



Owner: Forest Preserve District of
Kane County, a municipal
corporation
Owner 1996 S. kirk Rd. Ste. 320
Address: Geneva, IL 60134
Route: IL 31
Section: over ditch s/o Fargo Blvd
County: Kane
Job No.: R-91-002-20
Parcel No.: 10220003 PE & TE
P.I.N. No.: 12-10-476-003

PERMANENT EASEMENT
(Forest Preserve District)

THIS INDENTURE witnesseth that the Grantor, the Forest Preserve District of Kane County (the "State"), by its President and Secretary and pursuant to the authority given them by the Board of Commissioners of the Grantor, for and in consideration of the benefits resulting from the construction and maintenance of the highway referred to herein, hereby grants to the Grantee, the People of the State of Illinois, Department of Transportation, a permanent highway easement for the purposes of a highway right of way over the property described in the attached legal description and designated Parcel 10220003 PE & TE on Job Number R-91-002-20.

To the extent it is consistent with and expressly reflected in plans submitted to the Grantor by The State of Illinois, Department of Transportation, the Grantor further grants the right to permit others to use or operate, install, maintain, alter, repair, replace, renew, improve and remove other facilities and structures, including but not limited to, underground communication lines, fiber optics, wire, or other means of electricity, voice data, video, digitized information, pipes and conduits, upon and beneath the surface of said premises, and overhead wires, cables, and poles or other structures for the support of such facilities and structures. The Grantor by granting this permanent easement to the State of Illinois, Department of Transportation, shall retain all rights of use of this land for Grantor's purposes to the extent such uses shall not interfere with its use for public highway purposes and the rights of use granted the State of Illinois Department of Transportation herewith.

The Grantor, without limiting the interest above granted and conveyed, does hereby acknowledge that upon payment of the agreed consideration, all claims arising out of the above acquisition have been settled, including any diminution in value to any remaining property of the Grantor caused by the opening, improving and using the above-described premises for highway purposes. This acknowledgment does not waive any claim for trespass or negligence against the Grantee or Grantee's agents, which may cause damage to the Grantor's remaining property.

This permanent easement is made, executed and delivered in pursuance of a resolution duly adopted at a meeting of the Board of Commissioners of the said corporation held on the _____ day of _____, 20____.

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its President, and attested by its Secretary, this _____ day of _____, 20_____.

Forest Preserve District of Kane County

By: _____
Signature

Print Name and Title

ATTEST:

By: _____
Signature

Print Name and Title

State of _____)
County of _____)
ss)

I, _____, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that _____ and _____, personally known to me to be the President and the Secretary of the Forest Preserve District of Kane County (the "State"), and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Secretary of the Forest Preserve District of Kane County, and caused their seal to be affixed thereto, pursuant to authority, given by the Board of Commissioners of the Forest Preserve District of Kane County, as their free and voluntary act, and as the free and voluntary act and deed of the Forest Preserve District of Kane County, for the uses and purposes therein and set forth.

Given under my hand and seal this _____ day of _____, 20____.

(SEAL)

Notary Public

My Commission Expires: _____

Exempt under 35 ILCS 200/31-45(b), Real Estate Transfer Tax Law.

Date

Buyer, Seller or Representative

This instrument was prepared by Grantee and after recording, mail this instrument to Grantee at:

Grantee:

Illinois Department of Transportation
Bureau of Land Acquisition, Attn: David Howorth
201 Center Court, Schaumburg, IL 60196-1096

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TEMPORARY CONSTRUCTION EASEMENT
(Forest Preserve District)

THIS INDENTURE WITNESSETH, that the Grantor, the Forest Preserve District of Kane County, by its President and Secretary and pursuant to authority given them by the Board of Commissioners of the Forest Preserve District of Kane County, for and in consideration of the benefits resulting from the construction and maintenance of the highway referred to herein, hereby grants to the People of the State of Illinois, Department of Transportation, a temporary highway easement for roadway construction over the property described in the attached legal description and designated Parcel 10220003 PE & TE on Job No. R-91-002-20. This easement shall be in effect for Five (5) years from the date of execution or completion of construction operations, whichever comes first. All area will be left in a neat and presentable condition.

This temporary easement is made, executed, and delivered in pursuance of Resolution No. _____ duly adopted at a meeting of the Board of Commissioners of the said corporation held on the _____ day of _____, 20____.

Grantor, without limiting the interest above granted and conveyed, acknowledges that upon payment of the agreed consideration, all claims arising out of the above acquisition have been settled, including without limitation, any diminution in value to any remaining property of the Grantor caused by the opening, improving and using the premises for highway purposes. This acknowledgment does not waive any claim for trespass or negligence against the Grantee or Grantee's agents which may cause damage to the Grantor's remaining property.

IN WITNESS WHEREOF, said Grantor has caused its corporate seal to be hereto affixed, and has caused its name to be signed to these presents by its President, and attested by its Secretary, this _____ day of _____, 20____.

Forest Preserve District of Kane County

By: _____
Signature

Signature

Print Name and Title

ATTEST:

By: _____
Signature

Print Name and Title

State of _____)
County of _____)
) ss

I, _____, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that _____ and _____ – personally known to me to be the President and the Secretary of the Forest Preserve District of Kane County, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Secretary, and caused their seal to be affixed thereto, pursuant to authority, given by the Board of Commissioners of the Forest Preserve District of Kane County, for the uses and purposes therein and set forth.

Given under my hand and seal this _____ day of _____, 20____.

(SEAL)

Notary Public

My Commission Expires:

Exempt under 35 ILCS 200/31-45(b), Real Estate Transfer Tax Law.

Date

Buyer, Seller or Representative

This instrument was prepared by Grantee and after recording, mail this instrument to Grantee at:

Grantee:

Illinois Department of Transportation
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