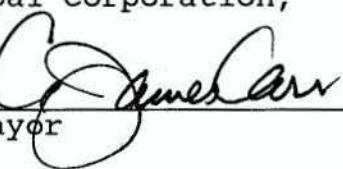
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THE NORTH 23.63 FEET OF THE SOUTHWEST 1/4 OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, BEING A SUBDIVISION IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 20, 1853 AS DOCUMENT 7256, IN DUPAGE COUNTY, ILLINOIS.

and as such owner acknowledges that certain rights were granted or reserved by virtue of a Trustee's Deed dated April 8, 1974 and recorded on May 7, 1974 as Document R74-21525 in the Recorder's Office of DuPage County, Illinois over portions of the above-described real estate for the benefit of other portions of said real estate and that the City of Wheaton, as the owner of all of said real estate, hereby extinguishes said rights so that they are of no further force and effect.

Witness the hand and seal of the City this 21st day of OCTOBER, 1996.

CITY OF WHEATON, an Illinois municipal corporation,

By: 

James Carr
Mayor

ATTEST:

Emily M. Condega
City Clerk

This instrument prepared by:

Gorski & Good
211 S. Wheaton Avenue
Suite 305
Wheaton, Illinois 60187

STATE OF ILLINOIS)
) SS.
COUNTY OF DUPAGE)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that C. James Carr, Mayor of the City of Wheaton, and Emily M. Consolazio, City Clerk of said City, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Mayor and City Clerk, respectively appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said City, for the uses and purposed therein set forth; and the City Clerk then and there acknowledged that she, as custodian of the corporate seal of said City, did affix the corporate seal of said City to said instrument, as her own free and voluntary act and as the free and voluntary act of said City, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 21st day of October, 1996.

Janet Q. Christman



68X

Ordinance No. F-0069

EXHIBIT "D"

KNOW ALL MEN BY THESE PRESENTS, THAT the City of Wheaton, DuPage County, Illinois, an Illinois municipal corporation, is the owner of the following described real estate:

THE NORTH 23.63 FEET OF THE SOUTHEAST 1/4 OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, BEING A SUBDIVISION IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED JUNE 20, 1853 AS DOCUMENT 7256, IN DUPAGE COUNTY, ILLINOIS.

and as such owner acknowledges that certain rights were granted or reserved by virtue of a Trustee's Deed dated May 8, 1974 and recorded on May 21, 1974 as Document R74-24382 in the Recorder's Office of DuPage County, Illinois over portions of the above-described real estate for the benefit of other portions of said real estate and that the City of Wheaton, as the owner of all of said real estate, hereby extinguishes said rights so that they are of no further force and effect.

Witness the hand and seal of the City this 21st day of OCTOBER, 1996.

CITY OF WHEATON, an Illinois municipal corporation,

By: James Carr
Mayor

ATTEST:

Emily M. Cenadenza
City Clerk

This instrument prepared by:

Gorski & Good
211 S. Wheaton Avenue
Suite 305
Wheaton, Illinois 60187

STATE OF ILLINOIS)
) SS.
COUNTY OF DUPAGE)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that C. James Carr, Mayor of the City of Wheaton, and Emily M. Consolazio, City Clerk of said City, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Mayor and City Clerk, respectively appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said City, for the uses and purposed therein set forth; and the City Clerk then and there acknowledged that she, as custodian of the corporate seal of said City, did affix the corporate seal of said City to said instrument, as her own free and voluntary act and as the free and voluntary act of said City, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 21st day of October, 1996.

Janet Q. Christman



696
Ordinance No. F-0069

EXHIBIT "E"

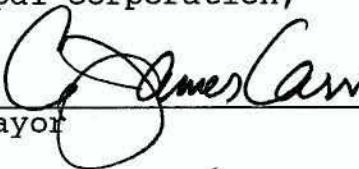
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SUB LOT 3 IN COMMISSIONER'S SUBDIVISION OF LOT 2 IN BLOCK 8 IN THE TOWN OF WHEATON, IN SECTION 16, TOWNSHIP 39 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN DUPAGE COUNTY, ILLINOIS

and as such owner acknowledges that certain rights were granted or reserved by virtue of a Warranty Deed dated October 3, 1906 and recorded on March 2, 1908 as Document 92869 in the Recorder's Office of DuPage County, Illinois over portions of the above-described real estate for the benefit of other portions of said real estate and that the City of Wheaton, as the owner of all of said real estate, hereby extinguishes said rights so that they are of no further force and effect.

Witness the hand and seal of the City this 21st day of OCTOBER, 1996.

CITY OF WHEATON, an Illinois municipal corporation,

By: 

Mayor

ATTEST:

Emily M. Gorski
City Clerk

This instrument prepared by:

Gorski & Good
211 S. Wheaton Avenue
Suite 305
Wheaton, Illinois 60187

STATE OF ILLINOIS)
)
COUNTY OF DUPAGE) SS.

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that C. James Carr, Mayor of the City of Wheaton, and Emily M. Consolazio, City Clerk of said City, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Mayor and City Clerk, respectively appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said City, for the uses and purposed therein set forth; and the City Clerk then and there acknowledged that she, as custodian of the corporate seal of said City, did affix the corporate seal of said City to said instrument, as her own free and voluntary act and as the free and voluntary act of said City, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 21st day of October, 1996.

Janet Q. Christman

