

AN ORDINANCE APPROVING AN EASEMENT

BE IT ORDAINED BY THE SOUTH SANGAMON WATER COMMISSION, AS FOLLOWS:

SECTION 1: That certain Easement in favor of Joseph Greene, a copy of which is attached hereto, is hereby approved.

SECTION 2: The Chairman of the Commission is authorized and directed to execute said Easement on behalf of the Commission, and the proper officers of the Commission are authorized and directed to carry out the agreement by its terms.

SECTION 3: This Ordinance is effective immediately.

PASSED this 17<sup>th</sup> day of may, 2011.

Del McErd  
CHAIRMAN

ATTEST:

Laura VanBroyen  
Village Clerk

AYES: McErd Puffer Hall

NAYS: none

PASSED: 5/17/11

APPROVED: 5/17/11

ABSENT: none

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*This space for Recorder of Deeds*

**EASEMENT**

The **South Sangamon Water Commission**, an Illinois public and municipal corporation, (“Grantor”) for good and valuable consideration, hereby grants to **Joseph L. Greene** (“Grantee”) an easement across the property legally described in Exhibit A hereto (the “Property”), with the right to use the Property for recreation, including but not limited to four wheeler activities and hunting, during the life of Grantee, subject to the following conditions:

- a. Grantor shall not be liable to Grantee for any injuries to Grantee’s person or property arising from the condition of the Property.
- b. Grantee may engage in recreational activities on the Property with up to two family members (limited to spouse and son) and shall indemnify and hold harmless Grantor from any injury to person or property of such family members caused by the condition of the Property. Grantee and such family members shall use the Property at their own risk.
- c. Grantee shall not violate the terms of any conservation easement or cause damage or harm to any well sites, structures or equipment belonging to or controlled by Grantor.
- d. The term of this easement is limited to Grantee’s natural life.

Dated this 17<sup>th</sup> day of May, 2011.

SOUTH SANGAMON WATER COMMISSION,  
Grantor,

By: Del McCord  
Its Chairman

STATE OF ILLINOIS                    )  
  ) SS.  
COUNTY OF SANGAMON            )

I, \_\_\_\_\_, a Notary Public in and for said County and State aforesaid, do hereby certify that DEL McCORD, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Notary Public

*I certify that this transaction is exempt from taxation pursuant to Section 31-45 (e) of the Real Estate Transfer Tax Law, 35 ILCS 200/31-1 et. seq., as a conveyance for less than \$100.00 actual consideration.*

\_\_\_\_\_  
John M. Myers, attorney for Grantor

## Exhibit A

### **Parcel 1:**

The Northeast quarter of the northeast quarter, and the east 7.5 acres of the northwest quarter of the northeast quarter, of Section 12, Township 15 North, Range 4 West of the Third Principal Meridian, all in Rochester Township, Sangamon County, IL.

### **Parcel 2:**

The southeast quarter of the northeast quarter, and the east 7.5 acres of the southwest quarter of the northeast quarter, of Section 12, Township 15 North, Range 4 West of the Third Principal Meridian, all in Rochester Township, Sangamon County, IL.

### **Parcel 3:**

The West Half of the South Half of the Northwest Fractional Quarter of Section Seven (7), Township Fifteen (15) North, Range Three (3) West of the Third Principal Meridian. Situated in Sangamon County, Illinois.

Prepared By / Return To:

John M. Myers  
Rabin & Myers, P.C.  
1300 South Eighth Street  
Springfield, IL 62703  
217.544.5003

**ORDINANCE CERTIFICATE**

STATE OF ILLINOIS                    )  
  ) SS  
COUNTY OF SANGAMON                )

I, the undersigned, do hereby certify that I am the duly qualified and acting Clerk of the South Sangamon Water Commission.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 11- 06, adopted by the Commission on the 17<sup>th</sup> day of May, 2011, said Ordinance being entitled:

**AN ORDINANCE APPROVING AN EASEMENT**

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Commission, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Commission this 17<sup>th</sup> day of May, 2011.

Leera VanDrogen  
Clerk