

VILLAGE OF WARRENSBURG, ILLINOIS

ORDINANCE NO. 759

**AN ORDINANCE AUTHORIZING AND APPROVING
TRANSMISSION EASEMENT WITH AMEREN ILLINOIS**

**ADOPTED BY
THE BOARD OF TRUSTEES OF
THE VILLAGE OF WARRENSBURG**

THIS 1ST DAY OF FEBRUARY, 2021

**Published in pamphlet form by authority of the Board of Trustees of
the Village of Warrensburg, Macon County, Illinois,
this 1ST day of February, 2021**

ORDINANCE NO. 759

**AN ORDINANCE AUTHORIZING AND APPROVING
TRANSMISSION EASEMENT WITH AMEREN ILLINOIS**

WHEREAS, Ameren, Illinois seeks to define the easement along the North Decatur-Latham Overhead Electric Transmission Line in order to provide its customers safe and reliable service; and

WHEREAS, a portion of the easement is on Village property; and

WHEREAS, Ameren Illinois Services is seeking to define the occupied easement area of 0.060 acres and the non-defined easement will become defined and recorded in the Records of the Recorder of Deed's Office of Macon County, Illinois; and

WHEREAS, the proposed easement acreage of 0.036 has a financial compensation of \$500.00; and

WHEREAS, the defined easement of 100 feet will allow Ameren Illinois an easement so that it can prevent trees and vegetation from compromising existing transmission lines; and

WHEREAS, it is in the best interest of the Village of Warrensburg, Illinois and its residents to grant said easement, a copy of which is attached to this ordinance.

NOW, THEREFORE BE IT HEREBY ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WARRENSBURG:

Section 1: THAT the attached Transmission Easement with Ameren Illinois Company d/b/a Ameren Illinois, be and the same is hereby approved.

Section 2: THAT the President of the Board of Trustees and the Village Administrative Clerk be and are hereby authorized to execute the agreement.

Section 3: THAT the Village Administrative Clerk of the Village of Warrensburg shall certify to the adoption of this Ordinance and shall cause it to be published in pamphlet form and this Ordinance shall take effect upon its passage and publication in Pamphlet form on February 1, 2021, as so certified, in the manner, form, and time as provided by the laws of the State of Illinois.


TRUSTEES:

Ray Ewing	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Douglas Fisher	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Leland Hackl	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Kerry Hood	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Nelson E. Lock	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
John Oakley	Aye - <u>X</u>	Nay - ___	Absent - ___	Abstain - ___
Corey Maloney	Aye - ___	Nay - ___	Absent - ___	Abstain - ___

PRESENTED, PASSED and APPROVED this 1st day of February, 2021.

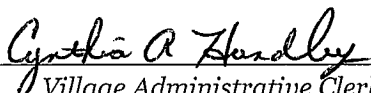
RECORDED this 1st day of February, 2021.

Approved:



President of the Board of Trustees of the
Village of Warrensburg, Illinois

ATTEST:



Village Administrative Clerk of the
Village of Warrensburg, Illinois

This area to be used for recording information only.

Agreement ID: _____
Project ID: _____
Line Name: North Decatur - Latham

TRANSMISSION EASEMENT
(Illinois)

For and in consideration of the sum of Ten and No/100ths Dollars (\$10.00), the receipt and sufficiency of which is hereby acknowledged, and other good and valuable consideration which Grantee promises to pay within ninety (90) days from (i) the Effective Date or (ii) the release of, or subordination to, this Easement by the holders of any liens or encumbrances of record, whichever date is later, Village of Warrensburg, Illinois, its successors and assigns; hereinafter referred to as Grantor, whether one or more and whether an individual, individuals, or a corporation does hereby grant, bargain, sell, warrant, convey, and confirm unto AMEREN ILLINOIS COMPANY D/B/A AMEREN ILLINOIS, its successors and assigns, hereinafter referred to as Grantee, a perpetual Easement, with the right, privilege, and authority of Grantee, its agents, contractors, and subcontractors, to survey, stake, construct, reconstruct, erect, place, keep, operate, maintain, repair, inspect, patrol, renew, add to the number of and relocate at will, at any time, and from time to time, a line or lines consisting of towers, poles, conduits, and appurtenances, crossarms, wires, cables, transformers, anchors, guy wires, foundations, footings, and any other necessary fixtures, equipment, and appurtenances for the purpose of transmitting electric energy or other power, and for telecommunications, in, on, upon, along, over, through, across, and under the following-described lands situated in Macon County, Illinois:

08-06-10-400-022

The location or footprint of said Easement being more particularly and legally described and depicted on Exhibit "A" attached hereto and made a part hereof (the "Easement Area").

Together with the perpetual right, permission, privilege, and authority in Grantee, its agents, contractors, and subcontractors to: Trim, cut, clear, or remove, at any time and by any means, within or on either side of the Easement Area or the premises of the Grantor adjoining the same, any trees, brush, and obstructions which, in the judgment of Grantee, may endanger the safety of or interfere with Grantee's exercise of the rights herein conveyed; to use reasonable working space adjacent to said Easement Area during construction, reconstruction, operation, maintenance, repair, renewal, or removal of Grantee's facilities; to remove, at Grantee's option at any time, any or all of Grantee's facilities erected in, on, upon, over, and under the herein described Easement Area; and the right of ingress and egress to, from, and over the herein described Easement Area and any of the adjoining lands of the Grantor at any and all times for doing anything necessary or convenient in the exercise of the rights herein conveyed or to access Easements on adjoining parcels.

The Grantor agrees that it will not erect any building or structure or create or permit any hazard or obstruction of any kind or character which, in the judgment of Grantee, will interfere with Grantee's exercise of the rights herein conveyed.

The Grantor warrants and covenants unto Grantee that, subject to liens and encumbrances of record at the date of this Easement, it is the owner of the above-described land and has the full right and authority to grant this Easement, and that Grantee may quietly enjoy the premises for the uses set forth above.

The Grantee shall be responsible for actual damages occurring to the Easement Area or other premises of the Grantor as a result of Grantee's exercise of the rights herein conveyed (except the trimming, cutting, clearance, or removal of trees, brush, and other obstructions) and shall, in Grantee's sole discretion, either repair and restore or reimburse the owner thereof for such loss or damages.

This Easement shall be governed by the laws of the State of Illinois.

TO HAVE AND TO HOLD the Easement aforesaid, with all and singular the rights, privileges, appurtenances, and immunities thereto belonging or in anywise appertaining unto said Grantee, its successors, assigns, agents, contractors, and subcontractors, forever.

This Easement conveyance shall run with the land and shall be binding upon the parties hereto, their heirs, successors, executors, administrators, and assigns.

The Grantor hereby releases and waives all rights under and by virtue of the Homestead Exemption Laws of the State of Illinois.

IN WITNESS WHEREOF, the said Grantor has hereunto caused this Easement to be signed this _____ day of

_____, 20_____.

By: _____

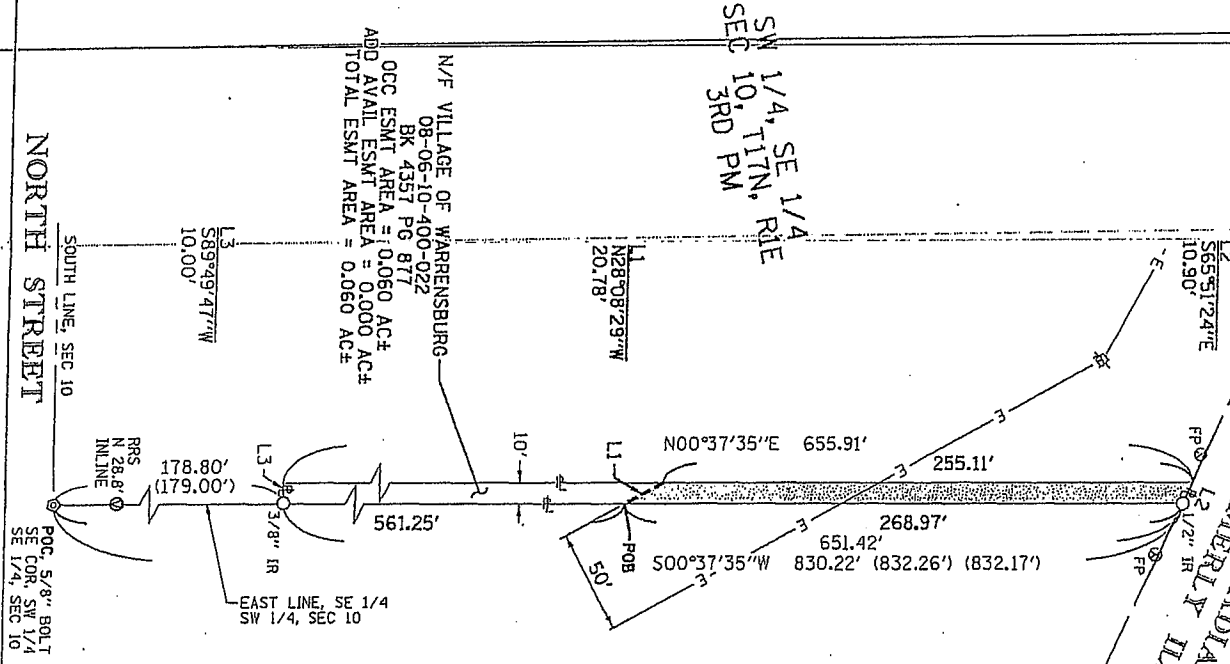
Signature

Name: Village of Warrensburg, Illinois

Title: _____

"EXHIBIT A"

CANADIAN NATIONAL RAILROAD
 FORMERLY ILLINOIS CENTRAL RAILROAD
 (FORMERLY ILLINOIS NATIONAL RAILROAD)
 SOUTHERLY RAILROAD
 RIGHT-OF-WAY LINE



- NOTES:
1. BEARINGS SHOWN HEREON ARE BASED ON THE ILLINOIS STATE PLANE COORDINATE SYSTEM, EAST ZONE (NAD 83-2011-EPOCH 2010.0)
 2. FIELD WORK COMPLETED APRIL OF 2020.
 3. THIS EXHIBIT DOES NOT CONTAIN COMPLETE INFORMATION REGARDING EASEMENTS, RESERVATIONS, RESTRICTIONS, RIGHTS OF WAY, BUILDING LINES, ENCROACHMENTS, OR OTHER ENCUMBRANCES. FOR COMPLETE INFORMATION, A TITLE OPINION OR COMMITMENT FOR TITLE INSURANCE SHOULD BE OBTAINED.
 4. THIS EXHIBIT DOES NOT MEET THE ILLINOIS MINIMUM STANDARDS FOR BOUNDARY SURVEYS WITH RESPECT TO THE REMAINDER OF THE PARENT PARCEL. THE DIMENSIONS THAT ARE SHOWN FOR THE REMAINDER OF THE PARENT PARCEL ARE TO BE USED FOR INFORMATIONAL PURPOSES ONLY.

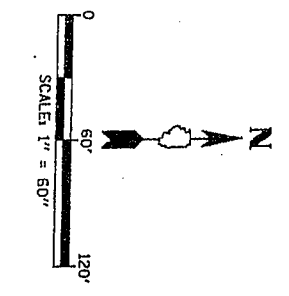


EASEMENT LEGAL DESCRIPTION:

PART OF THE EAST 10 FEET OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 17 NORTH, RANGE 1 EAST OF THE THIRD PRINCIPAL MERIDIAN, MACON COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

COMMENCING AT A 5/8-INCH BOLT MARKING THE SOUTHEAST CORNER OF SAID QUARTER-QUARTER, THENCE NORTH 00 DEGREES 37 MINUTES 35 SECONDS EAST ON THE EAST LINE OF SAID QUARTER-QUARTER, 561.25 FEET TO THE POINT OF BEGINNING.

FROM SAID POINT OF BEGINNING, THENCE NORTH 28 DEGREES 08 MINUTES 29 SECONDS WEST, 20.78 FEET TO THE WEST LINE OF SAID TRACT, THENCE NORTH 00 DEGREES 37 MINUTES 35 SECONDS EAST ON SAID WEST LINE, 255.11 FEET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF THE CANADIAN NATIONAL RAILROAD FORMERLY ILLINOIS CENTRAL RAILROAD, THENCE SOUTH 85 DEGREES 51 MINUTES 24 SECONDS EAST ON SAID SOUTHERLY RAILROAD RIGHT-OF-WAY, 10.90 FEET TO THE EAST LINE OF SAID QUARTER-QUARTER, THENCE SOUTH 00 DEGREES 37 MINUTES 35 SECONDS WEST ON SAID EAST LINE, 268.97 FEET TO SAID PARCEL CONTAINS 0.060 ACRES, MORE OR LESS, OF WHICH 0.060 ACRES, MORE OR LESS, HAS BEEN PREVIOUSLY OCCUPIED FOR EASEMENT PURPOSES.



LEGEND

	PARCEL LINE
	RIGHT OF WAY LINE
	SECTION LINE
	TRANSMISSION LINE
	PROPOSED EASEMENT LINE
	TRANSMISSION LINE STRUCTURE
	IRON ROD FOUND
	BOLT FOUND
	RAILROAD SPIKE FOUND
	FENCE POST
	RECORD/DEED DIMENSION
	POINT OF COMMENCEMENT
	OCCUPIED EASEMENT AREA
	PER BR 797 PG 497

AMEREN ILLINOIS
 LATHAM - N DECATUR (LINE 1350)
 TAX ID NO. 08-06-10-400-022
 MACON COUNTY, ILLINOIS

Volkert
 1500 EASTPORT PLAZA DRIVE
 SUITE 200
 COLLINSVILLE, IL 62234
 618.345.9918
 IL DESIGN FIRM # 184.004021

6/26/2020
 ILLINOIS PROFESSIONAL LAND SURVEYOR
 LICENSE EXPIRES 11/30/2020

ALL PURPOSE ACKNOWLEDGMENT

STATE OF _____

COUNTY OF _____

} ss

On this _____ day of _____, 20____, before me, the undersigned, a Notary Public in and for said State, personally appeared (print or type names):

to me known to be the person described in and who executed the foregoing instrument and acknowledged that he/she/they executed the same as his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Capacity Claimed By Signator(s)			
<input type="checkbox"/> Individual(s)	<input type="checkbox"/> Corporate	<input type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Partner(s)
<input type="checkbox"/> Trustee(s)	<input type="checkbox"/> Title(s) of Officer(s):	<input type="checkbox"/> Member(s)/Manager(s):	<input type="checkbox"/> Limited Partnership
<input type="checkbox"/> Executor(s)	_____	_____	<input type="checkbox"/> General Partnership
<input type="checkbox"/> Administrator(s)	_____	_____	<input type="checkbox"/> Other (Specify Below):
<input type="checkbox"/> Attorney-In-Fact	_____	_____	_____
<input type="checkbox"/> Conservator(s)	_____	_____	_____
<input type="checkbox"/> Guardian(s)	_____	_____	_____

My Commission Expires

Notary Public

Prepared by: Volkert, Inc. - Morgan Hobbs
1500 Eastport Plaza Dr., Suite 200
Collinsville, IL 62234

Return to: Volkert, Inc. - Teresa McClure
1500 Eastport Plaza Dr., Suite 200
Collinsville, IL 62234

**Receipt, Closing
Statement, and
Designation of Funds**



Owner Village of Warrensburg, Illinois
 County Macon
 Parcel No. 08-06-10-400-022

We order and direct the payment from Ameren Illinois for an Easement consisting of 0.036 acres located in Macon County, Illinois, as right of way for Ameren, for the total sum of _____ Dollars

(\$ _____) to be distributed as follows:

Party and Interest	S.S.N. or E.I.N.	Amount
_____	_____	_____
_____	_____	_____
_____	_____	_____

_____ Signature	_____ Signature
_____ Print Name	_____ Print Name
_____ Signature	_____ Signature
_____ Print Name	_____ Print Name

Date: _____

Possession and transfer of easement to Ameren Illinois occurs when Grantee delivers a payment to Grantor, in person or by mail, in the amount of the above stated consideration, unless provided herein. This Receipt, Closing Statement, Designation of Funds and conveyance documents are the entire and exclusive agreement between the parties and supersede any written or oral understanding, promise or agreement, directly or indirectly related to the purchase of the easement. The parties agree that any changes to this Receipt may only be made in writing and signed by the parties.

Receipt and Designation of the Funds, executed by these Grantors, is acknowledged.

_____ Date _____ Negotiator for Ameren Illinois Company

If you have any questions or need additional information, please feel free to call Volkert, Inc. at 618.345.8918

Easement Amount	\$ _____
Damages Amount	\$ _____
Total	\$ _____
Detailed Damages Description	_____



Owner Village of Warrensburg, Illinois

County Macon

Parcel No. 08-06-10-400-022

Structure Num. 528 - 529

Address _____

Phone _____

Email _____

Please check all that apply

- Animals On Property _____ Locked Gate
- Endangered Species Present _____
- Fence Sprinkler System
- Septic System within the easement area
- Drain Tile _____
- Outbuilding NEAR or ON easement right of way. Type: _____
- Call number listed for accessing property: _____
- During hunting season please contact for safety. Hunting time frame: _____
- Specific clearing request: _____

*If no specific request is indicated, all vegetation within the easement area will be cut.

ROW Access request (Preferred route): _____

Other - please describe below

Signature

Signature

Print

Print

Date: _____

Special Conditions, executed by these Grantors, is acknowledged.

Date

Negotiator for Ameren Illinois Company

If you have any questions or need additional information, please feel free to call Volkert, Inc. at 618.345.8918

Trees on Property _____

Ameren Approval _____

~~Easement No. 50:02 Line Name Number: North Decatur - Latham - 1350~~



Disbursement Request Form

Supplier Name: _____

Address: _____

City: _____ State: _____ Zip: _____

Is this transaction 1099 Reportable? Yes No

Indicate taxable category: N/A 1099S - Proceeds from RE Transaction
 MISC 1 - Rent MISC 3 - Other Income

Description of Payment to Appear on Remittance Advice: Easement Payment

Description of Payment for Auditing Purposes:

REMS _____

Vegetation Reclamation Easement Payment for North Decatur - Latham - 1350

Accounting String

Amount	Corp	U	BD	Maj	Min	Fmc	Rmc	T	Proj	Pr	Actv	Rt
\$	AIC	1	ZT	350	305	91H	91H	0	J0QDQ	01	LRRE	BP

Route for Approval To: _____

Pay Number of Days after approval: 1 Day 5 Days

Special Delivery Instructions: _____

1099-S Real Estate Transaction

Easement of Purchase Damages Option Clearing

Date Granted _____

Legal Description (one or the other of these)

USS _____ SEC 10 Township 17N Range 1E County Macon State IL

Legal Address 08-06-10-400-022

Print Negotiator Name

Easement: 50.02

STATE OF ILLINOIS)
) SS
COUNTY OF MACON)

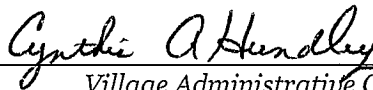
CERTIFICATE

I, CYNTHIA A. HUNDLEY, certify that I am the duly appointed Village Administrative Clerk of the Village of Warrensburg, Macon County, Illinois.

I further certify that on the 1st day of February, 2021, the President and Board of Trustees of the Village of Warrensburg passed and approved Ordinance No. 759, entitled "AN ORDINANCE AUTHORIZING AND APPROVING TRANSMISSION EASEMENT WITH AMEREN ILLINOIS", which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 759, including Ordinance and cover sheet thereof was prepared, a copy of such Ordinance was posted in the Warrensburg Village Hall, the Barclay Public Library, and Warrensburg Post Office, commencing February 2, 2021, and continuing for at least 10 days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Administrative Clerk.

DATED at Warrensburg, Illinois this 2nd day of February, 2021.



Village Administrative Clerk of the
Village of Warrensburg, Illinois