

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
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OTHER 03-31-204-004
005 PAGES R2006-219283

ORDINANCE 5947

**AMENDING AND CORRECTING ORDINANCE 5759
VACATING A PORTION OF LOMBARD ROAD RIGHT-
OF-WAY NORTH OF THE COMMONWEALTH EDISON
RIGHT-OF-WAY**

PIN: 03-31-204-004

**Address: 1301 North Lombard Road
Lombard, IL 60148**

Return To:

**Village of Lombard
Department of Community Development
255 E. Wilson Avenue
Lombard, IL 60148**

ORDINANCE NO. 5947

**AN ORDINANCE AMENDING AND CORRECTING ORDINANCE 5759
VACATING A PORTION OF LOMBARD ROAD
RIGHT-OF-WAY NORTH OF THE COMMONWEALTH EDISON RIGHT-OF-WAY**

WHEREAS, the Corporate Authorities of the Village of Lombard (hereinafter the VILLAGE) adopted Ordinance 5759 on November 3, 2005 pertaining to the vacation of a portion of Lombard Road right-of-way north of the Commonwealth Edison right-of-way, in Lombard, Illinois; and

WHEREAS, Ordinance 5759 contained a scrivener's error pertaining to the parcel identification number pertaining to the parcel that shall each acquire title to the entire vacated right-of-way; and

WHEREAS, the Corporate Authorities of the VILLAGE deem it to be in the best interest of the VILLAGE to correct the scrivener's error as set forth herein.

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard, DuPage County, Illinois, as follows:

SECTION 1: That Section 3 of Ordinance 5759, adopted November 3, 2005 shall be amended to read in its entirety as follows:

SECTION 3: Pursuant to 65ILCS 5/11-91-1, the following parcel shall each acquire title to the entire vacated right-of-way that lies immediately adjacent thereto:

03-31-204-004 – 1301 North Lombard Road, Lombard, IL

SECTION 2: That all other provisions associated with Ordinance 5759 not amended by this Ordinance shall remain in full force and effect.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed on first reading this _____ day of _____, 2006.

First reading waived by action of the Board of Trustees this 2nd day of
November, 2006.

Passed on second reading this 2nd day of November, 2006.

AYES Trustees:Gron, Tross, O'Brien, Sebby, Florey & Soderstrom

NAYS None


ABSENT None

Approved this 2nd day of November, 2006.




William J. Mueller
Village President

ATTEST:



Brigitte O'Brien
Village Clerk

Published by me in pamphlet form this 9th day of November, 2006.



Brigitte O'Brien
Village Clerk



I, **Barbara A. Johnson**, hereby certify that I am the duly qualified Deputy Village Clerk of the **Village of Lombard**, DuPage County, Illinois, as authorized by Statute and provided by local Ordinance, and as such Deputy Village Clerk, I maintain and am safekeeper of the records and files of the President and Board of Trustees of said Village.

I further certify that attached hereto is a
copy of ORDINANCE 5947

AN ORDINANCE AMENDING AND CORRECTING
ORDINANCE 5759 VACATING A PORTION OF
LOMBARD ROAD RIGHT-OF-WAY NORTH OF THE
COMMONWEALTH EDISON RIGHT-OF-WAY
PIN 03-31-204-004 1301 NORTH LOMBARD ROAD,
LOMBARD, ILLINOIS

of the said Village as it appears from the official records
of said Village duly approved November 2, 2006.

In Witness Whereof, I have hereunto affixed my official signature and
the Corporate Seal of said **Village of Lombard**, Du Page County,
Illinois this 10th day of November, 2006.



Barbara A. Johnson

Barbara A. Johnson
Deputy Village Clerk
Village of Lombard
DuPage County, Illinois

588200088

all

FRED BUCHOLZ
DUPAGE COUNTY RECORDER
JAN. 12, 2006
DEED 002 PAGES
RHSP 10:54 AM
03-31-204-004
R2006-007759

WARRANTY DEED

The Grantor, Plainfield Retail Land LLC, an Illinois limited liability company for the sum of \$10.00 and other good and valuable consideration, the receipt and sufficiency of which is acknowledged, hereby CONVEYS and WARRANTS to the Grantees, **Plainfield Retail Land LLC**, an Illinois limited liability company, 9440 Enterprise Drive, Mokena, Illinois and **Smithe-Lombard, LLC**, an Illinois limited liability company, 1251 W. Thorndale Avenue, Itasca, Illinois, as TENANTS IN COMMON with equal undivided interest in the real estate situated in DuPage County, Illinois legally described as follows:

Lot 1 in Lombard Business Center Unit Two, being a subdivision of that part of the East 1/2 of the West 1/2 of the Northeast 1/4 of Section 31, Township 40 North, Range 11 East of the Third Principal Meridian, lying South of the Southerly Right-of-Way of the Illinois Central Railroad (except the South 210 feet thereof), according to the Plat thereof recorded November 6, 1974 as Document R74-56524, in DuPage County, Illinois

Property Address: 1301 N. Lombard Street, Lombard, IL
PIN: 03-31-204-004

This conveyance is subject to: (a) general taxes not yet delinquent; (b) mortgage dated September 9, 2005 and recorded October 28, 2005 as Document No. R2005-241462 to Associated Bank, NA; (c) Assignment of Rents recorded October 28, 2005 as Document No. R2005-241463 to Associated Bank, NA; (d) rights of way for drainage tile, ditches, feeders, laterals and underground pipes, if any; (e) terms, provisions and conditions contained in Ordinance No. 2048, recorded June 3, 1977 as Document R77-42200 and extended by Document No. R81-64822; and (f) Declaration of Protective Covenants for Lombard Industrial Park dated December 29, 1972 and recorded January 2, 1973 as Document R73-000002 and amended by Document R76-442240, as subsequently amended.

lmm

CHARGE C.T.I.C. DUPAGE