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RESOLUTION R-40-05

**A RESOLUTION APPROVING GRANT OF EASEMENT
(PEDESTRIAN/BICYCLE BRIDGE/UNION PACIFIC RAILROAD)**

WHEREAS, the Wheaton Community Unit School District 200 and the Wheaton Park District have collectively undertaken a project to construct a Pedestrian/Bicycle Pathway and Bridge of the Union Pacific Right-of-Way; and

WHEREAS, property owned by the City of Wheaton is necessary for purposes of the construction of a portion of the Pedestrian/Bicycle Pathway; and

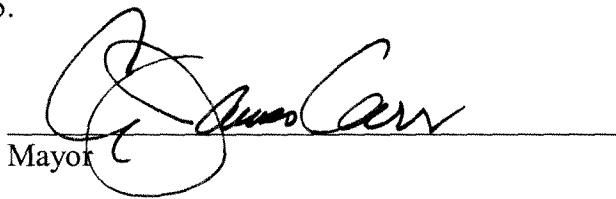
WHEREAS, the Corporate Authorities of the City of Wheaton deem it in the best interest of the public health, safety and welfare to grant an Easement over the Wheaton portion of the pathway for purposes of construction, access, reconstruction, repair and maintenance of the Pathway Structure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, DuPage County, Illinois, that the "Grant of Easement for Construction of, Access to, and Activities Related to the Reconstruction, Repair, and Maintenance of Pathway Structures" including all of its exhibits, which is attached hereto and incorporated herein as fully set forth is approved. The Mayor is hereby authorized to sign and the City Clerk is hereby directed to attest to the Grant of Easement document.

ADOPTED this 6th day of June, 2005.

ATTEST:

Emily M. Donahue
City Clerk



Mayor

Ayes:

Roll Call Vote:
Councilman Mouhelis
Councilman Suess
Councilman Bold
Councilwoman Corry
Councilman Johnson
Mayor Carr
Councilman Levine

Nays:

None

Absent:

None

Motion Carried Unanimously