

## LETTER OF UNDERSTANDING

The STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called the STATE, is desirous in the improvement of culvert replacement at IL 31 over ditch 0.05 miles south of Fargo Boulevard including bus pads, sidewalk improvements, ADA curb ramps, and the addition of a midblock crossing between IL 31 and Fargo Boulevard. The FOREST PRESERVE DISTRICT OF KANE COUNTY (FPDKC), hereinafter called the DISTRICT, is desirous in improving an existing DISTRICT culvert that lies beneath an existing limestone wall that extends from a junction chamber on the east side of IL 31 under the parkway to inside Fabyan Villa Forest Preserve and requested the STATE replace the DISTRICT culvert to meet the drainage needs, minimize erosion, and to address the condition of the failing masonry wall on top of the culvert in the said project to be known as State Contract No.: 62W97, State Section: 2024-978-C, State Job Number C-91-270-24.

The scope of work consists of culvert removal and replacement. The existing 4' masonry arch culvert will be replaced with a 5'x4' box culvert approximately 92' in length. To accommodate the proposed improvements, the existing limestone wall must be removed and replaced completely between the cast-in-place pilasters. A minimum of 1 cast-in-place pilaster must be removed and replaced. The replaced wall will match the existing limestone wall to the extent possible and in accordance with its historic features . The rebuilt section of the stone wall will reuse the existing limestone blocks to the maximum extent practicable. Any necessary replacement blocks that may be required must be submitted to the State Historic Preservation Officer for approval. There will also be some improvements to the storm sewers, manholes, and catch basin within the project limits. A PR-7 rip-rap apron is also proposed at the downstream end of the culvert and all other work necessary to complete the improvements in accordance with the approved plans and specifications. The Department will be acquiring approximately 0.232 acres of permanent easement and 0.0446 acres of temporary easement for the proposed drainage work, grading work, removal and

replacement of the existing culvert, construction access, and future maintenance access to the culvert. .

WHEREAS, the STATE has agreed to include said work in the contract.

NOW, THEREFORE, in order that the STATE and the DISTRICT may benefit by this proposed improvement, we are requesting concurrence with the following:

**The STATE agrees:**

1. To make the surveys, obtain all necessary rights of way, prepare plans and specifications, receive bids and award the contract, require the easement to be flagged prior to mobilization, furnish engineering inspection during construction and cause the improvement to be built in accordance with the approved plans, specifications, and contract.
2. To cause Private utilities to be relocated at no expense to the STATE.
3. The STATE has agreed to replace the DISTRICT's culvert to improve drainage and reduce erosion on their property and to address the condition of the failing masonry wall on top of the culvert at 100% STATE cost.
4. Upon completion of the improvement and final field inspection and acceptance by the STATE and DISTRICT, and so long as IL 31 is used as a STATE highway, the STATE shall be responsible for all pavement and drainage systems on IL 31 including the culvert 0.05 miles south of Fargo Boulevard, and the maintenance, preservation, repair and replacement as necessary, of the culvert.
5. As a condition of the permanent easement the State agrees to assist the DISTRICT in the future for culvert maintenance or inspection, including any blockage of the District's culvert section that may occur.

**The DISTRICT Agrees:**

6. To maintain those portions of the improvement which are not maintained by the STATE, including the long-term responsibility for the administration, control, reconstruction, and maintenance of the DISTRICT culvert section that extends from a junction chamber on

the east side of IL 31 under the parkway to inside Fabyan Villa Forest Preserve and masonry limestone wall.

7. At no cost to the STATE, the DISTRICT will donate easements needed for the project and waive any and all fees associated with the proposed improvements.
8. To review the STATE's contract plans and sign the plan approval page which is part of this document or provide the STATE with a letter, approving the plans and specifications as prepared. The final plans and specifications have previously been sent to the DISTRICT, together with a request for approval

Approval of this Letter of Understanding shall be considered as concurrence with and acceptance of all terms contained herein and shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

FOREST PRESERVE DISTRICT OF KANE COUNTY

By: \_\_\_\_\_  
Signature

By: \_\_\_\_\_  
Print or Type

Title: \_\_\_\_\_

Date: \_\_\_\_\_

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

By: \_\_\_\_\_  
Jose Rios, P.E.  
Regional Engineer

Date: \_\_\_\_\_

State Job No.: C-91-270-24  
Agreement Number: LU-126-012

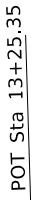
## PLAN APPROVAL

WHEREAS, in order to facilitate the improvement of FAU 3887, IL 31 over ditch, 0.05 miles South of Fargo Boulevard, State Contract No.: 62W97, State Section: 2024-978-C, State Job No.: C-91-270-24, the DISTRICT agrees to that portion of the plans and specifications relative to the DISTRICT's maintenance obligations described herein.

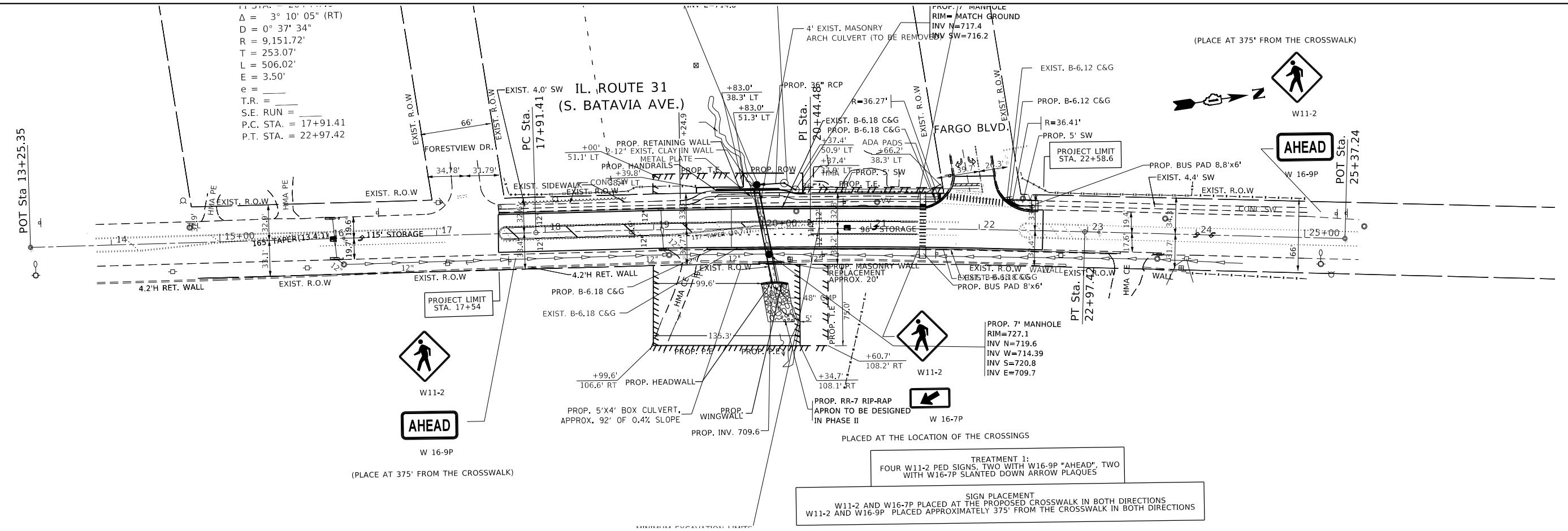
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Title \_\_\_\_\_

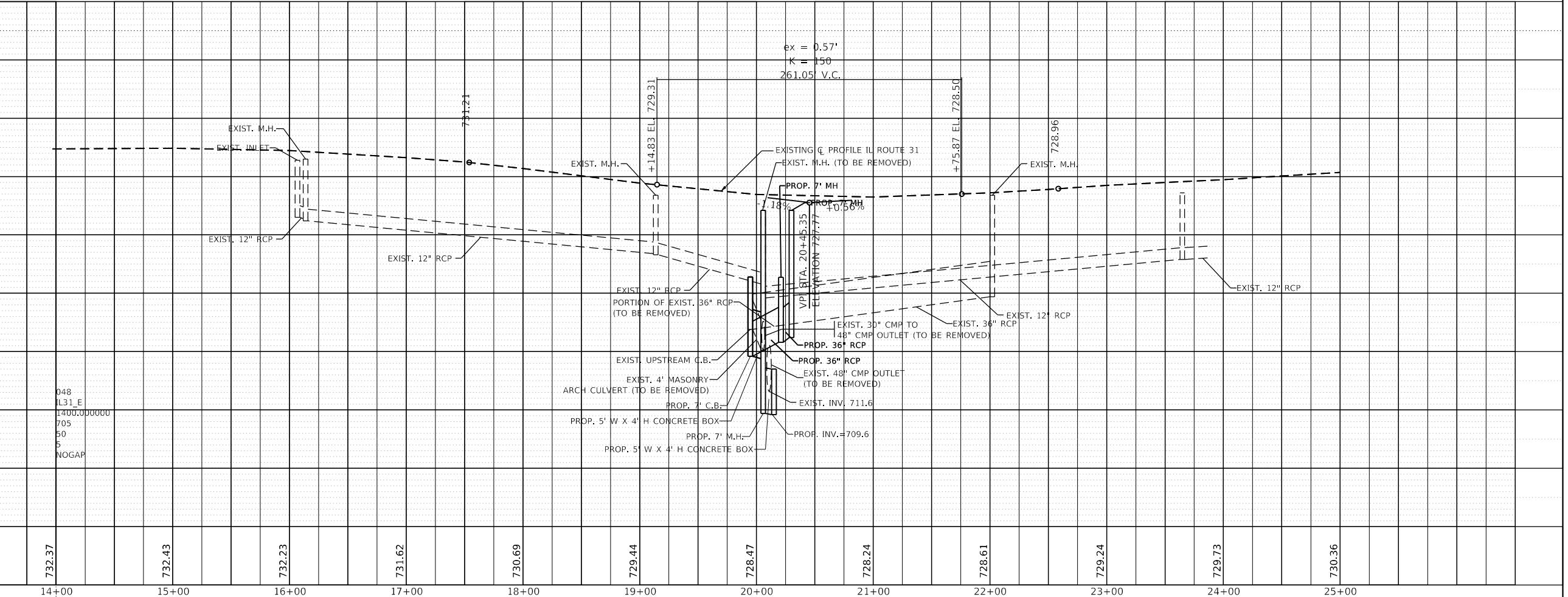
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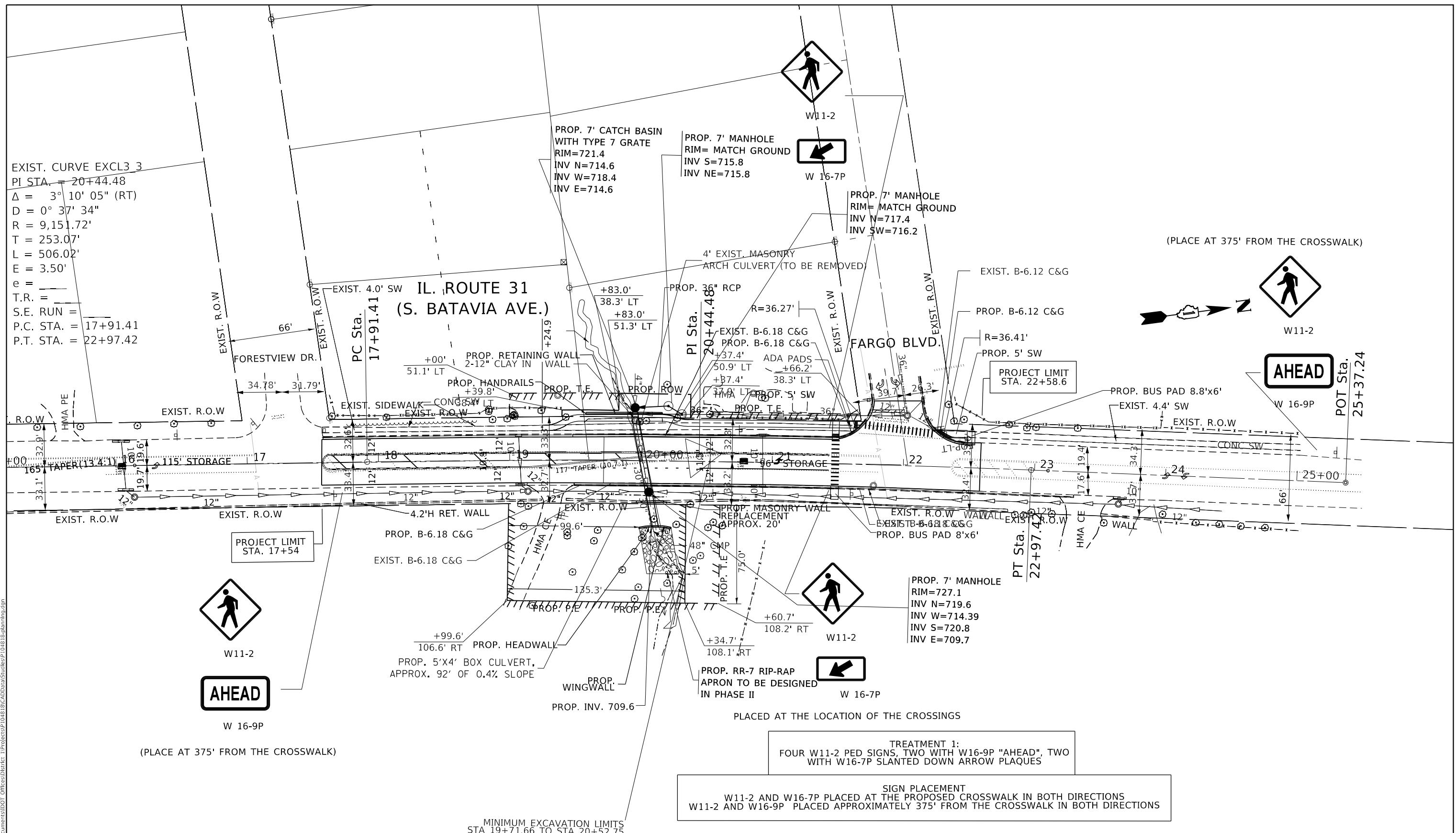
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**STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION**

**IL ROUTE 31 (BATAVIA AVE.) 0.5 MI. S. OF FARGO BLVD.  
EXISTING AND PROPOSED PLAN AND PROFILE**

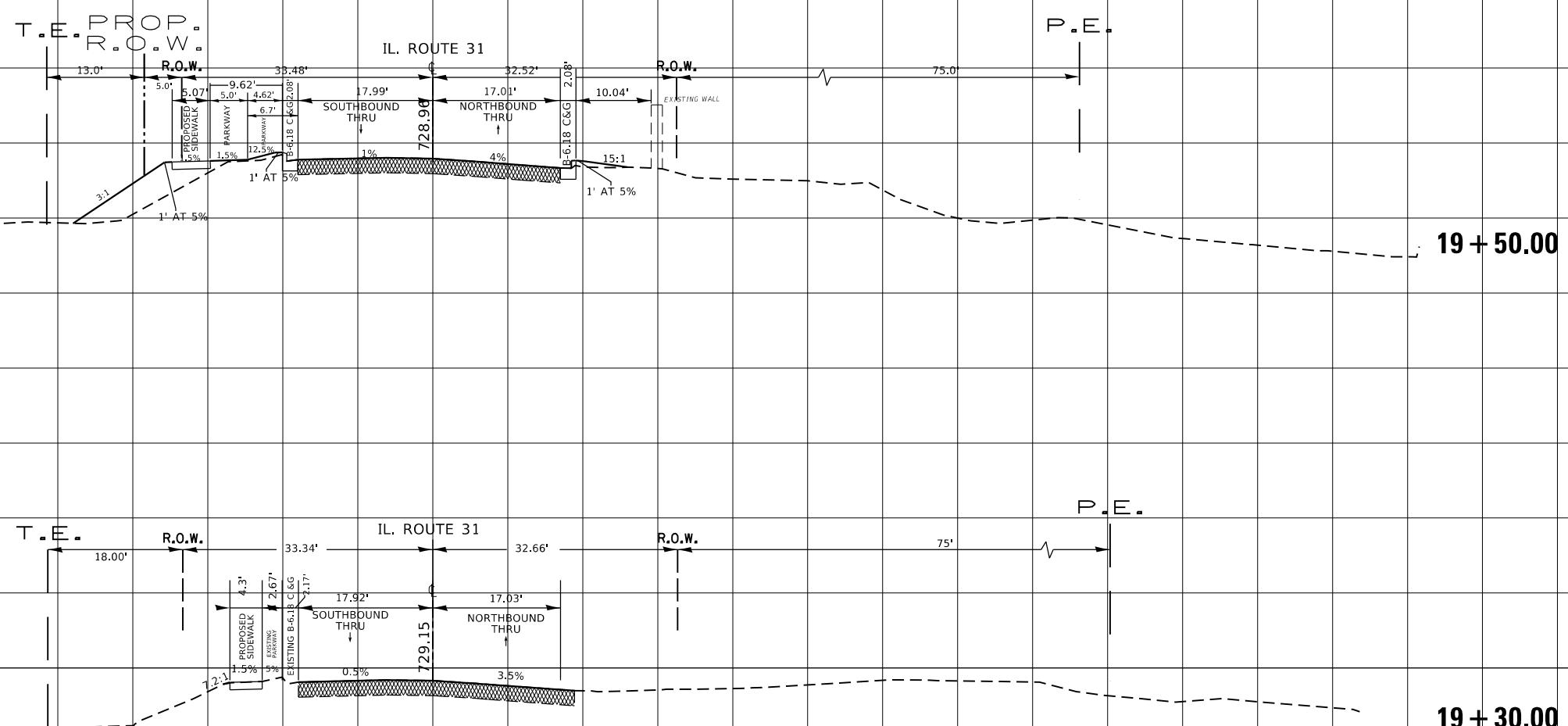
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CONTRACT NO.				
	ILLINOIS	FED. AID PROJECT		



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STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

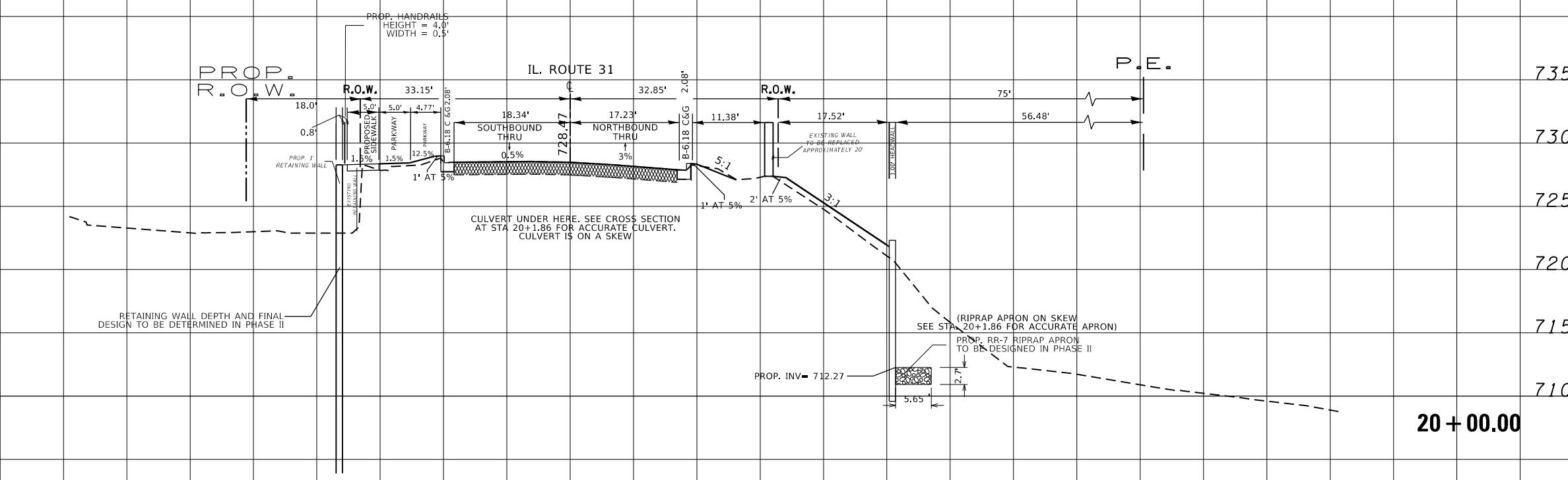
CROSS SECTIONS  
IL. ROUTE 31 OVER DITCH (0.05 MI SO FARGO BLVD.)

SCALE: SHEET OF SHEETS STA. 19+30.00 TO STA. 19+50.00

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				CONTRACT NO.
				ILLINOIS FED. AID PROJECT

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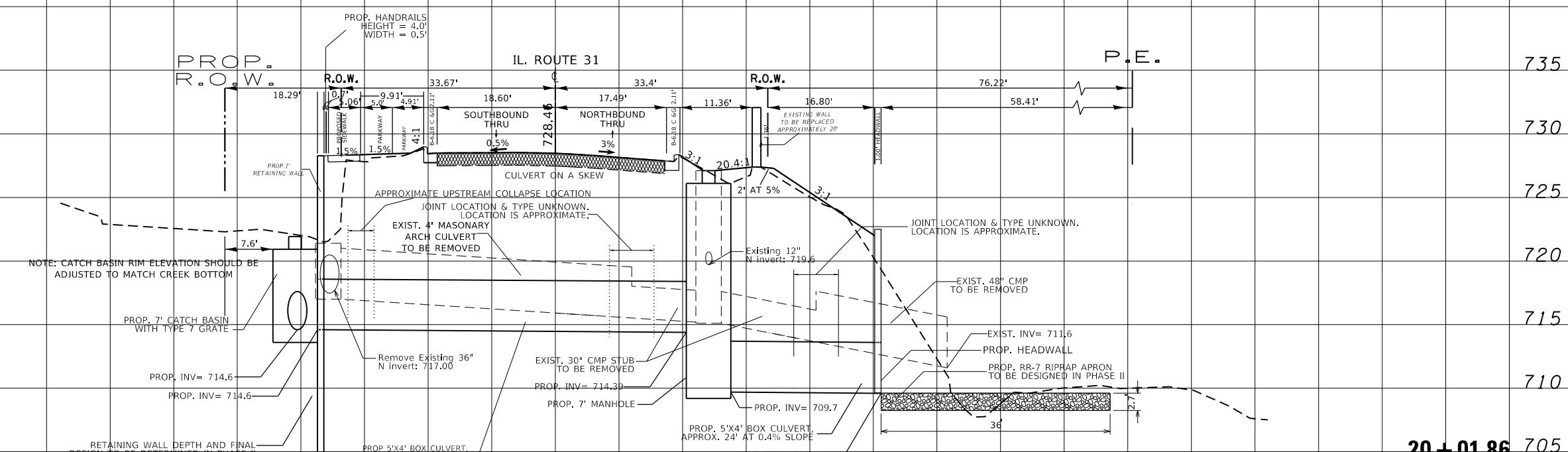
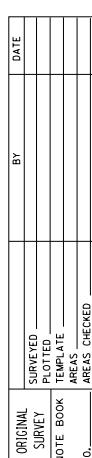
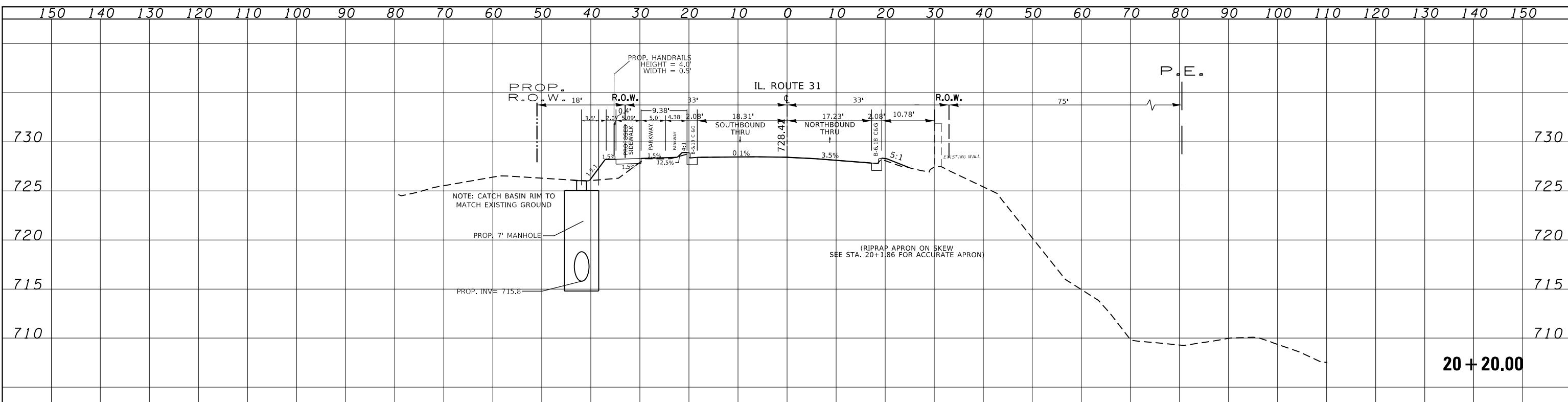
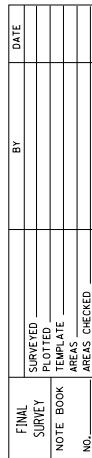
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STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

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## CROSS SECTIONS

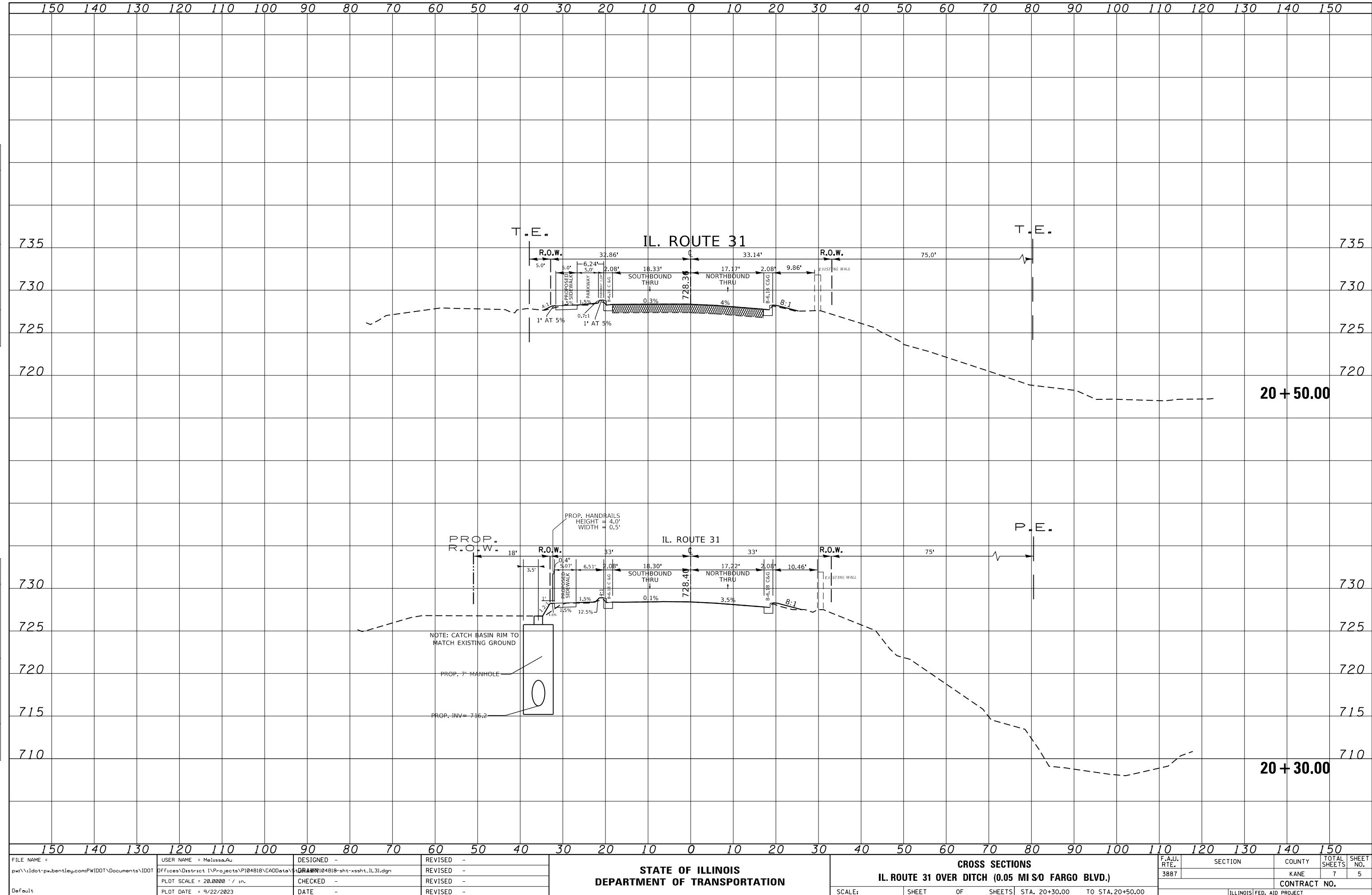
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<b>CONTRACT NO.</b>				
ILLINOIS FED. AID PROJECT				



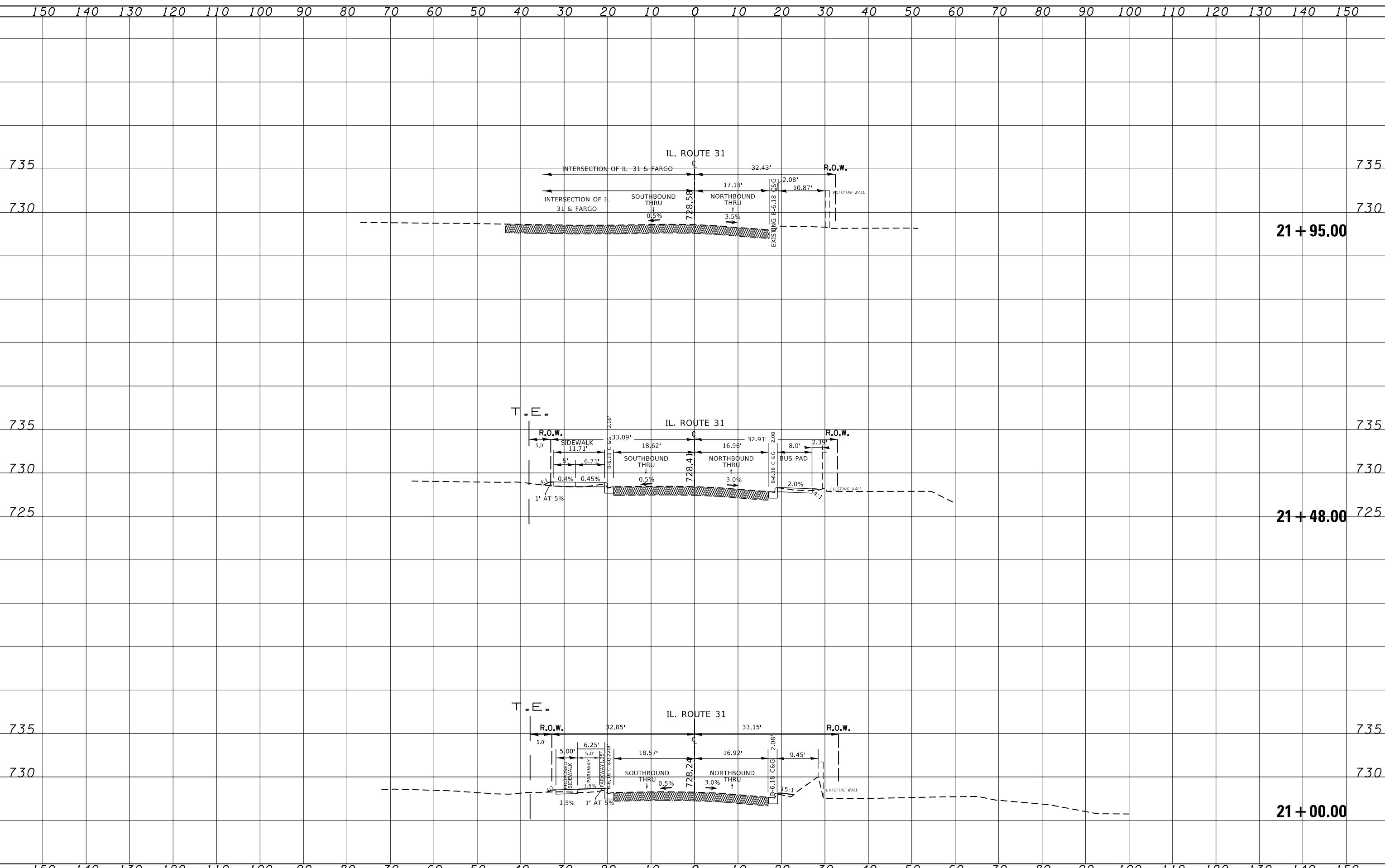
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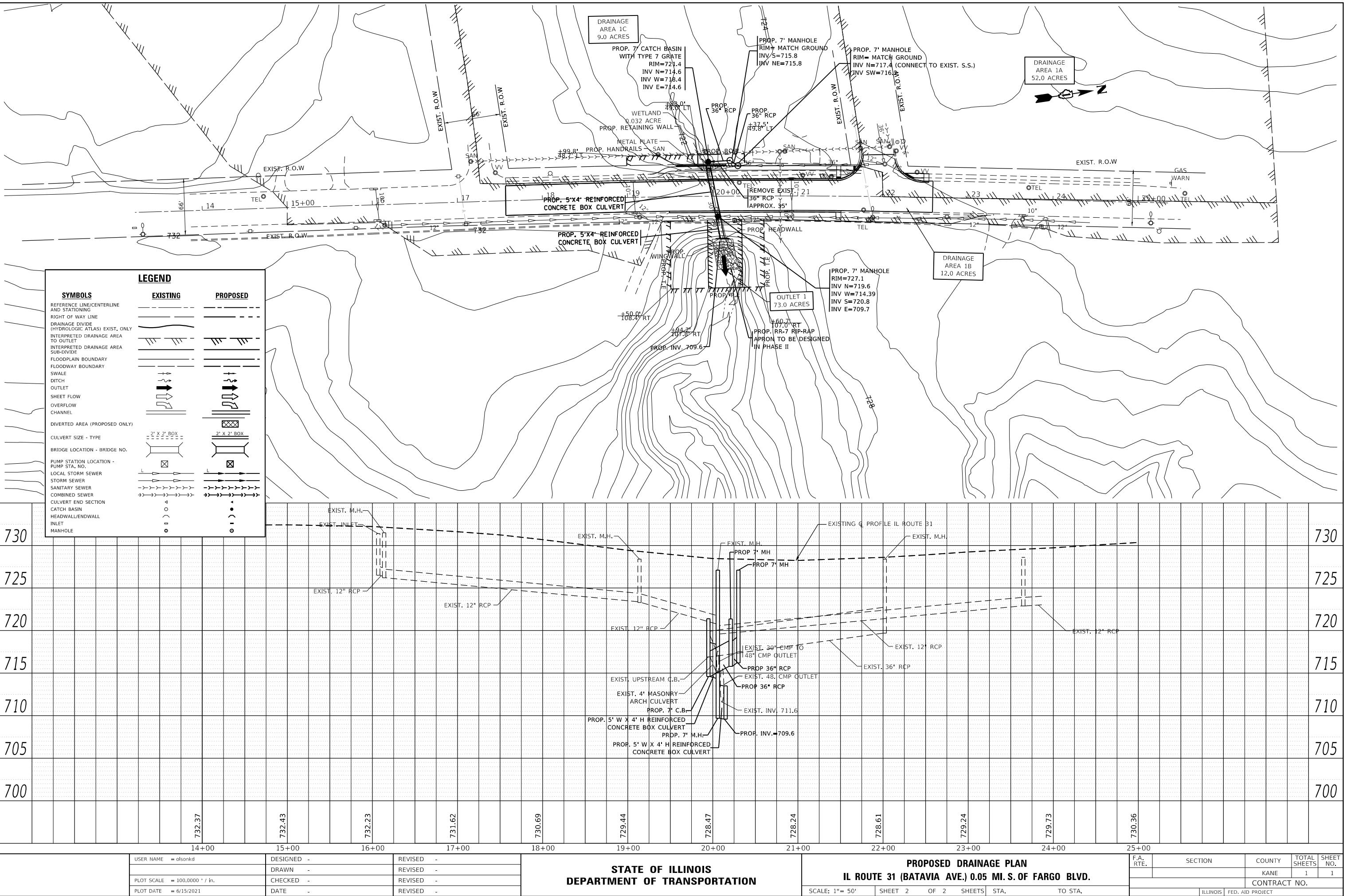


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# Illinois Department of Transportation

Office of Highways Project Implementation / Region 1 / District 1  
201 West Center Court / Schaumburg, Illinois 60196-1096

Route: IL 31  
Section: over ditch s/o Fargo Blvd  
County: Kane  
Job No.: R-91-002-20  
Parcel: 10220003 PE & TE

August 18, 2025

Benjamin Haberthur  
Forest Preserve District of Kane County  
1996 S. Kirk Rd.  
Ste. 320  
Geneva, IL 60134

Dear Benjamin Haberthur:

The Illinois Department of Transportation, Division of Highways (IDOT) proposes to improve I-31 over ditch south of Fargo Road, in Kane County, Illinois. This improvement requires the acquisition of the above referenced parcel consisting of:

- 0.045 / 1960 acres/square feet of land as a temporary construction easement for Five (5) years
- 0.231 / 10062 acres/square feet of land as a permanent easement

In order to comply with state and federal policies we must inform you of your right to have the required property appraised and to receive compensation in the full amount of the approved appraisal. You may, if you so desire, donate the necessary right of way.

Sincerely,

Jose Rios, P.E.  
Region One Engineer

By: Omolara Johnson  
Omolara Johnson  
Bureau Chief of Land Acquisition

Dated: \_\_\_\_\_

I recognize my right to an appraisal and compensation in the full amount of the approved appraisal. However, I wish to donate the necessary right of way.

Forest Preserve District of Kane County

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Signature

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Print Name & Title

**Statement of Compliance with the Public Officers Prohibited Activities Act**  
**(50 ILCS 105/3.1)**

**CHECK ONE**

Grantor has not received and will not receive a non-monetary benefit from the Illinois Department of Transportation (for example, an added improvement, rebuilt or relocated improvement or any other valuable service) in exchange for the donation of this parcel.

OR

Grantor has received or will receive a non-monetary benefit from the Illinois Department of Transportation in exchange for the donation of this parcel. To comply with 50 ILCS 105/3.1, Grantor shall disclose, in writing, all owners, beneficiaries, etc. of this parcel.

Forest Preserve District of Kane County

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Signature

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Print Name & Title

Confirmed:  
Illinois Department of Transportation Representative

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By: \_\_\_\_\_

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Date