

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JOHNS MANVILLE, a Delaware corporation,)	
)	
Complainant,)	
)	
v.	)	PCB No. 14-3
	)	(Citizen Suit)
ILLINOIS DEPARTMENT OF)	
TRANSPORTATION,)	
)	
Respondent.)	

NOTICE OF FILING AND SERVICE

To: ALL PERSONS ON THE ATTACHED CERTIFICATE OF SERVICE

Please take note that today, March 31, 2016, Respondent, Illinois Department of Transportation, filed and served IDOT's 213(f)(3) Disclosure Statement for Keith W. Stoddard with the Clerk of the Pollution Control Board, and upon each of the persons identified on the attached Certificate of Service, a copy of which are hereby served upon you.

Respectfully Submitted,

By: s/Evan J. McGinley
EVAN J. MCGINLEY
ELLEN O'LAUGHLIN
Assistant Attorneys General
Environmental Bureau
69 W. Washington, 18th Floor
Chicago, Illinois 60602
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MATTHEW J. DOUGHERTY
Assistant Chief Counsel
Illinois Department of Transportation
Office of the Chief Counsel, Room 313
2300 South Dirksen Parkway
Springfield, Illinois 62764
Matthew.Dougherty@Illinois.gov

THIS FILING IS SUBMITTED ON RECYCLED PAPER

CERTIFICATE OF SERVICE

Johns Manville v. Illinois Department of Transportation, PCB 14-3 (Citizens)

I, EVAN J. MCGINLEY, do hereby certify that, today, March 31, 2016, I caused to be served on the individuals listed below, by first class mail and electronic mail, a true and correct copy of IDOT's 213(f)(3) Disclosure Statement for Keith W. Stoddard on each of the parties listed below:

Bradley Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
Brad.Halloran@illinois.gov

John Therriault
Clerk of the Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
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Susan Brice
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s/Evan J. McGinley
Evan J. McGinley

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

JOHNS MANVILLE, a Delaware corporation)	
)	
Complainant,)	
)	
v.	)	PCB No. 14-3
	)	(Citizen Suit)
ILLINOIS DEPARTMENT OF)	
TRANSPORTATION,)	
)	
Respondent.)	

IDOT'S 213(f)(3) DISCLOSURE STATEMENT FOR KEITH W. STODDARD

Respondent, the ILLINOIS DEPARTMENT OF TRANSPORTATION ("IDOT"), through its attorney, LISA MADIGAN, Attorney General of the State of Illinois, herewith provides its Illinois Supreme Court Rule 213(f)(3) disclosure statement for its expert witness, Keith W. Stoddard.

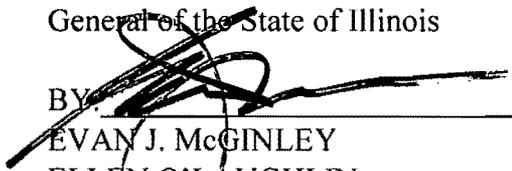
- (i) **Subject Matter of Mr. Stoddard's Testimony**
Mr. Stoddard will testify about the scope and purpose of the "Grant for Public Highway" at issue in this case.
- (ii) **Opinions and Conclusions Reached by Mr. Stoddard**
Mr. Stoddard's opinions and conclusions relative to the issue concerning the scope and purpose of the "Grant for Public Highway" are as follows:
 - A) Based upon his knowledge and experience, Mr. Stoddard will testify the Illinois Department of Transportation ("IDOT") obtains a grant for public highway in order to obtain access onto the real property of a third party, so that IDOT can undertake activities related to an IDOT construction project. The third party real property owner is the "Grantor" and IDOT is the "Grantee" under a grant for public highway. A grant for public highway provides IDOT with the right to utilize the real property in question solely for a highway-related project or purpose.
 - B) Mr. Stoddard is also expected to testify that Fee Simple interest and title is vested in Commonwealth Edison for the real property located south of Greenwood Avenue and east of Sand Street and that the grant for public highway only provides IDOT with the right to use the third party's real property for the purpose specified with additional limitations on temporary construction easements.

- C) Mr. Stoddard is also expected to testify that the two streets that are adjacent to the grant for public highway at issue in this case (“Grant for Public Highway,” also referred to as the “Right of Way”), i.e., Greenwood Avenue and Sand Street, were not included in the Jurisdictional Transfer from the City of Waukegan to the State of Illinois. Based on Mr. Stoddard’s reading of the documents referenced below in Paragraph ii.E of this disclosure statement, as well as Mr. Stoddard’s professional experience, it is Mr. Stoddard’s opinion that Greenwood Avenue and Sand Street are under the City of Waukegan’s jurisdiction.
- D) Finally, Mr. Stoddard is expected to testify that, once IDOT’s construction work on the Amstutz Project concluded, the State was not responsible for maintaining the Grant for Public Highway, as the adjacent roads (i.e., Greenwood Avenue and Sand Street) were to be maintained by the City of Waukegan.
- E) Mr. Stoddard’s opinion regarding jurisdiction of Greenwood Avenue and Sand Street is supported by:
- a. The 1965 City of Waukegan Resolution 85 – R – 152, enacted prior to the construction of the Amstutz Expressway and the Greenwood Avenue overpass above the Chicago and Northwestern Railway tracks, which specifically states that the “City will maintain the improvement in its entirety . . . and that portion of Sand Street which is reconstructed.” (“1965 City of Waukegan Resolution”); and,
 - b. The January 25, 1991 Transfer of Jurisdiction agreement (“Transfer of Jurisdiction Agreement”) that was executed between the City and IDOT and pursuant to which, IDOT obtained control of Greenwood Avenue west of the east ramp terminal for the Amstutz Expressway “(i.e., Lake Front Highway”), up to Sheridan Road, in Waukegan, Illinois, which had previously been under City jurisdiction.
- (iii) Mr. Stoddard is qualified to provide the opinions set forth above, based upon his education and his more than 30 years of experience, including 21 years as a licensed professional land surveyor. In arriving at his opinions in this matter, in addition to his considerable background and experience in the field of professional land surveying, Mr. Stoddard’s opinion is based upon his review of the following documents:
- a. Three Grants for Public Highway (Document # 1517501, Document# 1649408, and Document# 2288725 (Exhibits A through C);
 - b. Transfer of Jurisdiction Agreement (Exhibit D);
 - c. 1965 City of Waukegan Resolution (Exhibit E); and,

- d. Title Commitment (Exhibit F).
- (iv) Mr. Stoddard has not prepared a report setting forth his opinions in this matter. However, copies of documents that he created as aids in the development of his opinion are attached hereto as Exhibit G.
- (v) A copy of Mr. Stoddard's current resume is attached as Exhibit H.
- (vi) Mr. Stoddard reserves the right to modify or amend his opinion, as may be necessary, based upon any new information that is relevant to his opinion that may subsequently become available to him.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
ex rel. LISA MADIGAN, Attorney
General of the State of Illinois

BY 

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Springfield, Illinois 62764
Office Tel: 217-785-7524
Matthew.Dougherty@Illinois.gov

DATED: March 31, 2016

*F.A. 274 42
SECTION 8
LAKE CO.*

GRANT FOR PUBLIC HIGHWAY

THIS INDENTURE WITNESSETH: That Grantor, COMMONWEALTH EDISON COMPANY, an Illinois Corporation, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, paid by and for the State of Illinois, Grantee herein, acting by and through the Department of Public Works and Buildings, hereby grants, but without warranty, subject to the reservations, conditions and provisions hereinafter contained, unto Grantee the right to use for highway purposes only, the following tract of land:

Parcel No. 0392

PART A

A part of the Westerly 100 feet of all that part of the Southwest Quarter of the Southwest Quarter of Section 10 in Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly Right-of-Way line of the Chicago and North Western Railway Company and the South line of the Southwest Quarter of said Section 10; thence North 6° 39' 32" East 305.30 feet, as measured along said Easterly Right of Way; thence North 89° 44' 18" East 35.00 feet; thence North 11° 09' 06" East 194.74 feet; thence North 15° 11' 23" East 202.24 feet; thence North 6° 39' 33" East 101.37 feet; thence South 83° 20' 30" East 20.00 feet to a point on a line 100.00 feet Easterly of the Easterly Right of Way line of the Chicago and North Western Railway Company; thence South 6° 39' 32" West 792.89 feet to a point on the South line of the Southwest Quarter of said Section 10; thence South 89° 44' 18" West 100.73 feet, as measured along the South line of the Southwest Quarter of said Section 10, to the Point of Beginning.

PART B

A part of the Westerly 100 feet of all that part of the West Half of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly Right of Way line of the Chicago and North Western Railway Company and the South line of Greenwood Avenue, said South line of Greenwood Avenue being 66 feet South of and parallel to the North line of the Northwest Quarter of said Section 15; thence South 6° 39' 32" West 90.0 feet, as measured along the Easterly Right of Way of the Chicago and North Western Railway Company; thence South 13° 02' 59" East, 148.26 feet; thence South 6° 39' 32" West 100.00 feet; thence South 2° 48' 12" East 304.14 feet to a point on the Westerly line of Sand Street; thence North 6° 39' 32" East 641.72 feet along the Westerly line of Sand Street to a point on the South line of Greenwood Avenue; thence South 89° 44' 16" West,

Grantee: ILLINOIS DIVISION OF HIGHWAYS
595 SO. STATE ST., ELGIN 60120



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100.73 feet along the South line of the Greenwood Avenue, to the Point of Beginning.

PARCEL NO. E392

A part of the Westerly 100 feet of all that part of the Southwest Quarter of the Southwest Quarter of Section 10, Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Commencing at the intersection of the Easterly Right of Way of the Chicago and North Western Railway Company and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of and parallel to the South line of the Southwest Quarter of the Southwest Quarter of said Section 10; thence North 6° 39' 32" East 801.34 feet, as measured along the Easterly Right of Way of the Chicago and North Western Railway Company, to the Point of Beginning; thence South 83° 21' 08" East 100.00 feet; thence North 6° 39' 32" East 120.00 feet; thence North 83° 21' 08" West 100.00 feet to a point on the Easterly Right of Way of the Chicago and North Western Railway Company; thence South 6° 39' 32" West 120.00 feet, as measured along said Easterly Right of Way, to the Point of Beginning.

Parcel No. 0393

A part of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly line of Sand Street and the South line of Greenwood Avenue thence North 89° 44' 17" East 643.23 feet as measured along the South line of Greenwood Avenue; thence South 0° 15' 49" East 15.0 feet; thence South 81° 54' 31" West 403.76 feet; thence South 89° 44' 17" West 140.0 feet; thence South 27° 50' 01" West 185.24 feet; thence South 0° 06' 25" East 118.83 feet; thence South 14° 42' 11" West 414.48 feet to a point on the Easterly line of Sand Street; thence North 6° 39' 32" East 758.19 feet as measured along the Easterly line of Sand Street to the Point of Beginning.

Parcel No. E393

A part of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue and the East line of Sand Street thence North 89° 44' 17" East 643.23 feet; thence South 0° 15' 49" East 15.00 feet to the Point of Beginning; thence South 0° 15' 49" East 15.00 feet; thence South 57° 56' 15" West 435.99 feet; thence South 23° 33' 27" West 247.70 feet; thence South 34° 53' 13" West 336.16 feet; thence South 26° 17' 09" West 201.25 feet; thence North 83° 26' 33" East 3.40 feet to a point on the East line of Sand Street; thence North 6° 39' 32" East 189.57 feet as measured along the East line of Sand Street; thence North 14° 42' 11" East 175.00 feet; thence North 41° 26' 36" East 141.13 feet; thence North 17° 14' 26" East 92.57 feet; thence North 1° 03' 41" East 280.32 feet; thence North 27° 50' 01" East 45.00 feet; thence North 89° 44' 17" East 45.00 feet; thence South 1° 00' 09" East 198.14 feet; thence North 53° 41' 32" East 388.50 feet; thence North 81° 54' 31" East 180.00 feet to the point of Beginning.

Parcel No. 0394

A part of the East 300 feet of the South half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as

follows: Beginning at the Southeast Corner of the Southeast Quarter of said Section 9 thence South 89° 45' 04" West 300.02 feet, as measured along the South line of the Southeast Quarter of said Section 9 thence North 0° 25' 40" East 105.61 feet; thence South 81° 40' 52" East 37.63 feet; thence South 0° 14' 56" East 20.00 feet; thence North 89° 45' 04" East 46.00 feet; thence North 0° 14' 56" West 20.00 feet; thence North 89° 45' 04" East 61.00 feet; thence North 0° 14' 52" West 120.00 feet; thence North 89° 45' 04" East 157.16 feet to a point on the East line of the South half of the Southeast Quarter of said Section 9; thence South 0° 25' 40" West 220.00 feet as measured along the said East line to the point of Beginning.

Parcel No. E394 ✓

PART A

A part of the East 300 feet of the South half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the East line of the South half of the Southeast Quarter of said Section 9 and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of the South line of the South half of the Southeast Quarter of said Section 9; thence North 0° 25' 40" East 355.00 feet, as measured along the said East line to the point of Beginning; thence North 0° 25' 40" East 180.00 feet, as measured along said East line; thence South 40° 20' 50" West 467.50 feet to a point on a line 300 feet West of the East line of the South half of the Southeast Quarter of said Section 9; thence South 0° 25' 40" West 114.39 feet; thence South 81° 40' 52" East 37.63 feet; thence North 41° 28' 28" East 160.78 feet; thence North 42° 03' 04" East 236.58 feet to the Point of Beginning.

Parcel No. E394 ✓

PART B

A part of the East 300 feet of the South half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the East line of the South half of the Southeast Quarter of said Section 9 and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of the South line of the South half of the Southeast Quarter of said Section 9; thence South 89° 45' 04" West 300.02 feet, as measured along the North line of Greenwood Avenue; thence North 0° 25' 40" East 65.61 feet; thence South 81° 40' 52" East 37.63 feet to the Point of Beginning; thence South 0° 14' 56" East 20.00 feet; thence North 89° 45' 04" East 46.00 feet; thence North 0° 14' 56" West 20.00 feet; thence South 89° 45' 04" West 46.00 feet at the point of Beginning.

Parcel No. E395 ✓

PART A

A part of the Northwest Quarter of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue, said South line being 40 feet South of the North line of the Northwest Quarter of the Northwest Quarter of said Section 15, and the Westerly Right of Way of the Chicago and North Western Railway Company; thence South 89° 45' 04" West 100.00 feet; thence South 0° 14' 56" East 75.00 feet to the point of Beginning; thence South 0° 15' 44" East 205.00 feet; thence South 89° 44' 15" West 91.00 feet; thence North 0° 15' 45" West 140.51 feet; thence North 89° 46' 04" East 24.98 feet; thence

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North 0° 14' 56" West 64.49 feet; thence North 89° 45' 04" East 66.00 feet to the Point of Beginning.

Parcel No. E395 ✓

PART B

A part of Lot 1 of School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, in Lake County, Illinois, described as follows: Commencing at the Southwest Corner of Lot 6 in Russell H. Edward's Business Sites, being a Subdivision of said Lot 1 in School Trustee's Subdivision thence North 88° 55' 20" East 77.28 feet, as measured along the South line of said Lot 6, to the Point of Beginning; thence South 0° 14' 56" East 36.25 feet; thence North 89° 45' 04" East 100.00 feet; thence North 0° 14' 56" West 37.69 feet to a point on the South line of Lot 7 in said Russell H. Edward's Business Sites; thence South 88° 55' 20" West 100.00 feet, as measured along the South lines of Lots 6 and 7 in said Fussell H. Edward's Business Sites; the the Point of Beginning.

Parcel No. 0395

PART A

A part of the Northwest Quarter of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the 3rd Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue and the Westerly Right of Way of the Chicago and North Western Railway Company thence South 89° 45' 04" West 100.00 feet, as measured along the South line of Greenwood Avenue; thence South 0° 14' 56" East 75.00 feet; thence South 89° 45' 04" West 66.00 feet along a line 75.00 feet South of and parallel to the said South line of Greenwood Avenue; thence North 0° 14' 56" West 75.00 feet to a point on the south line of Greenwood Avenue; thence North 89° 45' 04" East 66.00 feet, as measured along the said South line of Greenwood, to the Point of Beginning.

Said tact of land herein described contains 0.114 Acres, more or less.

Parcel No. 0395

PART B

A part of Lot 1 in School Trustee's Subdivision of Section 16 and a part of the South 300 feet of the North 479.5 feet of that part of Northwest Quarter of the Northwest Quarter of Section 15, lying West of the Westerly line of the right of way of the Chicago and North Western Railway Company, all in Township 45 North, Range 12 East of the 3rd Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the East line of the Northeast Quarter of said Section 16 and the South line of Lot 9 in Russell H. Edward's Business Sites, being a part of Lot 1 in said School Trustee's Subdivision and a part of the Northwest Quarter of the Northwest Quarter of said Section 15; thence South 89° 55' 20" West 141.77 feet, as measured along the South line of Lots 9 and 8 in said Russell H. Edward's Business Sites; thence South 0° 11' 03" East 52.27 feet; thence South 2° 37' 41" West 200.25 feet; thence South 5° 56' 41" East 48.05 feet; thence North 89° 09' 38" East 310.24 feet; thence North 0° 14' 03" West 144.53 feet; thence North 5° 56' 41" West 100.50 feet; thence North 3° 28' 56" West 54.52 feet to a point on the South line of Lot 10 in said Russell H. Edward's Business Sites; thence South 89° 44' 17" West 150.11 feet, as measured along the South line of Lots 10 and 9 of said Russell H. Edward's Business Sites to the point of beginning.

Said tract of land herein described contains 2.106 acres, more or less.

Parcel No. 0399

A part of Lots 6, 7, 8 and 9 in Russell H. Edward's Business Sites, being a Subdivision of Lot 1 in School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, reference being made to the Plan thereof recorded in the Recorder's Office of Lake County, Illinois, in Book of Plats 31 on Page 102; described as follows: Beginning at the intersection of the South line of Greenwood Avenue and the East line of the Northeast Quarter of said Section 16; thence south 89° 45' 04" West 311.83 feet along the North lines of Lots 9, 8, 7 and 6 to a point 49.67 feet East of the Northwest corner of said Lot 6; thence South 14° 53' 01" West 46.61 feet; thence South 80° 47' 07" East 30.47 feet; thence North 89° 45' 07" East 150.00 feet; thence south 0° 14' 56" East 91.54 feet to a point on the South line of said Lot 8; thence North 88° 55' 20" East 141.77 feet along the South lines of said Lots 8 and 9 to a point on the East line of the Northeast Quarter of said Section 16; thence North 0° 38' 46" East 139.51 feet along the East line of the Northeast Quarter of said Section 16 to the Point of Beginning.

Parcel No. E399

A part of Lots 6 and 7 in Russell H. Edward's Business Sites, being a part of Lot 1 in School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded in Book 31 of Plats, Page 102, in Lake County, Illinois, described as follows: Commencing at the Southwest Corner of said Lot 6 thence North 88° 55' 20" East 77.28 feet, as measured along the South line of said Lot 6, to the Point of Beginning; thence North 0° 14' 56" West 93.71 feet; thence North 89° 45' 07" East 100.00 feet; thence South 0° 14' 56" East 92.27 feet to a point on the South line of said Lot 7; thence South 88° 55' 20" West 100.00 feet, as measured along the South line of Lots 6 and 7 to the Point of Beginning.

Parcel No. 0400

A part of Lots 1 and 2 in School Trustee's Subdivision of Section 16 and a part of the Northwest Quarter of the Northwest Quarter of Section 15 all in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of South line of the Northwest Quarter of the Northwest Quarter of said Section 15 and the Westerly Right of Way of the Chicago and North Western Railway Company thence South 89° 46' 07" West 204.00 feet as measured along the South line of the Northwest Quarter of the Northwest Quarter of said Section 15 to the Point of Beginning; thence North 0° 13' 53" West 204.00 feet; thence North 89° 46' 07" East 73.17 feet; thence North 8° 32' 41" East 82.02 feet; thence North 3° 34' 48" East 150.33 feet; thence North 1° 24' 09" East 350.14 feet; thence North 0° 14' 03" West 55.46 feet; thence South 89° 09' 38" West 310.24 feet; thence South 5° 56' 41" East 253.45 feet; thence South 0° 14' 03" East 300.00 feet; thence South 2° 50' 26" East 100.05 feet; thence South 0° 53' 54" East 185.11 feet to a point on the North line of Lot 3 in said School Trustee's Subdivision; thence North 89° 46' 07" East 172.61 feet, as measured along the North line of Lot 3 in said School Trustee's Subdivision and along the South line of the Northwest Quarter of the Northwest Quarter of said Section 15 to the Point of Beginning.

as shown on Exhibit "A", attached hereto and made a part hereof.

Grantor hereby reserves unto itself, its successors and assigns,

the right to install, operate, maintain renew and remove its or their facilities upon, over and under the surface of said described tracts of land, and to make such other and futher use of said tracts of land, as it or they shall see fit, insofar as is compatible with the use of said tracts of land for highway purposes.

Grantor hereby further reserves the right to trim from time to time such trees, saplings, and bushes as may reasonably be required in the operation and maintenance of said facilities of Grantor, and Grantee agrees not to plant any trees on or near said described tracts of land which can grow into said facilities of Grantor.

This grant is subject to two (2) roadways reserved in deed dated June 8, 1923, recorded on June 13, 1923, as Document #225388, an easement dated June 18, 1936 to the City of Waukegan for a 10-inch sanitary sewer, and an easement dated August 14, 1954, to North Shore Sanitary District for a 39-inch interceptor sanitary sewer. There may be other utility lines, mains, pipelines or other underground facilities in this area, however, the exact location and users are not known to Grantor but this grant is expressly made subject to such lines.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed on this 3rd day of August, A.D. 1971.

COMMONWEALTH EDISON COMPANY

By Stan H. Beuman
Vice President



1517591

GRANT FOR PUBLIC HIGHWAY

THIS INDENTURE WITNESSETH: That Grantor, COMMONWEALTH EDISON COMPANY, an Illinois Corporation, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, paid by and for the State of Illinois, Grantee herein, acting by and through the Department of Public Works and Buildings, hereby grants, but without warranty, subject to the reservations, conditions and provisions hereinafter contained, unto Grantee the right to use for highway purposes only, the following tract of land:

Parcel No. 0392

PART A

A part of the Westerly 100 feet of all that part of the Southwest Quarter of the Southwest Quarter of Section 10 in Township 43 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly Right-of-Way line of the Chicago and North Western Railway Company and the South line of the Southwest Quarter of said Section 10; thence North 6° 39' 32" East 305.30 feet, as measured along said Easterly Right of Way; thence North 89° 44' 18" East 35.00 feet; thence North 11° 09' 06" East 194.74 feet; thence North 15° 11' 23" East 202.24 feet; thence North 6° 39' 33" East 101.37 feet; thence South 83° 20' 30" East 20.00 feet to a point on a line 100.00 feet Easterly of the Easterly Right of Way line of the Chicago and North Western Railway Company; thence South 6° 39' 32" West 792.89 feet to a point on the South line of the Southwest Quarter of said Section 10; thence South 89° 44' 18" West 100.73 feet, as measured along the South line of the Southwest Quarter of said Section 10, to the Point of Beginning.

PART B

A part of the Westerly 100 feet of all that part of the West Half of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly Right of Way line of the Chicago and North Western Railway Company and the South line of Greenwood Avenue, said South line of Greenwood Avenue being 66 feet South of and parallel to the North line of the Northwest Quarter of said Section 15; thence South 6° 39' 32" West 90.0 feet, as measured along the Easterly Right of Way of the Chicago and North Western Railway Company; thence South 13° 02' 59" East, 148.26 feet; thence South 6° 39' 32" West 100.00 feet; thence South 2° 48' 12" East 304.14 feet to a point on the Westerly line of Sand Street; thence North 6° 39' 32" East 641.72 feet along the Westerly line of Sand Street to a point on the South line of Greenwood Avenue; thence South 89° 44' 16" West,

1649408

EXHIBIT

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100.73 feet along the South line of the Greenwood Avenue, to the Point of Beginning.

PARCEL NO. E392

A part of the Westerly 100 feet of all that part of the Southwest Quarter of the Southwest Quarter of Section 10, Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Commencing at the intersection of the Easterly Right of Way of the Chicago and North Western Railway Company and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of and parallel to the South line of the Southwest Quarter of the Southwest Quarter of said Section 10: thence North 6° 39' 32" East 801.34 feet, as measured along the Easterly Right of Way of the Chicago and North Western Railway Company, to the Point of Beginning; thence South 83° 21' 08" East 100.00 feet; thence North 6° 39' 32" East 120.00 feet; thence North 83° 21' 08" West 100.00 feet to a point on the Easterly Right of Way of the Chicago and North Western Railway Company; thence South 6° 39' 32" West 120.00 feet, as measured along said Easterly Right of Way, to the Point of Beginning.

Parcel No. 0393

A part of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly line of Sand Street and the South line of Greenwood Avenue thence North 89° 44' 17" East 643.23 feet as measured along the South line of Greenwood Avenue; thence South 0° 15' 49" East 15.0 feet; thence South 81° 54' 31" West 403.76 feet; thence South 89° 44' 17" West 140.0 feet; thence South 27° 50' 01" West 185.24 feet; thence South 0° 06' 25" East 118.83 feet; thence South 14° 42' 11" West 414.48 feet to a point on the Easterly line of Sand Street; thence North 6° 39' 32" East 758.19 feet as measured along the Easterly line of Sand Street to the Point of Beginning.

Parcel No. E393

A part of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue and the East line of Sand Street thence North 89° 44' 17" East 643.23 feet; thence South 0° 15' 49" East 15.00 feet to the Point of Beginning; thence South 0° 15' 49" East 15.00 feet; thence South 57° 56' 15" West 435.99 feet; thence South 23° 33' 27" West 247.70 feet; thence South 34° 53' 13" West 336.16 feet; thence South 26° 17' 09" West 201.25 feet; thence North 83° 26' 33" East 3.40 feet to a point on the East line of Sand Street; thence North 6° 39' 32" East 189.57 feet as measured along the East line of Sand Street; thence North 14° 42' 11" East 175.00 feet; thence North 41° 26' 36" East 141.13 feet; thence North 17° 14' 26" East 92.57 feet; thence North 1° 03' 41" East 280.32 feet; thence North 27° 50' 01" East 45.00 feet; thence North 89° 44' 17" East 45.00 feet; thence South 1° 00' 09" East 198.14 feet; thence North 53° 41' 32" East 388.50 feet; thence North 81° 54' 31" East 180.00 feet to the point of Beginning.

Parcel No. 0394

A part of the East 300 feet of the South half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as

follows: Beginning at the Southeast Corner of the Southeast Quarter of said Section 9 thence South 89° 45' 04" West 300.02 feet, as measured along the South line of the Southeast Quarter of said Section 9 thence North 0° 25' 40" East 105.61 feet; thence South 81° 40' 52" East 37.63 feet; thence South 0° 14' 56" East 20.00 feet; thence North 89° 45' 04" East 46.00 feet; thence North 0° 14' 56" West 20.00 feet; thence North 89° 45' 04" East 61.00 feet; thence North 0° 14' 52" West 120.00 feet; thence North 89° 45' 04" East 157.16 feet to a point on the East line of the South half of the Southeast Quarter of said Section 9; thence South 0° 25' 40" West 220.00 feet as measured along the said East line to the point of Beginning.

Parcel No. E394

PART A

A part of the East 300 feet of the South half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the East line of the South half of the Southeast Quarter of said Section 9 and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of the South line of the South half of the Southeast Quarter of said Section 9; thence North 0° 25' 40" East 355.00 feet, as measured along the said East line to the point of Beginning; thence North 0° 25' 40" East 180.00 feet, as measured along said East line; thence South 40° 20' 50" West 467.50 feet to a point on a line 300 feet West of the East line of the South half of the Southeast Quarter of said Section 9; thence South 0° 25' 40" West 114.39 feet; thence South 81° 40' 52" East 37.63 feet; thence North 41° 28' 28" East 160.78 feet; thence North 42° 03' 04" East 236.58 feet to the Point of Beginning.

Parcel No. E394

PART B

A part of the East 300 feet of the South half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the East line of the South half of the Southeast Quarter of said Section 9 and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of the South line of the South half of the Southeast Quarter of said Section 9; thence South 89° 45' 04" West 300.02 feet, as measured along the North line of Greenwood Avenue; thence North 0° 25' 40" East 65.61 feet; thence South 81° 40' 52" East 37.63 feet to the Point of Beginning; thence South 0° 14' 56" East 20.00 feet; thence North 89° 45' 04" East 46.00 feet; thence North 0° 14' 56" West 20.00 feet; thence South 89° 45' 04" West 46.00 feet to the point of Beginning.

Parcel No. E395

PART A

A part of the Northwest Quarter of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue, said South line being 40 feet South of the North line of the Northwest Quarter of the Northwest Quarter of said Section 15, and the Westerly Right of Way of the Chicago and North Western Railway Company; thence South 89° 45' 04" West 100.00 feet; thence South 0° 14' 56" East 75.00 feet to the point of Beginning; thence South 0° 15' 44" East 205.00 feet; thence South 89° 44' 15" West 91.00 feet; thence North 0° 15' 45" West 140.51 feet; thence North 89° 46' 04" East 24.98 feet; thence

North 0° 14' 56" West 64.49 feet; thence North 89° 45' 04" East 66.00 feet to the Point of Beginning.

Parcel No. E395

PART B

A part of Lot 1 of School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, in Lake County, Illinois, described as follows: Commencing at the Southwest Corner of Lot 6 in Russell H. Edward's Business Sites, being a Subdivision of said Lot 1 in School Trustee's Subdivision thence North 89° 55' 20" East 77.28 feet, as measured along the South line of said Lot 6, to the Point of Beginning; thence South 0° 14' 56" East 36.25 feet; thence North 89° 45' 04" East 100.00 feet; thence North 0° 14' 56" West 37.69 feet to a point on the South line of Lot 7 in said Russell H. Edward's Business Sites; thence South 88° 55' 20" West 100.00 feet, as measured along the South lines of Lots 6 and 7 in said Russell H. Edward's Business Sites; the the Point of Beginning.

Parcel No. 0395

PART A

A part of the Northwest Quarter of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the 3rd Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue and the Westerly Right of Way of the Chicago and North Western Railway Company thence South 89° 45' 04" West 100.00 feet, as measured along the South line of Greenwood Avenue; thence South 0° 14' 56" East 75.00 feet; thence South 89° 45' 04" West 66.00 feet along a line 75.00 feet South of and parallel to the said South line of Greenwood Avenue; thence North 0° 14' 56" West 75.00 feet to a point on the south line of Greenwood Avenue; thence North 89° 45' 04" East 66.00 feet, as measured along the said South line of Greenwood, to the Point of Beginning.

Said tract of land herein described contains 0.114 Acres, more or less.

Parcel No. 0395

PART B

A part of Lot 1 in School Trustee's Subdivision of Section 16 and a part of the South 300 feet of the North 479.5 feet of that part of Northwest Quarter of the Northwest Quarter of Section 15, lying West of the Westerly line of the right of way of the Chicago and North Western Railway Company, all in Township 45 North, Range 12 East of the 3rd Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the East line of the Northeast Quarter of said Section 16 and the South line of Lot 9 in Russell H. Edward's Business Sites, being a part of Lot 1 in said School Trustee's Subdivision and a part of the Northwest Quarter of the Northwest Quarter of said Section 15; thence South 89° 55' 20" West 141.77 feet, as measured along the South line of Lots 9 and 8 in said Russell H. Edward's Business Sites; thence South 0° 11' 03" East 52.27 feet; thence South 2° 37' 41" West 200.25 feet; thence South 5° 36' 41" East 48.03 feet; thence North 89° 09' 38" East 310.24 feet; thence North 0° 14' 03" West 144.53 feet; thence North 5° 36' 41" West 100.50 feet; thence North 3° 28' 56" West 54.52 feet to a point on the South line of Lot 10 in said Russell H. Edward's Business Sites; thence South 89° 44' 17" West 150.11 feet, as measured along the South line of Lots 10 and 9 of said Russell H. Edward's Business Sites to the point of beginning.

Said tract of land herein described contains 2.106 acres, more or less.

Parcel No. 0399

A part of Lots 6, 7, 8 and 9 in Russell H. Edward's Business Sites, being a Subdivision of Lot 1 in School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, reference being made to the Plan thereof recorded in the Recorder's Office of Lake County, Illinois, in Book of Plats 31 on Page 102; described as follows: Beginning at the intersection of the South line of Greenwood Avenue and the East line of the Northeast Quarter of said Section 16; thence south 89° 45' 04" West 311.83 feet along the North lines of Lots 9, 8, 7 and 6 to a point 49.67 feet East of the Northwest corner of said Lot 6; thence South 14° 53' 01" West 46.61 feet; thence South 80° 47' 07" East 30.47 feet; thence North 89° 45' 07" East 150.00 feet; thence south 0° 14' 56" East 91.54 feet to a point on the South line of said Lot 8; thence North 88° 55' 20" East 141.77 feet along the South lines of said Lots 8 and 9 to a point on the East line of the Northeast Quarter of said Section 16; thence North 0° 38' 46" East 139.31 feet along the East line of the Northeast Quarter of said Section 16 to the Point of Beginning.

Parcel No. E399

A part of Lots 6 and 7 in Russell H. Edward's Business Sites, being a part of Lot 1 in School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded in Book 31 of Plats, Page 102, in Lake County, Illinois, described as follows: Commencing at the Southwest Corner of said Lot 6 thence North 88° 55' 20" East 77.28 feet, as measured along the South line of said Lot 6, to the Point of Beginning; thence North 0° 14' 56" West 93.71 feet; thence North 89° 45' 07" East 100.00 feet; thence South 0° 14' 56" East 92.27 feet to a point on the South line of said Lot 7; thence South 88° 55' 20" West 100.00 feet, as measured along the South line of Lots 6 and 7 to the Point of Beginning.

Parcel No. 0400

A part of Lots 1 and 2 in School Trustee's Subdivision of Section 16 and a part of the Northwest Quarter of the Northwest Quarter of Section 15 all in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of South line of the Northwest Quarter of the Northwest Quarter of said Section 15 and the Westerly Right of Way of the Chicago and North Western Railway Company thence South 89° 46' 07" West 204.00 feet as measured along the South line of the Northwest Quarter of the Northwest Quarter of said Section 15 to the Point of Beginning; thence North 0° 13' 53" West 204.00 feet; thence North 89° 46' 07" East 73.17 feet; thence North 8° 32' 41" East 82.02 feet; thence North 3° 34' 48" East 150.33 feet; thence North 1° 24' 09" East 350.14 feet; thence North 0° 14' 03" West 55.46 feet; thence South 89° 09' 38" West 310.24 feet; thence South 5° 56' 41" East 253.45 feet; thence South 0° 14' 03" East 300.00 feet; thence South 2° 50' 26" East 100.05 feet; thence South 0° 53' 54" East 185.11 feet to a point on the North line of Lot 3 in said School Trustee's Subdivision; thence North 89° 46' 07" East 172.61 feet, as measured along the North line of Lot 3 in said School Trustee's Subdivision and along the South line of the Northwest Quarter of the Northwest Quarter of said Section 15 to the Point of Beginning.

as shown on Exhibit "A", attached hereto and made a part hereof.

Grantor hereby reserves unto itself, its successors and assigns,

the right to install, operate, maintain renew and remove its or their facilities upon, over and under the surface of said described tracts of land, and to make such other and futher use of said tracts of land, as it or they shall see fit, insofar as is compatible with the use of said tracts of land for highway purposes.

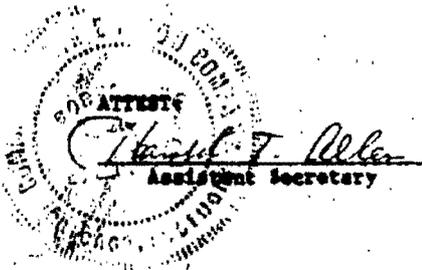
Grantor hereby further reserves the right to trim from time to time such trees, saplings, and bushes as may reasonably be required in the operation and maintenance of said facilities of Grantor, and Grantee agrees not to plant any trees on or near said described tracts of land which can grow into said facilities of Grantor.

This grant is subject to two (2) roadways reserved in deed dated June 8, 1923, recorded on June 13, 1923, as Document #225388, an easement dated June 18, 1936 to the City of Waukegan for a 10-inch sanitary sewer, and an easement dated August 14, 1954, to North Shore Sanitary District for a 39-inch interceptor sanitary sewer. There may be other utility lines, mains, pipelines or other underground facilities in this area, however, the exact location and users are not known to Grantor but this grant is expressly made subject to such lines.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed on this *3rd* day of *August*, A.D. 1971.

COMMONWEALTH EDISON COMPANY

BY 
Vice President



✓
MAIL ROOM
Commonwealth Edison Company
72 W. Adams Street, Room 1650
Chicago, Illinois 60690

PA KJN

16-19-108

2288725

F.A. ROUTE 42 (LAKEFRONT EXPWY)
GREENWOOD AV. AT SAND ST.
WAUKEGAN GENERATING STATION
WAUKEGAN TWP. LAKE CO.

GRANT FOR PUBLIC HIGHWAY

THIS INDENTURE WITNESSETH: That Grantor, COMMONWEALTH EDISON COMPANY, an Illinois Corporation, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, paid by and for the State of Illinois, Grantee herein, acting by and through the Department of Public Works and Buildings, now Department of Transportation, Division of Highways, hereby grants, but without warranty, subject to the reservations, conditions and provisions hereinafter contained, unto Grantee the right to use for highway purposes only, the following tract of land:

Parcel No. 0392

PART A

A part of the Westerly 100 feet of all that part of the Southwest Quarter of the Southwest Quarter of Section 10 in Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly Right-of-Way line of the Chicago and North Western Railway Company and the South line of the Southwest Quarter of said Section 10; thence North 6° 39' 32" East 305.30 feet, as measured along said Easterly Right of Way; thence North 89° 44' 18" East 35.00 feet; thence North 11° 09' 06" East 194.74 feet; thence North 15° 11' 23" East 202.24 feet; thence North 6° 39' 33" East 101.37 feet; thence South 83° 20' 30" East 20.00 feet to a point on a line 100.00 feet Easterly of the Easterly Right of Way line of the Chicago and North Western Railway Company; thence South 6° 39' 32" West 792.89 feet to a point on the South line of the Southwest Quarter of said Section 10; thence South 89° 44' 18" West 100.73 feet, as measured along the South line of the Southwest Quarter of said Section 10, to the point of Beginning.

PART B

A part of the Westerly 100 feet of all that part of the West Half of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows:

Handwritten initials and a circled number 2.

This instrument prepared by J. M. Mulcahy P. O. Box 767,
(name)
Chicago, Illinois 60690, on behalf of Commonwealth Edison Company

EXHIBIT
C

Beginning at the intersection of the Easterly Right of Way line of the Chicago and North Western Railway Company and the South line of Greenwood Avenue, said South line of Greenwood Avenue being 66 feet South of and parallel to the North line of the Northwest Quarter of said Section 15; thence South 6° 39' 32" West 90.0 feet, as measured along the Easterly Right of Way of the Chicago and North Western Railway Company; thence South 13° 02' 59" East, 148.26 feet; thence South 6° 39' 32" West 100.00 feet; thence South 2° 48' 12" East 304.14 feet to a point on the Westerly line of Sand Street; thence North 6° 39' 32" East 641.72 feet along the Westerly line of Sand Street to a point on the South line of Greenwood Avenue; thence South 89° 44' 16" West, 100.73 feet along the South line of the Greenwood Avenue, to the Point of Beginning.

Parcel No. 0393

A part of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the Easterly line of Sand Street and the South line of Greenwood Avenue thence North 89° 44' 17" East 643.23 feet as measured along the South line of Greenwood Avenue; thence South 0° 15' 49" East 15.0 feet; thence South 81° 54' 31" West 403.76 feet; thence South 89° 44' 17" West 140.0 feet; thence South 27° 50' 01" West 185.24 feet; thence South 0° 06' 25" East 118.83 feet; thence South 14° 42' 11" West 414.48 feet to a point on the easterly line of Sand Street; thence North 6° 39' 32" East 758.19 feet as measured along the Easterly line of Sand Street to the Point of Beginning.

Parcel No. 0394

A part of the East 300 feet of the South Half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the Southeast Corner of the Southeast Quarter of said Section 9 thence South 89° 45' 04" West 300.02 feet, as measured along the South line of the Southeast Quarter of said Section 9 thence North 0° 25' 40" East 105.61 feet; thence South 81° 40' 52" East 37.63 feet; thence South 0° 14' 56" East 20.00 feet; thence North 89° 45' 04" East 46.00 feet; thence North 0° 14' 56" West 20.00 feet; thence North 89° 45' 04" East 61.00 feet; thence North 0° 14' 52" West 120.00 feet; thence North 89° 45' 04" East 157.16 feet to a point on the East line of the South Half of the Southeast Quarter of said Section 9; thence South 0° 25' 40" West 220.00 feet as measured along the said East line to the Point of Beginning.

Parcel No. 0395

PART A

A part of the Northwest Quarter of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue and the Westerly Right of Way of the Chicago and North Western Railway Company thence South 89° 45' 04" West

100.00 feet, as measured along the South line of Greenwood Avenue; thence South 0° 14' 56" East 75.00 feet; thence South 89° 45' 04" West 66.00 feet along a line 75.00 feet South of and parallel to the said South line of Greenwood Avenue; thence North 0° 14' 56" West 75.00 feet to a point on the South line of Greenwood Avenue; thence North 89° 45' 04" East 66.00 feet, as measured along the said South line of Greenwood, to the Point of Beginning.

Said tract of land herein described contains 0.114 acres, more or less.

PART B

A part of Lot 1 in School Trustee's Subdivision of Section 16 and a part of the South 300 feet of the North 479.5 feet of that part of Northwest Quarter of the Northwest Quarter of Section 15, lying West of the Westerly line of the right of way of the Chicago and North Western Railway Company, all in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the East line of the Northeast Quarter of said Section 16 and the South line of Lot 9 in Russell H. Edward's Business Sites, being a part of Lot 1 in said School Trustee's Subdivision and a part of the Northwest Quarter of the Northwest Quarter of said Section 15; thence South 88° 55' 20" West 141.77 feet, as measured along the South line of Lots 9 and 8 in said Russell H. Edward's Business Sites; thence South 0° 11' 03" East 52.27 feet; thence South 2° 37' 41" West 200.25 feet; thence South 5° 56' 41" East 48.05 feet; thence North 89° 09' 38" East 310.24 feet; thence North 0° 14' 03" West 144.53 feet; thence North 5° 56' 41" West 100.50 feet; thence North 3° 28' 56" West 54.52 feet to a point on the South line of Lot 10 in said Russell H. Edward's Business Sites; thence South 89° 44' 17" West 150.11 feet, as measured along the South line of Lots 10 and 9 of said Russell H. Edward's Business Sites to the Point of Beginning.

Said tract of land herein described contains 2.106 Acres, more or less.

Parcel No. 0399

A part of Lots 6, 7, 8 and 9 in Russell H. Edward's Business Sites, being a Subdivision of Lot 1 in School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, reference being made to the Plan thereof recorded in the Recorder's Office of Lake County, Illinois, in Book of Plats 31 on Page 102; described as follows: Beginning at the intersection of the South line of Greenwood Avenue and the East line of the Northeast Quarter of said Section 16; thence South 89° 45' 04" West 311.83 feet along the North lines of Lots 9, 8, 7 and 6 to a point 49.67 feet East of the Northwest corner of said Lot 6; thence South 14° 53' 01" West 46.61 feet; thence South 80° 47' 07" East 30.47 feet; thence North 89° 45' 07" East 150.00 feet; thence South 0° 14' 56" East 91.54 feet to a point on the South line of said Lot 8; thence North 88° 55' 20" East 141.77 feet along the South lines of said Lots 8 and 9 to a point on the East line of the Northeast Quarter of said Section 16; thence North 0° 38' 46" East 139.51 feet along the East line of the Northeast Quarter of said Section 16 to the Point of Beginning.

Parcel No. 0400

A part of Lots 1 and 2 in School Trustee's Subdivision of Section 16 and a part of the Northwest Quarter of the Northwest Quarter of Section 15 all in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of South line of the Northwest Quarter of the Northwest Quarter of said Section 15 and the Westerly Right of Way of the Chicago and North Western Railway Company thence South 89° 46' 07" West 204.00 feet as measured along the South line of the Northwest Quarter of the Northwest Quarter of said Section 15 to the Point of Beginning; thence North 0° 13' 53" West 204.00 feet; thence North 89° 46' 07" East 73.17 feet; thence North 8° 32' 41" East 82.02 feet; thence North 3° 34' 48" East 150.33 feet; thence North 1° 24' 09" East 350.14 feet; thence North 0° 14' 03" West 55.46 feet; thence South 89° 09' 38" West 310.24 feet; thence South 5° 56' 41" East 253.45 feet; thence South 0° 14' 03" East 300.00 feet; thence South 2° 50' 26" East 100.05 feet; thence South 0° 53' 54" East 185.11 feet to a point on the North line of Lot 3 in said School Trustee's Subdivision; thence North 89° 46' 07" East 172.61 feet, as measured along the North line of Lot 3 in said School Trustee's Subdivision and along the South line of the Northwest Quarter of the Northwest Quarter of said Section 15 to the Point of Beginning, as shown on Exhibit "A", attached hereto and made a part hereof.

FURTHERMORE

Grantee in connection with the construction of F. A. Route 42 hereinafter referred to as "Roadway" finds it necessary to enter upon certain parcels of real estate owned by the Grantor located in Sections 9, 10, 15 and 16, Waukegan Township, Lake County, Illinois,

WHEREAS, in order to facilitate the construction of said Roadway it is necessary for the Grantee to obtain temporary construction easements, as noted and shown upon the revised State of Illinois, Department of Transportation Right of Way strip map entitled "F. A. Route 42 Section 8", attached hereto and made a part hereof, identified as Exhibit "A".

Appears to refer to the Property the Temporary Construction Easements

WHEREAS, the Grantor is the owner in fee simple of the above described property and is willing to grant such temporary construction easement to the Grantee for said Roadway; however, reserving unto the Grantor, its grantees, successors and assigns certain rights to operate, maintain, construct, erect, use, relocate, renew and remove electrical transmission and distribution lines, including wires, underground conduit and cables, and

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necessary fixtures and appurtenances attached thereto, in a manner which will meet the requirements of the Illinois Commerce Commission and which will not interfere with said Roadway.

NOW THEREFORE, for and in consideration of the foregoing, the Grantor does hereby grant to the Grantee a temporary construction easement during the construction of said Roadway, to enter upon, over and across Grantor's property as shown and indicated on the Exhibit "A" attached hereto and made a part hereof and described as follows:

Parcel NO. E392

A part of the Westerly 100 feet of all that part of the Southwest Quarter of the Southwest Quarter of Section 10, Township 45 North, Range 12 East of the Third Principal Meridian, lying Easterly of the Right of Way of the Chicago and North Western Railway Company, in Lake County, Illinois, described as follows: Commencing at the intersection of the Easterly Right of Way of the Chicago and North Western Railway Company and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of and parallel to the South line of the Southwest Quarter of the Southwest Quarter of said Section 10; thence North 6° 39' 32" East 801.34 feet, as measured along the Easterly Right of Way of the Chicago and North Western Railway Company, to the Point of Beginning; thence South 83° 21' 08" East 100.00 feet; thence North 6° 39' 32" East 120.00 feet; thence North 83° 21' 08" West 100.00 feet to a point on the Easterly Right of Way of the Chicago and North Western Railway Company; thence South 6° 39' 32" West 120.00 feet, as measured along said Easterly Right of Way, to the Point of Beginning.

Parcel No. E393

A part of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue and the East line of Sand Street thence North 89° 44' 17" East 643.23 feet; thence South 0° 15' 49" East 15.00 feet to the Point of Beginning; thence South 0° 15' 49" East 15.00 feet; thence South 57° 56' 15" West 435.99 feet; thence South 23° 33' 27" West 247.70 feet; thence South 34° 53' 13" West 336.16 feet; thence South 26° 17' 09" West 201.25 feet; thence North 83° 26' 33" East 3.40 feet to a point on the East line of Sand Street; thence North 6° 39' 32" East 189.57 feet as measured along the East line of Sand Street; thence North 14° 42' 11" East 175.00 feet; thence North 41° 26' 36" East 141.13 feet; thence North 17° 14' 26" East 92.57 feet; thence North 1° 03' 41" East 280.32 feet; thence North 27° 50' 01" East 45.00 feet; thence North 89° 44' 17" East 45.00 feet; thence South 1° 00' 09" East 198.14 feet; thence North 53° 41' 32" East 388.50 feet; thence North 81° 54' 31" East 180.00 feet to the Point of Beginning.

Parcel No. E394

PART A

A part of the East 300 feet of the South Half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the East line of the South Half of the Southeast Quarter of said Section 9 and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of the South line of the South Half of the Southeast Quarter of said Section 9; thence North 0° 25' 40" East 355.00 feet, as measured along the said East line to the Point of Beginning; thence North 0° 25' 40" East 180.00 feet, as measured along said East line; thence South 40° 20' 50" West 467.50 feet to a point on a line 300 feet West of the East line of the South Half of the Southeast Quarter of said Section 9; thence South 0° 25' 40" West 114.39 feet; thence South 81° 40' 52" East 37.63 feet; thence North 41° 28' 28" East 160.78 feet; thence North 42° 03' 04" East 236.58 feet to the Point of Beginning.

Parcel No. E394

PART B

A part of the East 300 feet of the South Half of the Southeast Quarter of Section 9 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Beginning at the intersection of the East line of the South Half of the Southeast Quarter of said Section 9 and the North line of Greenwood Avenue, said North line of Greenwood Avenue being 40 feet North of the South line of the South Half of the Southeast Quarter of said Section 9; thence South 89° 45' 04" West 300.02 feet, as measured along the North line of Greenwood Avenue; thence North 0° 25' 40" East 65.61 feet; thence South 81° 40' 52" East 37.63 feet to the Point of Beginning; thence South 0° 14' 56" East 20.00 feet; thence North 89° 45' 04" East 46.00 feet; thence North 0° 14' 56" West 20.00 feet; thence South 89° 45' 04" West 46.00 feet to the Point of Beginning.

Parcel NO. E395

PART A

A part of the Northwest Quarter of the Northwest Quarter of Section 15 in Township 45 North, Range 12 East of the Third Principal Meridian in Lake County, Illinois, described as follows: Commencing at the intersection of the South line of Greenwood Avenue, said South line being 40 feet South of the North line of the Northwest Quarter of the Northwest Quarter of said Section 15, and the Westerly Right of Way of the Chicago and North Western Railway Company; thence South 89° 45' 04" West 100.00 feet; thence South 0° 14' 56" East 75.00 feet to the Point of Beginning; thence South 0° 15' 44" East 205.00 feet; thence South 89° 44' 15" West 91.00 feet; thence North 0° 15' 45" West 140.51 feet; thence North 89° 46' 04" East 24.98 feet; thence North 0° 14' 56" West 64.49 feet; thence North 89° 45' 04" East 66.00 feet to the Point of Beginning.

Parcel No. E395

PART B

A part of Lot 1 of School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, in Lake County, Illinois, described as follows: Commencing at the Southwest Corner of Lot 6 in Russell H. Edward's Business Sites, being a Subdivision of said Lot 1 in School Trustee's Subdivision thence North 88° 55' 20" East 77.28 feet, as measured along the South line of said Lot 6, to the Point of Beginning; thence South 0° 14' 56" East 36.25 feet; thence North 89° 45' 04" East 100.00 feet; thence North 0° 14' 56" West 37.69 feet to a point on the South line of Lot 7 in said Russell H. Edward's Business Sites; thence South 88° 55' 20" West 100.00 feet, as measured along the South line of Lots 6 and 7 in said Russell H. Edward's Business Sites; to the Point of Beginning.

Parcel No. E399

A part of Lots 6 and 7 in Russell H. Edward's Business Sites, being a part of Lot 1 in School Trustee's Subdivision of Section 16 in Township 45 North, Range 12 East of the Third Principal Meridian, according to the Plat thereof recorded in Book 31 of Plats, Page 102, in Lake County, Illinois, described as follows: Commencing at the Southwest Corner of said Lot 6 thence North 88° 55' 20" East 77.28 feet, as measured along the South line of said Lot 6, to the Point of Beginning; thence North 0° 14' 56" West 93.71 feet; thence North 89° 45' 07" East 100.00 feet; thence South 0° 14' 56" East 92.27 feet to a point on the South line of said Lot 7; thence South 88° 55' 20" West 100.00 feet, as measured along the South line of Lots 6 and 7 to the Point of Beginning.

Grantor hereby grants said temporary construction easement upon the Grantee for the purpose aforesaid, during the construction of the Roadway or for a period of 3 years from the date hereof, whichever is earlier.

Grantor hereby reserves unto itself, its successors and assigns, the right to install, operate, maintain, renew and remove its or their facilities upon, over and under the surface of said described tracts of land, and to make such other and further use of said tracts of land, as it or they shall see fit, insofar as is compatible with the use of said tracts of land for highway purposes.

Grantor hereby further reserves the right to trim from time to time such trees, saplings, and bushes as may reasonably be required in the operation and maintenance of said facilities of Grantor, and Grantee agrees not to plant any trees on or near said described tracts of land which can grow into said facilities of Grantor.

This grant is subject to two (2) roadways reserved in deed dated June 8, 1923, recorded on June 13, 1923, as Document No. 225388, an easement dated June 18, 1936 to the City of Waukegan for a 10-inch sanitary sewer, and an easement dated August 14, 1954, to North Shore Sanitary District for a 39-inch interceptor sanitary sewer. There may be other utility lines, mains, pipelines or other underground facilities in this area, however, the exact location and users are not known to Grantor but this grant is expressly made subject to such lines.

The purpose of this document is to correct the intent and legal descriptions of a Grant for Public Highway, of the same date, between the same parties, recorded January 16, 1974, in the Office of the Recorder of Deeds of Lake County, Illinois as Document Number 1649408.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed on this 3rd day of August, A.D. 1971.

COMMONWEALTH EDISON COMPANY

By PB Kwong
Vice President



[Signature]
Assistant Secretary

ACCEPTED THIS 6th DAY OF APRIL, 1984.
STATE OF ILLINOIS, DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS

BY [Signature]

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, JAMES M. O'LEARY, a Notary Public in and for said County and in the State aforesaid, DO HEREBY CERTIFY that E. B. KAVANAGH and Robert W. Brosemann, personally known to me to be Vice President and Assistant Secretary, respectively, of COMMONWEALTH EDISON COMPANY, a corporation, and also known to me to be the persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that as such Vice President and Assistant Secretary respectively, they signed, sealed and delivered the said instrument as the free and voluntary act of said corporation, for the uses and purposes therein set forth, and that they were duly authorized to execute the same by the board of directors of said corporation.

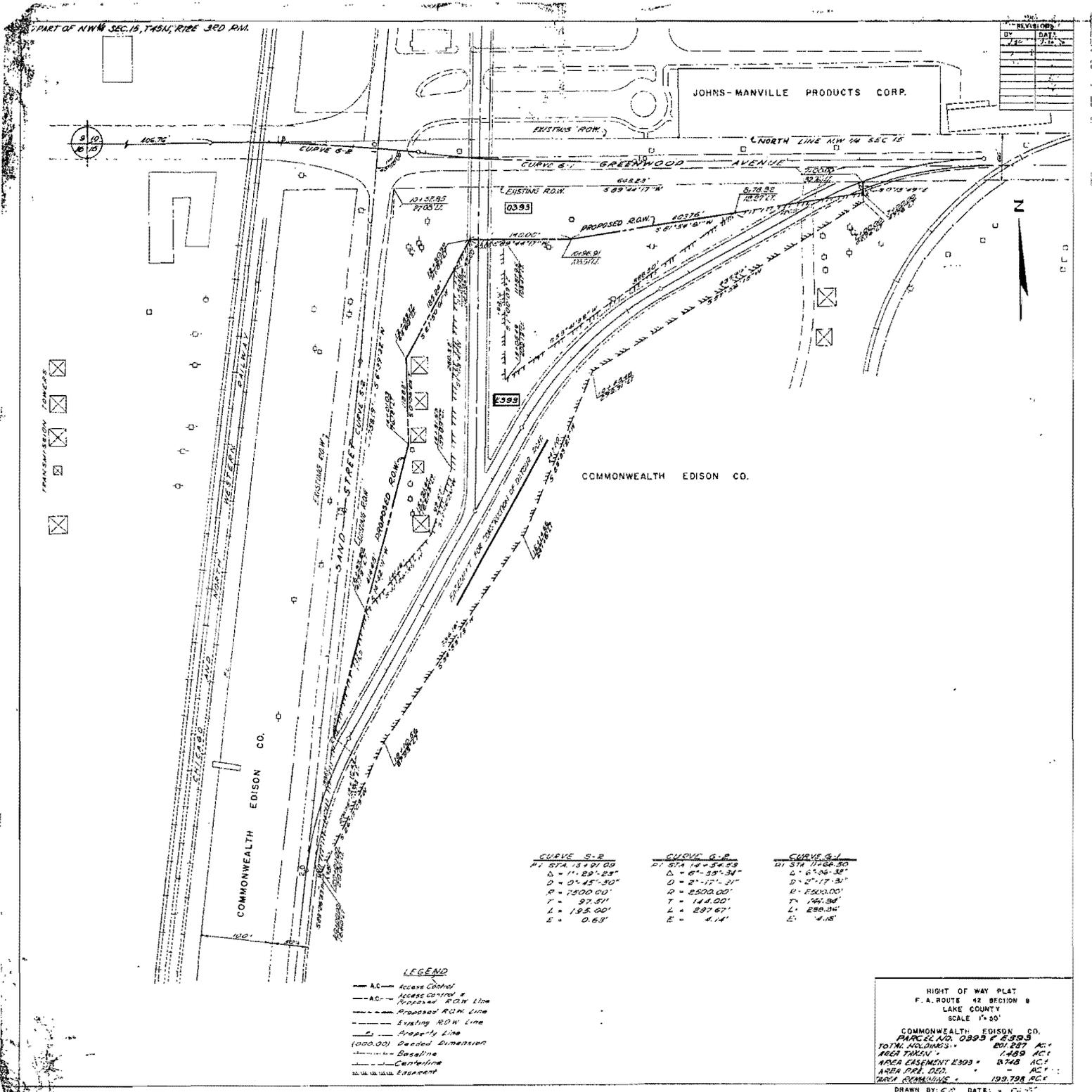
Given under my hand and notarial seal this 6th day of APRIL, A.D. 1984.



James M. O'Leary
Notary Public

My Commission Expires: SEPTEMBER 2, 1986

✓
RECORDED
LAKE COUNTY, ILLINOIS
1984 JUN -8 PM 1:20
Shirley J. ...
2256725
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7288173



NO.	REVISION	BY	DATE
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<u>CURVE S-2</u>	<u>CURVE S-1</u>	<u>CURVE S-1</u>
P. STA. 3497.00	P. STA. 1764.50	P. STA. 1764.50
Δ = 11° 29' 23"	Δ = 6° 35' 34"	Δ = 6° 35' 34"
D = 0° 15' 30"	D = 2° 17' 31"	D = 2° 17' 31"
R = 7500.00'	R = 2500.00'	R = 2500.00'
T = 97.51'	T = 144.00'	T = 144.00'
L = 185.00'	L = 237.67'	L = 237.67'
E = 0.63'	E = 4.14'	E = 4.15'

- LEGEND**
- AC — Access Control
 - - - AC - Access Control
 - - - Proposed ROW Line
 - - - Existing ROW Line
 - - - Property Line
 - (000.00) Dashed Dimension
 - Baseline
 - Centerline
 - --- --- Equipment

RIGHT OF WAY PLAT
 F.A. ROUTE 42 SECTION 8
 LAKE COUNTY
 SCALE 1"=50'

COMMONWEALTH EDISON CO.
 PARCEL NO. 0399 F 2395
 TOTAL HOLDINGS: 81,827 AC
 AREA TAKEN: 1,489 AC
 AREA EASEMENT 2395: 8,748 AC
 AREA FOR ESD: AC
 AREA REMAINING: 199,798 AC

DRAWN BY: C.D. DATE: 3/31/16

J. Major

116-ARR
116

Sheridan Rd.
Waukegan

January 25, 1991

Notification: Date of Jurisdictional Transfer
State-City of Waukegan Agreement
State Section: D-N-1(87)
Lake County
FAU Route 2736

Mr. Haig Paravonian, Mayor
City of Waukegan
106 North Utica Street
Waukegan, Illinois 60085

Re: Jurisdictional Transfers

ARR - State to City - Sheridan Road from South edge of pavement of Greenwood Avenue south to North edge of pavement of McKinley Street

RR1 - City to State - Greenwood Avenue from East edge of pavement of Sheridan Road to the East Ramp Terminal of the Lake Front Highway

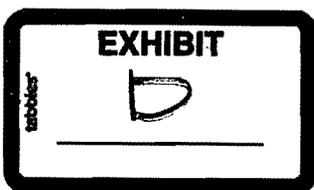
Dear Mr. Paravonian:

In accordance with the terms of the attached agreement, executed on August 1, 1938, the transfer of highway jurisdiction from the State of Illinois to the City of Waukegan and from the City of Waukegan to the State of Illinois is confirmed to have occurred on December 7, 1990. Maps are attached showing the location for the above referenced highways.

Very truly yours,

James C. Slifer, P.E.
District Engineer

cc: Linda Ianuzi Hess, County Clerk/Lake County
Ronald H. Kroop, City Engineer/Public Works Director
William Durkin, City Clerk
Martin Buehler - Lake County Superintendent



bcc: W. T. Sunley (Central Bureau of Local Roads & Streets)
D. Wolaver (Central Bureau of Design)
W. Burns (Central Bureau of Land Acquisition)
D. Janik (Central Bureau Statewide Program Planning)
R. W. Jones (Central Bureau of Traffic)
R. York (Central Bureau of Urban Program Planning)(2)
J. W. Shay (Central Bureau of Maintenance)

R. Holub	J. Major	P. Plucienik	R. Thurmaier
P. Nathani	K. Macander	C. Kowalski	W. Kos
J. Friedrich	D. Carlson	M. Anderson	A. Lundberg
			P. Ludke

WRV/pg

Attachment(s)

Note: Methods Unit make appropriate adjustment to the City of Waukegan Municipal Maintenance Agreement to reflect this transfer.

R. Thurmaier - Please make the appropriate adjustments to your MMI Sub Section Inventory.

August 23, 1988

SUBJECT: DESIGN OPERATIONS
Joint City-State Agreement
FAU Route 2736
State Section D-N-1(87)
Job No. C-91-389-87
Lake County

88-00199-CO-CH
City of Waukegan

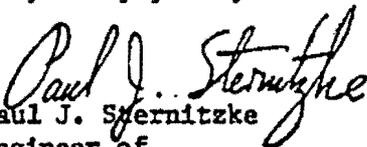
Mr. William F. Durkin
City Clerk
Waukegan, Illinois 60085

Dear Mr. Durkin:

The Joint Agreement providing for the improvement of this section has been executed by this Department.

I am sending you an original counterpart of the executed Agreement.

Very truly yours,


Paul J. Sternitzke
Engineer of
Design Operations

RDM/lis/1548L

cc: R. C. Wehner
D. G. Campbell - Attn: Dan Erwin
W. E. Burns
J. Shay
J. W. McCree
D. Janik
E. J. Kehl - Attn: Sandy Meyer
Robert W. Jones

JURISDICTIONAL TRANSFER

AGREEMENT

THIS AGREEMENT entered into this 1st day of August A.D. 1988, by and between the STATE OF ILLINOIS, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called the STATE, and the CITY OF WAUKEGAN, County of Lake, of the State of Illinois, hereinafter called the CITY.

WITNESSETH:

WHEREAS, the STATE, in order to facilitate the free flow of traffic and ensure safety to the motoring public, is desirous of improving the intersection of Sheridan Road @ Greenwood Avenue in the City of Waukegan, Lake County, Illinois (F.A.U. Route 2736, STATE Section: D-N-1(87), CITY Section: 88-00199-00-CH) by making the following improvements:

A. Sheridan Road (F.A.U. Route 2736) @ Greenwood Avenue:

Roadway widening and intersection channelization to provide Sheridan Road with two 11' and variable width through traffic lanes in each direction separated by a 12' left turn lane on the south approach and two 11' left turn lanes on the north approach and to provide Greenwood Avenue with two 11' and variable width through traffic lanes in each direction separated by an 11' and variable width left turn lane on both the east and west approaches. The east approach will also provide for an exclusive 10' right turn lane. Installation of new curb and gutter, upgrading of storm sewer system and complete resurfacing throughout, modernization of existing traffic signals including the installation of OPTICOM equipment and by performing all other work necessary to complete the improvement in accordance with the approved plans and specifications.

WHEREAS, the CITY is desirous of said improvement in that same will be of immediate benefit to the CITY residents and permanent in nature;

JURISDICTIONAL TRANSFER

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. The STATE agrees to make the surveys, obtain all necessary rights of way, prepare plans and specifications, receive bids and award the contract, furnish engineering inspection during construction and cause the improvement to be built in accordance with the plans, specifications and contract.
2. The STATE agrees to pay all right-of-way, construction and engineering costs, subject to reimbursement by the CITY as hereinafter stipulated.
3. It is mutually agreed by and between the parties hereto that the estimated cost of the improvement shall be as shown on Page 2A.
4. The CITY agrees to reimburse the STATE for 7.5% of all engineering and construction costs associated with the modernization of the traffic signals at Sheridan Road @ Greenwood Avenue (\$9,487.00). The CITY also agrees to reimburse the STATE for 100% of all engineering and construction costs associated with the installation of OPTICOM equipment at the aforementioned traffic signals (\$5,175.00). The total cost to the CITY is estimated to be \$14,662.00.
5. The CITY has passed a resolution appropriating sufficient funds to pay its share of the cost of this improvement, a copy of which is attached hereto as Exhibit A and made a part hereof.

Upon award of the contract for this improvement, the CITY will pay to the Department of Transportation of the State of Illinois in a lump sum, from any funds allotted to the CITY, an amount equal to 95% of its obligation incurred under this agreement and will pay to said Department, the remainder of its obligation in a lump sum upon completion of the project, based upon final costs.

The CITY agrees to pass a supplemental resolution to provide necessary funds for its share of the cost of this improvement if the amount appropriated herein proves to be insufficient to cover said cost.

PAGE - 2A -
ESTIMATE OF COST AND PARTICIPATION

<u>TYPE OF WORK</u>	<u>COST</u>	<u>FEDERAL</u>	<u>%</u>	<u>COST</u>	<u>STATE</u>	<u>%</u>	<u>COST</u>	<u>CITY</u>	<u>%</u>	<u>TOTAL</u>
<u>Roadway:</u>										
All roadway work	\$354,450		85.0	\$62,550		15.0	\$		N/A	\$417,000
P&C Engineering (15%)	\$ 53,167		85.0	\$ 9,383		15.0	\$		N/A	\$ 62,550
<u>Traffic Signals:</u>										
Modernization at Sheridan Rd. @ Greenwood Ave.	\$ 93,500		85.0	\$ 8,250		7.5	\$ 8,250		7.5	\$110,000
P&C Engineering (15%)	\$ 14,026		85.0	\$ 1,237		7.5	\$ 1,237		7.5	\$ 16,500
Installation of OPTICOM Equipment	\$		N/A	\$		N/A	\$ 4,500		100.0	\$ 4,500
P&C Engineering (15%)	\$		N/A	\$		N/A	\$ 675		100.0	\$ 675
TOTAL	\$515,143			\$81,420			\$14,662			\$611,225

6. The CITY has adopted and will put into effect prior to the STATE advertising for the work to be performed hereunder, an ordinance requiring that parking be prohibited along Sheridan Road and Greenwood Avenue within the limits of this improvement, within the CITY limits, a copy of which is attached hereto as Exhibit B and made a part hereof, and will in the future prohibit parking at such locations on or immediately adjacent to this improvement as may be determined by the STATE to be necessary from traffic capacity studies.
7. The CITY Has adopted and will put into effect, prior to the STATE advertising for the work to be performed hereunder, an appropriate ordinance prohibiting the discharge of storm, sanitary and industrial waste water into any storm sewers or drainage facility constructed as part of this improvement, a copy of which is attached hereto as Exhibit C and made a part hereof.
8. Prior to the STATE advertising for the work to be performed hereunder, the disposition of encroachments will be cooperatively determined by representatives from the CITY and the STATE.

The CITY has adopted and will put into effect, prior to the STATE advertising for the work to be performed herein, an appropriate ordinance relative to the disposition of encroachments and prohibiting in the future any new encroachments within the limits of the improvement, a copy of which is attached as Exhibit D and made a part hereof.
9. The CITY agrees to adopt a resolution or send a letter, prior to the STATE advertising for the work to be performed hereunder, approving the plans and specifications as prepared.
10. The STATE shall cause private utilities to be relocated at no expense to the STATE or CITY. Where a municipal utility has been installed (1) on right of way acquired by the STATE or (2) within defined limits of a route the STATE has accepted for maintenance responsibilities, subsequent to the date of such acceptance the municipality will bear all utility relocation or adjustment costs made necessary by the construction of this improvement.

11. Upon completion of the improvement final field inspection by the STATE and so long as Sheridan Road is used as a STATE highway, the STATE agrees to maintain, or cause to be maintained, the median, the through traffic lanes, the turning lanes, and the curb and gutter or stabilized shoulders and ditches adjacent to those lanes. The STATE will be responsible for the maintenance of lane line and median line markings.
12. Upon completion of the improvement and final field inspection by the STATE, the CITY agrees to maintain, or cause to be maintained, along Sheridan Road within the CITY limits, those portions of the improvement which are not to be maintained by the STATE, including sidewalks, parkways, manholes, catch basins, storm sewers, CITY owned utilities and appurtenances. The CITY will continue to maintain, or cause to be maintained, all of Greenwood Avenue. The CITY will be responsible for maintenance of crosswalk and stopline markings.
13. It is understood and agreed that at that point in time when the Lake Front Highway is officially open to traffic (between Greenwood Avenue and McKinley Street), the CITY will assume jurisdiction of Sheridan Road from Greenwood Avenue to McKinley Street (which will serve as the south Lake Front Highway connector). Additionally, the STATE will assume jurisdiction of Greenwood Avenue from Sheridan Road to the east ramp terminal of the Lake Front Highway.

The above is in accordance with the adopted resolution number 65-R-152 which was approved by the STATE on April 7, 1966.

The CITY will adopt and will put into effect prior to the STATE advertising for the work to be performed hereunder, an appropriate ordinance adding that portion of roadway described above (Sheridan Road - from Greenwood Avenue to McKinley Street) and identified on "Exhibit F" (BLR 1600) which is attached hereto and made a part hereof, to its CITY system. A copy of said ordinance is attached hereto as "Addendum #2" and made a part hereof.

Also, attached hereto and made a part hereof is Exhibit "G" (BLR 1600) which provides for the STATE assuming jurisdiction of Greenwood Avenue from Sheridan Road to the east ramp terminal of the Lake Front Highway.

14. Upon acceptance by the STATE of the traffic signal work included herein, the financial responsibility for maintenance and electrical energy for the operation of the signals shall continue to be as outlined in the Master Agreement executed by the STATE and CITY on March 15, 1982.

STATE retains the right to control the sequence and timing of the traffic signals.

The financial responsibility for the maintenance of the OPTICOM equipment shall be borne entirely by the CITY. Maintenance of the OPTICOM equipment will be in accordance with the provisions contained in said Master Agreement for those locations where OPTICOM exists on traffic signals to be maintained by the CITY.

Upon jurisdictional transfer of Sheridan Road and jurisdictional transfer of Greenwood Avenue as described in Item 13, the following provisions will be added to and made a material part of the aforementioned Master Agreement;

"The following described locations will hereby be deleted from the Master Agreement."

Sheridan Road @ Glen Flora Avenue
Sheridan Road @ Washington Street
Sheridan Road @ Water Street; and

"The financial responsibility for the maintenance of the following described locations will hereby be revised as follows and made a part of the Master Agreement."

<u>Intersection</u>	<u>Level of Maintenance</u>	<u>Maintenance</u>	<u>Electrical Energy</u>
---------------------	-----------------------------	--------------------	--------------------------

Sheridan Road

@ Belvidere Road I or II

STATE Share	25%	0%
CITY Share.	75%	100%

Sheridan Road

@ Grand Avenue I or II

STATE Share . . . . .	.50%	0%
CITY Share. . . . .	.50%	100%

It is understood and agreed that the above mentioned revisions shall become effective at such time when the jurisdiction of Sheridan Road and Greenwood Avenue are transferred under the conditions specified in item number 13.

THIS AGREEMENT and the covenants contained herein shall become null and void in the event the contract covering the construction work contemplated herein is not awarded by July 1, 1991.

THIS AGREEMENT shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

CITY OF WAUKEGAN

By *Rolub Sabourjian*
Mayor

Date: June 20 1988

ATTEST:

[Signature]
City Clerk
(SEAL)

STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION

By *H.W. Maxon*
Director of Highways

Date: August 1st 1988



Illinois Department of Transportation

Resolution for Improvement by Municipality Under the Illinois Highway Code

Constructi

BE IT RESOLVED, by the CITY COUNCIL of the CITY of WAUKEGAN, Illinois

that the following described street(s) be improved under the Illinois Highway Code:

Table with 4 columns: Name of Thoroughfare, Route, From, To. Row 1: Sheridan Road, 2736, at Greenwood, (blank)

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of INTERSECTION WIDENING AND CHANNELIZATION AND TRAFFIC SIGNAL MODERNIZATION

and shall be constructed feet wide and be designated as Section 88-00199-00-CH

2. That there is hereby appropriated the (additional) sum of SIXTEEN THOUSAND DOLLARS AND NO CENTS Dollars (\$ 16,000.00) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by CONTRACT ; and,

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

APPROVED

JUL 11 1988

Department of Transportation

Signature of District Engineer

Mr. William F. Durkin, City Clerk

In and for the City of Waukegan

County of Lake, hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the City Council

June 20, 19 88.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this day of A.D. 19 88

(SEAL)

Signature of Clerk

CITY

Clerk

Tenth Street, between South Jackson Street and South Genesee Street.

Utica Street, between Belvidere Street and Grand Avenue.

Washington Street, between Lewis Avenue and Spring Street.

Water Street, between South West Street and South Sheridan Road.

West Street, between Grand Avenue and Water Street. (Code 1960, § 62,89, Schedule F; Ord. No. 81-0-217, § 1; Ord. No. 86-0-10, §§ 1, 2)

Sec. 25-98. Parking prohibited at all times on specific streets.

When signs are erected giving notice thereof, no person shall park a vehicle at any time upon any of the streets or parts of streets described below:

Abington Court, east side.

Adams Street, from Eighth Street north to the end of the street.

Archer Avenue, west side, from George Avenue to the end of Archer Avenue.

Ash Street, east side, from Greenwood Avenue south to the Tower Lines.

Ash Street, west side, between Grove Avenue and Glen Flora Avenue, and between Grove Avenue and Douglas Avenue.

Baldwin Avenue, both sides, from the south curblin of Grand to a point one hundred (100) feet south thereof.

Belvidere Road, north side, from Illinois Route 131 to Knight Avenue.

Belvidere Road, south side, from Birch Avenue to Illinois Route 131.

Belvidere Street, both sides, between South Elmwood Avenue and west city limits, and from Lake Front Highway to Lewis Avenue, and those portions which are to be constructed or reconstructed as part of the improvement described in Resolution 65-R-152.

fifteen (215) feet east thereof; and between West Street and Hickory Street.

Grand Avenue, south side, from the west curblin of North Butrick Street eighty (80) feet west; between Genesee Street and County Street; and from five hundred ninety (590) feet east and two hundred fifty-one (251) feet west of the center line of Sheridan Road.

Green Bay Road, both sides, between Grand Avenue and Tenth Street, and from .13 mile south of Illinois Route 132 to .09 mile north of Washington Street, and from .12 mile south of Washington Street to .08 mile north of Belvidere Road.

Green Bay Road, both sides, from the center line of Sunset Avenue to one thousand (1,000) feet north and south thereof or to the city limits, whichever distance is shorter.

Greenleaf Avenue, both sides, northbound, from the north edge of the north ramp eight hundred fifty-two (852) feet to Lakehurst Circle.

Greenleaf Avenue, both sides, southbound, from the north edge of the north ramp eight hundred fifty-two (852) feet to Lakehurst Circle.

Greenwood Avenue, the portions which are to be constructed or reconstructed as part of the improvement described in Resolution 65-R-152; south side, between west right-of-way line of the Chicago and Northwestern Railway Company tracks and North Sheridan Road.

Greenwood Avenue, north side, from the west curblin of Sheridan Road to a point ninety-two (92) feet west.

Grove Avenue, south side, between Chestnut Street and Hickory Street, and between Jackson Street and Ash Street.

Hamilton Court, south side.

Harbor Place, east side, between Clayton Street and Madison Street.

Harding Avenue, both sides, from the west curblin of Lewis to a point one hundred (100) feet west thereof.

Sequoit Street, north side, between Sioux Street and Delaware Street.

Sheridan Road, five hundred seventeen (517) feet south of the center line of Grand Avenue; those portions of existing Sheridan Road which are to be reconstructed as part of the expressway covered and described by Resolution 65-R-152 lying within the city limits.

Sheridan Road, west side, from the north curblin of Belvidere to a point one hundred fifty (150) feet north of Belvidere.

Sheridan Road, west side, from the southwest corner of the intersection of Belvidere Road to the northwest corner of the intersection of Liberty Street.

Sheridan Road, west side, from Liberty Street south to the driveway of 512 South Sheridan Road.

Sheridan Road, west side, from a point three hundred ninety (390) feet south of Water Street to a point four hundred (400) feet north of Washington Street.

Sherman Place, between 126 and 132 Sherman Place.

Sherman Place, east side.

South Avenue, both sides, from the west curblin of Sheridan Road to a point 50 feet west thereof, and from the east curblin of Sheridan Road to a point one hundred (100) feet east thereof.

South Avenue, north side, between South Genesee Street and Market Street; south side.

South County Street, east side, between Belvidere Street and Lake Street.

South Elmwood Avenue, east side, from a point two hundred (200) feet south of Belvidere Street to Washington Street.

South Elmwood Avenue, west side, from a point two hundred (200) feet south of Belvidere Street to a point twenty-eight (28) feet south of Washington Street.

South Genesee Street, both sides, between Tenth Street and South Sheridan Road.

(m) *Excavation safeguards; surface restoration.* Excavations for a building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the city and in compliance with this Code. (Code 1960, § 12.13; Ord. No. 66-0-35)

**DIVISION 2. REGULATION OF DISCHARGES
TO SANITARY SEWERS**

Sec. 37-25. Use of storm sewers.

(a) No person shall discharge or cause to be discharged any storm water, surface water, groundwater, roof runoff, cooling water or unpolluted industrial process waters to any sanitary sewer.

(b) Storm water and all other unpolluted drainage shall be discharged into storm sewers or into a natural outlet.

(c) All storm water drains, including roof drains, yard drains, area drains and surface drains, may be connected to storm sewers where storm sewers are available. If storm sewers are not available, such water drains may be emptied into natural outlets, or may be run onto the street pavement area at the gutter or ditch line. In no case shall storm water be discharged so as to run over a public sidewalk.

(d) No person shall discharge sanitary sewage or industrial waste water into any storm sewer or storm drain. (Code 1960, § 12.14)

Sec. 37-26. Wastes prohibited in sewers.

Except as provided in this chapter, no person shall discharge any of the following described waters or wastes into any public sewer:

- (1) Any liquid or vapor having a temperature higher than one hundred fifty (150) degrees Fahrenheit;

Chapter 31

STREETS, SIDEWALKS AND PUBLIC PLACES*

- Art. I. In General, §§ 31-1—31-19
- Art. II. Streets, §§ 31-20—31-71
 - Div. 1. Generally, §§ 31-20—31-38
 - Div. 2. House Numbering, §§ 31-39—31-52
 - Div. 3. Benches, §§ 31-53—31-71
- Art. III. Sidewalks, §§ 31-72—31-122
 - Div. 1. Generally, §§ 31-72—31-90
 - Div. 2. Specifications, §§ 31-91—31-107
 - Div. 3. Sidewalk Contractor's License, §§ 31-108—31-122
- Art. IV. Driveways and Off-Street Parking Areas, §§ 31-123—31-155
- Art. V. Excavations, §§ 31-156—31-178
- Art. VI. Subsurface Space, §§ 31-179—31-187

ARTICLE I. IN GENERAL

Sec. 31-1. Obstructions—Prohibited; owner to remove after notice.

No person shall erect, construct or place any building, fence, porch, steps, gallery or other obstructions upon any street, sidewalk or other public ground, nor shall the owner of such obstruction, or the person in possession and control thereof, permit the same to remain in or upon such street, sidewalk or other public ground. The owner or person in possession and control thereof shall remove such obstruction within such reasonable time, not exceeding twenty (20) days, as he shall be required so to do by written notice served on him or his agent by the superintendent of public works or the department of police. (Code 1960, § 9.04)

Sec. 31-2. Same—Removal by city; recovery of costs.

Whenever the owner or person in possession or control of any obstruction in any street, sidewalk or public place fails

*Cross references—Department of public works, Ch. 2, Art. IV; department of engineering, Ch. 2, Art. V; board of local improvements, Ch. 2, Art. IX; motor vehicles and traffic, Ch. 25; planning, Ch. 28; subdivision regulations, Ch. 32; zoning regulations, App. A.

State law reference—General power of city over streets and public ways, Ill. Rev. Stat. Ch. 24, § 11-80-1 et seq.

Supp. No. 8

1897

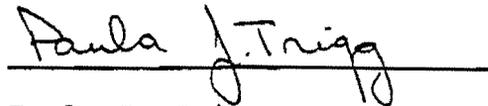
EXHIBIT D

PLAN APPROVAL

WHEREAS, in order to facilitate the improvement of the intersection of Sheridan Road at Greenwood Avenue (F.A.U. Route 2736) the City of Waukegan hereby approves the plans and specifications for the proposed constructions with the following comments:

1. The location of the proposed right-of-way in relation to the existing building at the Northwest corner of the intersection appears to leave the building/property with limited use.
2. The location of the sidewalk in relation to the back of curb along Greenwood appears to be close with respect to the projected amount of pedestrian and vehicle traffic.

Approved June 20, 88



Paula J. Trigg

City Engineer

STATE OF ILLINOIS DEPT. OF TRANSPORTATION	LOCAL AGENCY		TYPE OF SYSTEMS TRANSFER	
	Municipality <u>WAUKEGAN (C)</u>		<u>TYPE 1</u> From State Highway System To Local Highway System	TYPE 2 From Local Highway System To State Highway System
	Township/ Road District			
	County <u>LAKE</u>		Indicate Type of Systems Transfer	
LOCAL AGENCY-STATE JURISDICTIONAL TRANSFER	Section No. (for transfers involving an improvement) <u>STATE Sec:</u>		<u>TYPE 1</u>	

The above local agency, and the State of Illinois, acting by and through its Department of Transportation, agree to transfer the jurisdiction of the designated location in the manner indicated above under TYPE OF SYSTEMS TRANSFER

LOCATION DESCRIPTION

Name SHERIDAN ROAD Route F.A.R. 2736 Length 11,827 L.F. Miles 2.24
 Termini From GREENWOOD AVENUE to MCKINLEY STREET

This transfer does/does not include Structure No. N/A

WHEREAS, the authority to enter into this contract is granted the STATE by Section 4-409 of the Illinois Highway Code and the authority to make changes in the State Highway System is granted the STATE under Section 2-101 of the Illinois Highway Code, and

(Include for Municipalities Only)

WHEREAS, the authority to make changes to the Municipal Street System is granted to the Municipality by Section 7-101 of the Illinois Highway Code, and

NOW THEREFORE IT IS AGREED that the corporate authority of said municipality will pass an ordinance providing for the transfer of the above location and shall attach hereto a copy of a location map as Addendum No. 1 and a copy of the ordinance as Addendum No. 2, and

(Include for Counties Only)

WHEREAS, the authority to make changes to the County Highway System is granted to the County by Section 5-105 of the Illinois Highway Code, and

NOW THEREFORE IT IS AGREED that the County Board of said County will pass a resolution providing for the transfer of the above location and shall attach hereto a copy of a location map as Addendum No. 1, and a copy of the resolution as Addendum No. 2, and

(Include for Township/Road Districts Only)

WHEREAS, the authority to make changes to the Township/Road District System is granted to the Highway Commissioner under Section 6-305 of the Illinois Highway Code, and

NOW THEREFORE IT IS AGREED that the Highway Commissioner shall hold a hearing, as provided under Section 6-305 of the Illinois Highway Code, for the transfer of the above location and shall attach hereto a copy of a location map as Addendum No. 1, and a copy of the order resulting from such hearing as Addendum No. 2, and

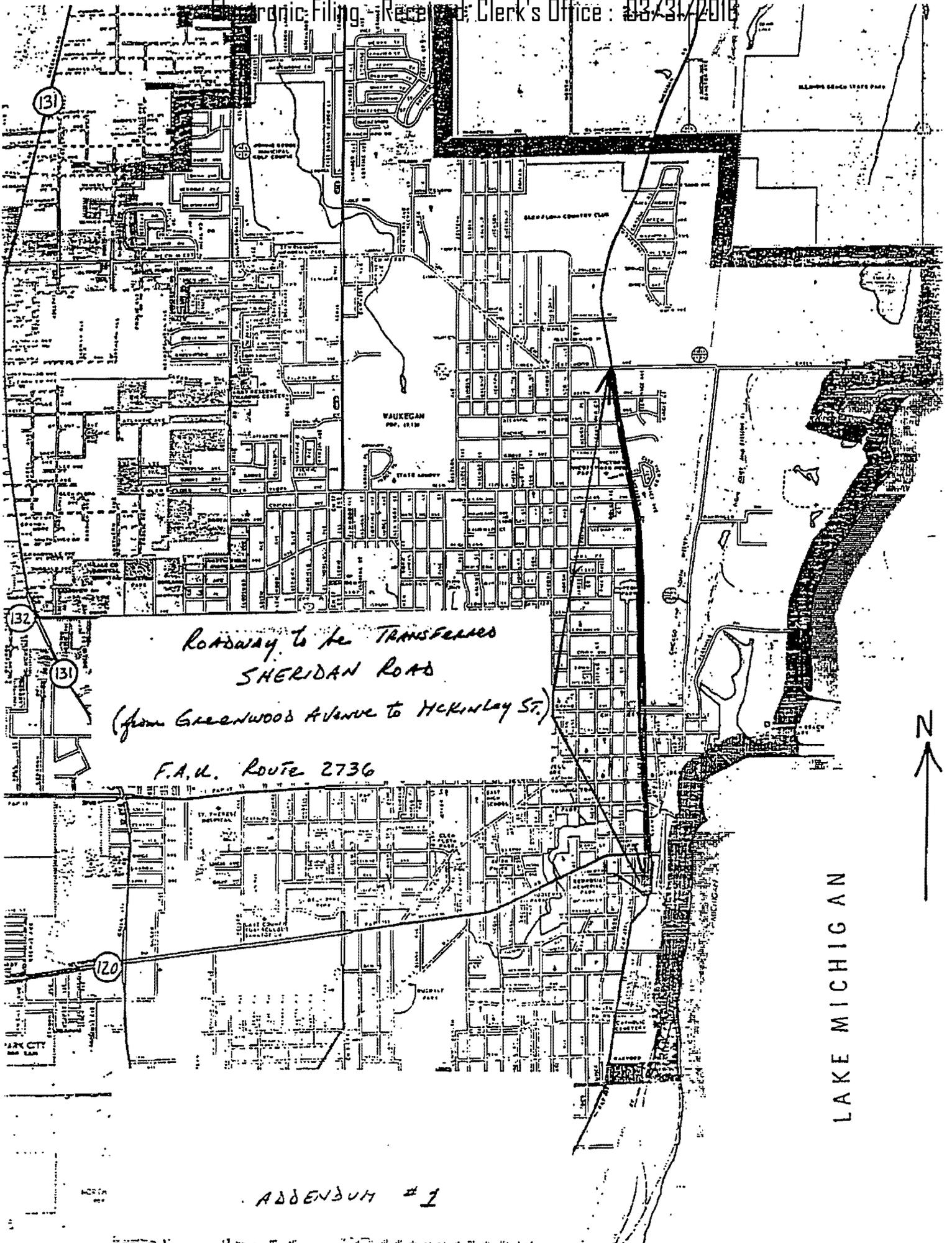
IT IS MUTUALLY AGREED, that this jurisdictional transfer will become effective AT THAT POINT IN TIME WHEN THE LAKE FRONT HIGHWAY IS OFFICIALLY OPEN TO TRAFFIC (Between Greenwood Avenue and McKinley Street)

SUPPLEMENTS

Additional information and/or stipulations, if any, are hereby attached and identified below as being apart of this jurisdictional transfer.

Supplement Addendum 1 & 2
 (Insert supplement numbers or letters and page numbers, if applicable.)

IT IS FURTHER AGREED, that the provisions of this jurisdictional transfer shall be binding upon and inure to the benefit of the parties hereto and their heirs, assigns and successors.



*Roadway to be Transferred
SHERIDAN ROAD
(from Greenwood Avenue to McKinley St.)*

F.A.R. Route 2736

LAKE MICHIGAN



ORDINANCE

88-0-53

AN ORDINANCE PROVIDING FOR THE ADDITION OF A
PORTION OF SHERIDAN ROAD TO THE MUNICIPAL STREET SYSTEM
OF THE CITY WAUKEGAN, LAKE COUNTY, ILLINOIS.

WHEREAS, the City of Waukegan, Illinois and the State of Illinois under date of June 20, 1988, entered into an agreement for the transfer of the jurisdiction of a portion of Sheridan Road.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WAUKEGAN, ILLINOIS, AS FOLLOWS:

SECTION 1: That the City agrees to accept and assume the full jurisdiction and maintenance responsibilities for Sheridan Road, FAU ROUTE 2736 from Greenwood Avenue to McKinley Street upon completion of the Lake Front Freeway from Greenwood Avenue to McKinley Street. A location map showing Sheridan Road and the portion to be transferred to the City for jurisdiction and maintenance responsibilities is attached hereto as Addendum #1 and made a part hereof.

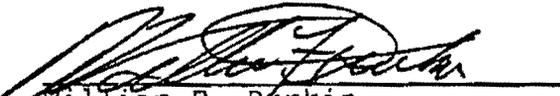
SECTION 2: That the City Clerk is directed to forward a certified copy of this Ordinance to the State of Illinois through its District Engineer's office at Schaumburg, Illinois.

SECTION 3: That all ordinances or parts of ordinances in conflict with the terms of this Ordinance, are, to the extent of such conflict, hereby repealed.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.


MAYOR

ATTEST:


William F. Durkin
City Clerk

June 20, 1988
Date

APPENDUM # 2

Electronic Filing - Received, Clerk's Office : 03/31/2016

June 20, 1988 City Council Meeting

ROLL CALL:

AYES: Aldermen Thomas Clement, Larry TenPas, James Petkus,
Richard Hyde, Robert Evans, Donald Weakley, and
John Gearica

NAYS: None

ABSENT: Alderman Haig Paravonian

STATE OF ILLINOIS DEPT. OF TRANSPORTATION	LOCAL AGENCY	TYPE OF SYSTEMS TRANSFER	
	Municipality <u>WAUKESHA (C)</u>	TYPE 1 From State Highway System To Local Highway System	TYPE 2 From Local Highway System To State Highway System
	Township/ Road District		
	County <u>LAKE</u>	Indicate Type of Systems Transfer	TYPE <u>2</u>
Section No. (for transfers involving an Improvement) <u>STATE SEC.</u>			

The above local agency, and the State of Illinois, acting by and through its Department of Transportation, agree to transfer the jurisdiction of the designated location in the manner indicated above under TYPE OF SYSTEMS TRANSFER

LOCATION DESCRIPTION

Name GREENWOOD AVENUE Route F.A.P 122 Length 2250 LF Miles
 Terminals From SHERIDAN ROAD to the EAST RAMP TERMINAL of the LAKE FRONT Highway

This transfer does/does not include Structure No. N/A

WHEREAS, the authority to enter into this contract is granted the STATE by Section 4-409 of the Illinois Highway Code and the authority to make changes in the State Highway System is granted the STATE under Section 2-101 of the Illinois Highway Code, and

(Include for Municipalities Only)

WHEREAS, the authority to make changes to the Municipal Street System is granted to the Municipality by Section 7-101 of the Illinois Highway Code, and

NOW THEREFORE IT IS AGREED that the corporate authority of said municipality will pass an ordinance providing for the transfer of the above location and shall attach hereto a copy of a location map as Addendum No. 1 and a copy of the ordinance as Addendum No. 2, and

(Include for Counties Only)

WHEREAS, the authority to make changes to the County Highway System is granted to the County by Section 5-105 of the Illinois Highway Code, and

NOW THEREFORE IT IS AGREED that the County Board of said County will pass a resolution providing for the transfer of the above location and shall attach hereto a copy of a location map as Addendum No. 1, and a copy of the resolution as Addendum No. 2, and

(Include for Township/Road Districts Only)

WHEREAS, the authority to make changes to the Township/Road District System is granted to the Highway Commissioner under Section 6-305 of the Illinois Highway Code, and

NOW THEREFORE IT IS AGREED that the Highway Commissioner shall hold a hearing, as provided under Section 6-305 of the Illinois Highway Code, for the transfer of the above location and shall attach hereto a copy of a location map as Addendum No. 1, and a copy of the order resulting from such hearing as Addendum No. 2, and

IT IS MUTUALLY AGREED, that this jurisdictional transfer will become effective AT THAT POINT IN TIME WHEN THE LAKE FRONT HIGHWAY IS OFFICIALLY OPEN TO TRAFFIC (BETWEEN GREENWOOD AVENUE AND MCKINLEY STREET)

SUPPLEMENT

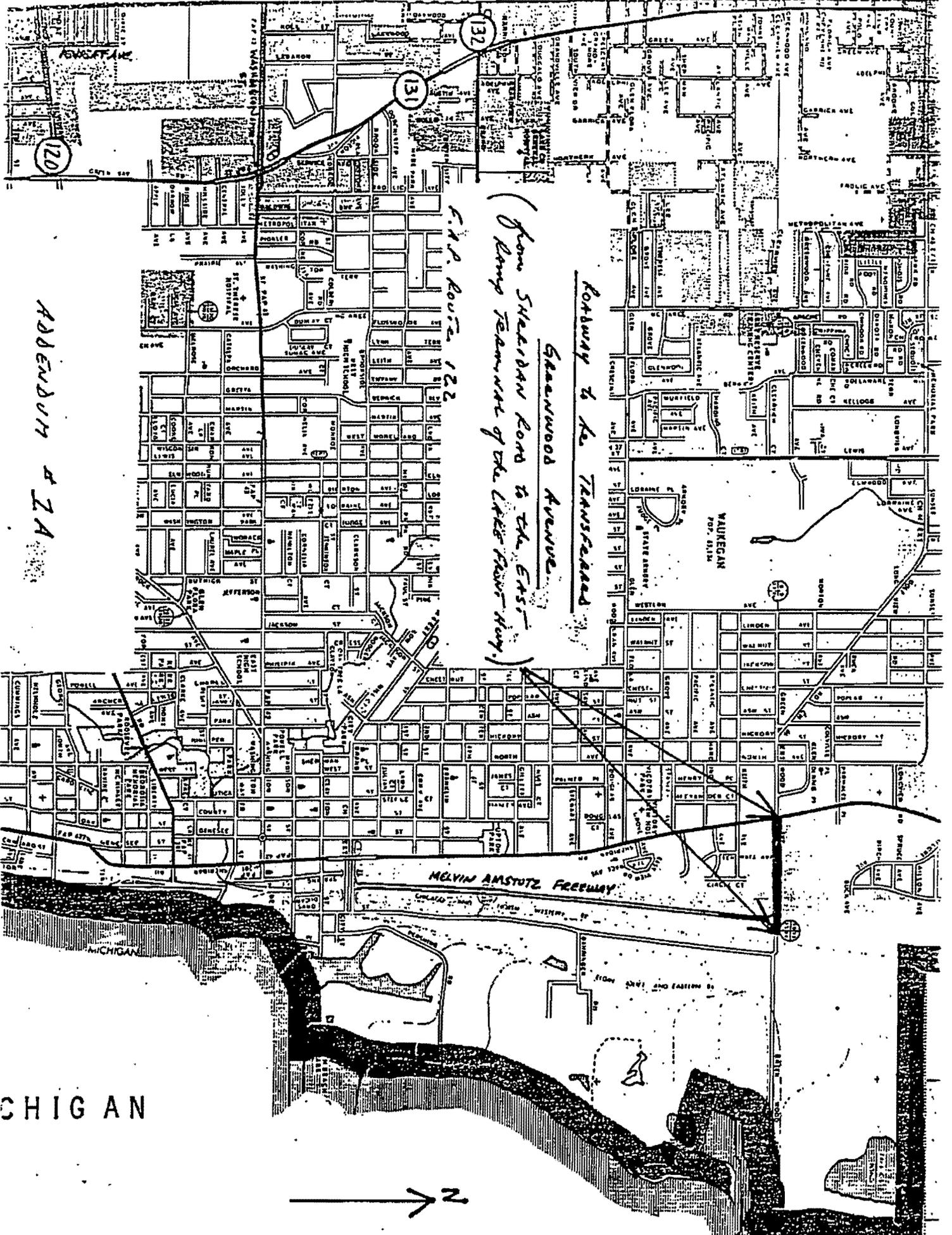
Additional information and/or stipulations, if any, are hereby attached and identified below as being apart of this jurisdictional transfer.

Supplement

ADDENDUM 1A

(Insert supplement numbers or letters and page numbers, if applicable.)

IT IS FURTHER AGREED, that the provisions of this jurisdictional transfer shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.



ADDENDUM # 2A

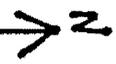
from Sheridan Road to the east ramp northeast of the Lake Shore Hwy.

Greenwood Avenue

Fordway to the Transford

E.H. Route 122

CHIGAN



OPEN
12/7/90

RECEIVED

DEC 14 '90

THE NEWS-SUN

Waukegan, Illinois, 60085.

12-8-90

Another Amstutz link opens to public

By Ralph Zahorik
Staff Writer

The downtown Waukegan leg of the Amstutz (Lakefront) Expressway was opened to traffic Friday.

There was no ribbon-cutting or official opening — construction workers simply removed barricades as work was finished — but Waukegan Mayor Haig Paravonian and other city officials made a ceremonial visit to the Belvidere Street overpass to celebrate the event.

The highway could spur development of the Waukegan lakefront, said the mayor. "It'll make access to the lakefront easier," he said. "It's going to bring people down to the lakefront faster."

The opening caught numbers of northbound motorists bound for downtown Waukegan along South Sheridan Road by surprise. Used

A look at how the Amstutz will affect shoreline travel. Page 16

to following Sheridan Road along the top of the Lake Michigan bluff to the downtown, they found themselves on the new highway and unable to exit till they reached Grand Avenue (Mathon Drive overpass) at the north end of the downtown.

The posted speed limit on the highway was 50 miles an hour. With the north end from Grand Avenue to Greenwood Avenue, opened in 1974, the entire, completed Waukegan segment totals about 2.5 miles with one interchange at Grand Avenue.

But the lakefront highway is far from complete, Paravonian noted. "There's still a bottleneck in North Chicago," he said.

Continued on Page 15

Metra commuter station and the lakefront, said the mayor. The new highway partially walls off pedestrians from downtown Waukegan to Waukegan Harbor. Previously, pedestrians had a four or five-block walk to reach the harbor from Sheridan Road.

The new highway increases the walk in some instances to six and seven blocks.

Paravonian and aide Jack Simonian drove down to Market Street to take a look at the route they want the highway to follow into North Chicago. Bricks and rubble from the north half of the former VR/Wesson plant, recently demolished, were piled along Market Street.

The mayor said other derelict industrial buildings in the area will be torn down by owners or the city. "It's time this whole area was cleared," he said.

Nearby, Ken Washington and James Davis were stoking fires and scavenging metal from the remains of abandoned and demolished buildings. "Scraping" has become a major activity over the past few years along the south end of the Waukegan lakefront.

Asked about the new highway, Washington, a long-time South Side resident said, "I don't see what it's for. I've never understood what it's for."

Paravonian said he used to go "junkin'" in the same area years ago.

Total cost of the downtown segment of the Amstutz Expressway is about \$13 million. More than 300,000 cubic yards of earth were moved. About 34,000 tons of asphalt and 8,300 yards of concrete were poured, 32,000 feet of drain pipe installed and 500 tons of steel reinforcement rods used in bridges and overpasses.

Amstutz

Continued from Page 1

Former Lake County Highway Superintendent Melvin Amstutz, for whom the highway is named, wanted a four-lane, limited access highway to run along Lake Michigan from the Wisconsin state line south to North Chicago and west to the Tri-State Tollway.

Major improvements have been made to Route 137 (Buckley Road) between the tollway and Great Lakes Naval Base and a North Chicago segment of the highway between Buckley Road and 22nd Street is scheduled to open next spring. However, there are no current funding plans for a major, two-mile-long missing link between 22nd Street and Waukegan's South Side.

The cities of Waukegan and North Chicago don't agree on the route the "missing link" should take. North Chicago Mayor Bobby Thompson wants the route to follow existing Sheridan Road through North Chicago while Paravonian wants the highway to follow a state plan east of Sheridan Road.

The disagreement could hold up state funding for the project, said Paravonian. "We'll be working with the governor's office and legislators (for funding), but Waukegan and North Chicago have to present a united effort," he said.

The downtown leg also should have a pedestrian bridge over the highway at Madison Avenue to the

Bill/Jim

12-18-90

our records up to date?

DIVISION OF HIGHWAYS

APR 13 1966

ELGIN, ILLINOIS

RESOLUTION

65-R-172

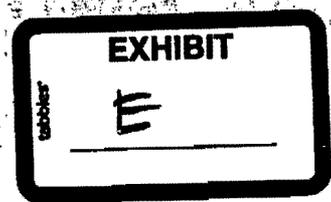
PROVIDING FOR A JOINT CITY-STATE IMPROVEMENT PROJECT
REHABILITATION ROUTE 48 AND 150 STATE HIGHWAYS 4 & 9
EXTENDING FROM NORTH OF GREENWOOD AVE. SOUTHWEST TO
THE NORTH CORPORATE LIMITS OF THE CITY OF ELGIN,
COUNTY OF LAKE, ILLINOIS.

WHEREAS, the State of Illinois, acting through its Department of Public Works and Buildings, hereinafter called the "STATE," the County of Lake and a separate State-County resolution, and the City of Madison Park hereinafter called the "CITY," propose to jointly construct Federal-aid Route 48 and 150 from north of Greenwood Avenue to the southerly corporate limits of the City (10th Street), a distance of approximately 3.15 miles; said improvement to consist of constructing dual 24 foot and variable width pavements separated by a 6 foot and variable width barrier type median, concrete, grade separated, high structures, interchange facilities, drainage installations, drainage roadway lighting and traffic signals, city recontouring and local roads are necessary to maintain continuity of the local road net in the vicinity of the improvement and such other incidental work as is necessary to complete the improvement; and

WHEREAS, the STATE is willing to participate in the improvement to the following extent, provided the CITY will participate as outlined in this resolution:

1. The STATE will make or cause to be made, surveys, plans and specifications, and will receive bids, award the contracts, furnish engineering supervision and inspection during construction and cause the improvement to be built in accordance with the plans, specifications and contract, and
2. The STATE will pay for all engineering and construction costs with any funds made available to the STATE, and
3. The STATE will pay for all rights of way located by the Department with any funds made available to the STATE, and
4. The STATE will acquire or cause to be acquired all rights of way necessary to construct the improvement except that which is to be acquired by the CITY as hereafter noted, and
5. The STATE will secure or cause to be secured all railroad agreements, and
6. The STATE will, upon completion of the improvement and so long as the improvement is used as a State Highway, maintain or cause to be maintained at its expense the improvement in its entire length except for that portion to be maintained by the CITY as hereafter noted, and

WHEREAS, the cost of the improvement is approximately \$6,000,000.00,



WHEREAS, the CITY is willing to participate in the improvement to the following extent provided the STATE will participate as outlined in this resolution:

- I. The CITY will, at locations noted, assume responsibilities pertinent to proposed construction at these locations in accordance with the following:

A. At Greenwood Avenue:

1. The CITY will negotiate, pay for and acquire in the name of the CITY all rights of way east of the Chicago and North Western Railway necessary to reconstruct the at-grade intersection of Greenwood Avenue and Sand Street.
2. The CITY will reimburse the STATE for 50 per cent of the cost of right of way acquisition necessary to construct that portion of Greenwood Avenue west of the Chicago and North Western Railway which is located between Station 13+20 and the railway property, and for 100 per cent of the cost of right of way acquisition necessary to construct that portion of Greenwood Avenue between Station 22+50 and Station 31+00, and will, in the event a tract of right of way is necessary to accommodate construction on both sides of either of the above stations, participate in the cost of said tract on the basis of a square foot percentage pro-ration of the total taking from that tract; said right of way costs to the CITY estimated to be \$13,000.00.
3. The CITY will reimburse the STATE for 100 per cent of the cost of all construction necessary along Greenwood Avenue between Stations 22+50 and 31+00 and for 40 per cent of the cost of all construction along Greenwood Avenue east of Station 13+20, including the railway grade separation structure, intersection work at Sand Street and any reimbursable utility work necessary, as indicated on the attached exhibit, cost to the CITY estimated to be \$241,000.00.
4. The CITY will reimburse the STATE for the cost of any new traffic signal or highway lighting installations which are constructed along Greenwood Avenue.
5. The CITY will furnish electrical energy for and maintain lighting facilities and traffic signals installed as part of the improvement along Greenwood Avenue.
6. The CITY will maintain the improvement along Greenwood Avenue in its entirety as indicated on the attached exhibit. This will include the wearing surface of the grade separation structure over the expressway (excluding the structure proper), the railroad structure (including the wearing surface) and that portion of Sand Street which is reconstructed.

B. At Grand Avenue:

1. The CITY will reimburse the STATE for the cost of any new traffic signal or highway lighting installations which are constructed along Grand Avenue.
2. The CITY will furnish electrical energy for and maintain all lighting facilities and traffic signals constructed along Grand Avenue as part of this improvement.
3. The CITY will, at its expense and independently of any STATE contract, extend Sand Street from Clayton Street to a connection with Market Street at Water Street.
4. The CITY will maintain the improvement along Grand Avenue and the reconstructed and extended portions of Sand Street southerly to Water Street in their entirety, as indicated on the attached exhibit. This will include the wearing surface of the grade separation structure over the expressway (but excluding the structure proper) and the entire structure (including the wearing surface) over the Chicago and North Western Railway.

C. At Washington Street:

1. The CITY will reimburse the STATE for the cost of any new highway lighting installations which are constructed along Washington Street.
2. The CITY will supply electrical energy and maintain any lighting facilities installed along Washington Street as a part of this improvement.
3. The CITY will maintain the wearing surface of the grade separation structure.

D. At Belvidere Street:

1. The CITY will reimburse the STATE for the entire costs of any traffic signals installed as a part of this improvement and will maintain and supply electrical energy for said traffic signals.
2. The CITY will reimburse the STATE for 50 per cent of the cost of lighting facilities installed along Belvidere Street as part of this improvement.
3. The CITY will furnish electrical energy for and maintain all lighting facilities installed along Belvidere Street as part of this improvement.

4. The CITY will reimburse the STATE for 55 per cent of the costs, said amount to be not less than \$210,000.00 nor more than \$700,000.00, for constructing the grade separation structure and approaches carrying Belvidere Street over F.A. Route 150 and the Chicago and North Western Railway and the approaches thereto along Relocated Market Street between Water Street and a point approximately 0.55 mile to the south, the total cost to the CITY estimated to be \$236,000.00.
5. The CITY will maintain the improvement along Belvidere in its entirety, as indicated on the attached exhibit. This will include the grade separation structures over the expressway and the railroad in their entirety; (including the wearing surfaces) the east approaches to the railroad structure and the connection to Market Street. *all*

B. At South Avenue:

1. The CITY will reimburse the STATE for 50 per cent of the cost of constructing South Avenue from the east return of the northbound ramp connection to South Avenue easterly, said construction to include the grade separation structure carrying relocated South Avenue over the Chicago and North Western Railway and any other necessary incidental construction, the total cost of this work to the City estimated to be \$235,000.00.
2. The CITY will reimburse the STATE for the complete costs of any new traffic signal installations and 50 per cent of the costs of any new lighting facilities constructed as a part of this improvement, and will maintain and furnish electrical energy for said installations.
3. The CITY will maintain the improvement along South Avenue in its entirety, including the wearing surface of the grade separation structure over the expressway (but excluding the structure proper) and the entire grade separation structure over the Chicago and North Western Railway (including the wearing surface), all as indicated on the attached exhibit.

F. At 10th Street:

1. The CITY will maintain in its entirety, that portion of 10th Street located west of the proposed expressway which is reconstructed as a part of this improvement and which lies within the CITY.

II. The CITY will, after the expressway is open to traffic from Greenwood Avenue to the southerly corporate limits, maintain Sheridan Road in its entirety from north of Greenwood Avenue southerly to and including the ramp connection to the proposed expressway southerly of South Avenue as indicated on the attached exhibit, and *all*
showing

Electronic Filing - Received, Clerk's Office : 03/31/2016

- III. The CITY will, subsequent to construction of the following roads, maintain or cause them to be maintained:
- A. Relocated Spring Street between Clayton and Madison Streets located east of and parallel to the expressway improvement.
 - B. An Access Road extending Clinton Street northerly of Lakeview Avenue located south of South Avenue and east of the expressway improvement.
 - C. An East-West Access Road located between South Avenue and Lakeview Avenue easterly of existing Sheridan Road.
 - D. A Frontage Road located westerly of and along the right of way of existing Sheridan Road between Helmholtz and May Street.
 - E. Access Roads connecting to Brighton Avenue and to St. Mary's and the Oakwood Cemeteries opposite the 8th Street connection.
 - F. 8th Street located west of the westerly edge of the proposed expressway pavement.
 - G. Relocated Market Street including the side road connection south of Water Street, and
- IV. The CITY will, prior to the contracts being advertised for letting adopt an ordinance vacating portions of certain City streets and alleys, where necessary as a consequence of the proposed improvement, and
- V. The CITY will permit the STATE to utilize certain existing City street rights of way for construction of service of frontage roads in order to maintain reasonable circulation of local traffic, and
- VI. The CITY will prior to the contracts being advertised for letting furnish the STATE with written approval of the plans as completed, and
- VII. The CITY will, prior to the award of the contracts, relocate at no cost to the STATE, all municipally owned utilities affected by the proposed construction, and
- VIII. The CITY will adopt, prior to the contracts being advertised for letting, and will enforce an appropriate ordinance prohibiting the discharge of sanitary sewage and industrial waste water into any storm sewers constructed as part of this improvement, and
- IX. The CITY will permit the STATE to utilize existing municipally owned storm sewers to outlet surface water from streets which are to be reconstructed as a part of this improvement, and
- X. The CITY will prior to the contracts being advertised for letting adopt an ordinance prohibiting parking on that portion of the expressway which lies within its corporate limits, also on those portions of existing Sheridan Road which are to be reconstructed as a part of the expressway and which lie within its corporate limits, also those portions of Greenwood Avenue, Grand Avenue, Washington Street, Melville Street, South Street,

Sand Street and Market Street, which are to be constructed or reconstructed as a part of this improvement. As the various segments of the over-all improvement are completed, the appropriate portions of this parking ordinance are to be made effective, and

- XI. The CITY will reimburse the STATE for the cost of making surveys and preparing plans and specifications on the basis of five (5) per cent of the CITY'S construction costs of the improvement and will reimburse the STATE for construction engineer, supervision and inspection on the basis of (a) four per cent of said construction costs, except for the costs of that portion of the improvement described in item ID (Salvidera Street) above, said described preliminary engineering, construction engineering, supervision and inspection costs being estimated to be \$50,000, and
- XII. The CITY will not permit any new driveways or entrances to be constructed onto any part of the improvement that is maintained by the STATE, and
- XIII. The CITY will comply with Title VI of the Civil Rights Act of 1964 and all applicable requirements pursuant to the regulations of the Department of Commerce (Title 15, Code of Federal Regulations, Part 8) and will insert the nondiscrimination clauses set forth in Appendix A attached hereto, in all contracts incidental to this improvement, and

WHEREAS, the total estimated cost of the CITY'S share of the improvement, including engineering, but excluding new traffic signal installations, new highway lighting facilities and rights of way to be acquired by the CITY, is approximately \$332,000.

NOW WHEREFORE BE IT RESOLVED, that there is hereby appropriated the sum of Eight hundred thirty two thousand dollars (\$832,000.00), or as much as may be necessary, from any money now or hereafter allotted to the CITY under the provision of the Motor Fuel Tax Law, to pay the CITY'S share of the cost of this improvement as provided herein, and

BE IT FURTHER RESOLVED, that upon award of the contract, the Department of Finance of the State of Illinois is hereby authorized and directed to deduct and pay over to the Department of Public Works and Buildings from monies allotted or to be allotted to the CITY in accordance with the Motor Fuel Tax Law, not more than the amount appropriated, provided deductions shall start with the first month after the award of the contract and in an amount equal to one twenty-fourth (1/24th) of the CITY'S share of the contract price, and continued each month at the same rate until the total cost has been determined. After the complete cost has been determined, the monthly deductions shall be adjusted so that the total cost of the twenty-four monthly payments shall equal the CITY'S total obligation under this agreement, and

BE IT FURTHER RESOLVED, that if the cost of this improvement exceeds the amount appropriated by this resolution, the CITY will pass supplemental resolutions to appropriate necessary additional funds, and

BE IT FURTHER RESOLVED, that for the purpose of the CITY'S records this improvement shall be known as Section 129 CS, and

BE IT FURTHER RESOLVED, that approval of this resolution by the STATE shall be considered as its concurrence in and acceptance of the terms contained herein and shall constitute an agreement between the CITY and STATE for the construction and maintenance of the improvement described herein, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to transmit two certified copies of this resolution to the Division of Highways, through the District Engineer's office at Elgin, Illinois.

APPROVED
STATE OF ILLINOIS
DEPARTMENT OF PUBLIC WORKS AND BUILDINGS
DIVISION OF HIGHWAYS

V.E. Staff
Chief Highway Engineer

April 7 19*66*

STATE OF ILLINOIS)
COUNTY OF LAKE) SS
CITY OF WAUKEGAN)

I, H. A. Guthrie
Clerk in and for the City of
Waukegan, hereby certify the
foregoing to be a true, perfect
and complete copy of a resolution
adopted by the City Council at a
meeting held on September 27
19 65.

H. A. Guthrie
City Clerk

APPENDIX A

During the performance of this contract, the company, for itself, its assignees and successors in interest (hereinafter referred to as the "company"), agrees as follows:

- (1) Compliance with Regulations: The company will comply with the Regulations of the Department of Commerce relative to nondiscrimination in federally-assisted programs of the Department of Commerce (Title 15, Code of Federal Regulations, Part 8, hereinafter referred to as the Regulations), which are herein incorporated by reference and made a part of this contract.
- (2) Nondiscrimination: The company, with regard to the work performed by it after award and prior to completion of the contract work, will not discriminate on the ground of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The company will not participate either directly or indirectly in the discrimination prohibited by Section 8.4 of Regulations, including employment practices when the company covers a program set forth in Appendix A-II of the Regulations.
- (3) Solicitations for Subcontracts, Including Procurements of Materials and Equipment: In all solicitations either by competitive bidding or negotiation made by the company for work to be performed under a subcontract, including procurements of materials or equipment, each potential subcontractor or supplier shall be notified by the company of the company's obligations under this contract and the Regulations relative to nondiscrimination on the ground of race, color or national origin.
- (4) Information and Reports: The company will provide all information and reports required by the Regulations, or orders and instructions issued pursuant thereto, and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the State Highway Department or the Bureau of Public Roads to be pertinent to ascertain compliance with such Regulations, orders and instructions.

Where any information required of a company is in the exclusive possession of another who fails or refuses to furnish this information, the company shall so certify to the State Highway Department, or the Bureau of Public Roads as appropriate, and shall set forth what efforts it has made to obtain the information.

- (5) Sanctions for Noncompliance: In the event of the company's noncompliance with the nondiscrimination provisions of this contract, the State Highway Department shall impose such contract sanctions as it or the Bureau of Public Roads may determine to be appropriate, including, but not limited to,
- (a) withholding of payments to the company under the contract until the company complies, and/or
 - (b) cancellation, termination or suspension of the contract, in whole or in part.
- (6) Incorporation of Provisions: The company will include the provisions of paragraph (1) through (6) in every subcontract, including procurements of materials and leases of equipment, unless exempt by the Regulations, order, or instructions issued pursuant thereto. The company will take such action with respect to any subcontract or procurement as the State Highway Department or the Bureau of Public Roads may direct as a means of enforcing such provisions including sanctions for non-compliance: Provided, however, that, in the event a company becomes involved in, or is threatened with, litigation with a subcontractor or supplier as a result of such direction, the company may request the State to enter into such litigation to protect the interests of the State, and, in addition, the company may request the United States to enter into such litigation to protect the interests of the United States.

03/30/2016

Revision

Prepared For:

Illinois Department of Transportation 1
201 West Center Court
Schaumburg, IL 60196-1096

Effective Date of Commitment: February 19, 2016

Revised Date: 03/30/2016

Job:	R-91-999-90	WTG#:	I1-2016LK-3795.0
:		Effective Date:	February 19, 2016
County:	Lake	Section:	15
Section:	Greenwood Ave At Northwestern RR	Township:	45N
Parcel:		Range:	12E

Tax Parcel Number(s):
08-15-100-005



03/30/2016

Job R-91-999-90

County Lake
Section Greenwood Ave At Northwestern RR
Parcel

A.L.T.A. COMMITMENT FORM

Schedule A

WTG Number: II-2016LK-3795.0

Effective Date: February 19, 2016

1. Policy or Policies to be issued: 2006 ALTA Owner's
Proposed Amount of Insurance: \$1,000.00
Proposed Insured: The People of the State of Illinois
Department of Transportation

2. The estate or interest in the land described or referred to in this commitment is a Fee Simple and title hereto is at the effective date hereof vested in:

Commonwealth Edison Company

3. The land referred to in this commitment is described as follows:

See Attached Page 2 of Schedule A

ISSUED BY:

Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company



03/30/2016

Job R-91-999-90

County Lake
Section Greenwood Ave At Northwestern RR
Parcel

WTG Number: 11-2016LK-3795.0

A.L.T.A. COMMITMENT FORM

Schedule A Continued

LEGAL DESCRIPTION

PARCEL 1: THAT PART OF THE WEST HALF OF THE NORTH WEST QUARTER OF SECTION 15, TOWNSHIP 45 NORTH, RANGE 12, EAST OF THE 3RD P.M., LYING EAST OF AND ADJOINING SAND STREET AND SOUTHERLY OF AND ADJOINING THE SWITCH RAILWAY RIGHT OF WAY OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY AS ESTABLISHED IN THE DEED FROM JAMES MORROW AND WIFE, TO WILDER TANNING COMPANY, DATED DECEMBER 23, 1915 AND RECORDED DECEMBER 23, 1915, AS DOCUMENT 162510, IN BOOK 205 OF DEEDS, PAGE 471, (EXCEPTING THEREFROM THAT PART CONVEYED BY THE GRIESS-PFLEGER TANNING COMPANY TO ELGIN, JOLIET AND EASTERN RAILWAY COMPANY BY DEED DATED MARCH 23, 1920 AND RECORDED MAY 20, 1920, AS DOCUMENT 192842, IN BOOK 228 OF DEEDS, PAGE 395, ALSO EXCEPTING THAT PART THEREOF CONVEYED BY THE GRIESS-PFLEGER TANNING COMPANY, TO THE ELGIN, JOLIET AND EASTERN RAILWAY COMPANY, BY DEED DATED MARCH 31, 1920 AND RECORDED MAY 20, 1920, AS DOCUMENT 192843, IN BOOK 228 OF DEEDS, PAGE 396), IN LAKE COUNTY, ILLINOIS.

PARCEL 2: THAT PART OF THE NORTH WEST QUARTER OF THE SOUTH WEST QUARTER OF SECTION 15, TOWNSHIP 45 NORTH, RANGE 12, EAST OF THE 3RD P.M. DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH WEST CORNER OF THE SOUTH WEST QUARTER OF FRACTIONAL SECTION 15, TOWNSHIP 45 NORTH, RANGE 12, EAST OF THE 3RD P.M.; THENCE EASTERLY WITH AND ALONG THE NORTH LINE OF SAID SOUTH WEST QUARTER SECTION, A DISTANCE OF 390.7 FEET MORE OR LESS, TO THE PLACE OF BEGINNING IN THE EASTERLY LINE OF SAND STREET, SAID POINT BEING 150 FEET EASTERLY FROM, MEASURED AT RIGHT ANGLES, TO

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

Job R-91-999-90

County Lake
Section Greenwood Ave At Northwestern RR
Parcel

THE EASTERLY RIGHT OF WAY LINE OF THE CHICAGO AND NORTHWESTERN RAILWAY COMPANY; THENCE SOUTHERLY WITH AND ALONG THE EASTERLY LINE OF SAID SAND STREET, BEING PARALLEL WITH THE SAID EASTERLY RIGHT OF WAY LINE OF SAID RAILWAY COMPANY, A DISTANCE OF 847.4 FEET TO A POINT IN THE NORTH LINE OF THE PROPERTY OF THE NORTH SHORE GAS COMPANY, SAID POINT BEING 841.5 FEET DUE SOUTH FROM THE NORTH LINE OF SAID SOUTH WEST QUARTER SECTION; THENCE EASTERLY WITH AND ALONG THE NORTH LINE OF THE PROPERTY OF THE NORTH SHORE GAS COMPANY, A DISTANCE OF 460.2 FEET TO A POINT, SAID POINT BEING 841.5 FEET DUE SOUTH FROM THE NORTH LINE OF SAID SOUTH WEST QUARTER SECTION; THENCE NORTHERLY ALONG A LINE A DISTANCE OF 847.4 FEET TO A POINT IN THE NORTH LINE OF SAID SOUTH WEST QUARTER SECTION, SAID POINT BEING 460.2 FEET DUE EAST OF THE PLACE OF BEGINNING; THENCE WEST ALONG THE NORTH LINE OF SAID SOUTH WEST QUARTER SECTION, 460.2 FEET TO THE PLACE OF BEGINNING, IN LAKE COUNTY, ILLINOIS.

PARCEL 3: THAT PART OF THE NORTH WEST QUARTER OF THE SOUTH WEST QUARTER OF SECTION 15, TOWNSHIP 45 NORTH, RANGE 12, EAST OF THE 3RD P.M., DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF THE SOUTH WEST QUARTER OF THE NORTH WEST QUARTER OF SECTION 15, TOWNSHIP 45 NORTH, RANGE 12, EAST OF THE 3RD P.M., SAID POINT BEING 76.08 FEET WESTERLY FROM THE SOUTH EAST CORNER OF THE SOUTH WEST QUARTER OF THE NORTH WEST QUARTER OF SAID SECTION 15, MEASURED WITH AND ALONG THE SOUTH LINE OF SAID QUARTER QUARTER SECTION; THENCE SOUTH WESTERLY ALONG A LINE MAKING A SOUTH WEST ANGLE OF 74 DEGREES AND 54 MINUTES WITH THE SOUTH LINE OF SAID QUARTER QUARTER SECTION, 274.9 FEET; THENCE WESTERLY ALONG A LINE MAKING A NORTH WEST ANGLE OF 105 DEGREES AND 6 MINUTES WITH THE LAST DESCRIBED COURSE AND PARALLEL TO THE SOUTH LINE OF SAID QUARTER QUARTER SECTION, 357.7 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF THE ELGIN, JOLIET AND EASTERN RAILWAY COMPANY; THENCE NORTH EASTERLY WITH AND ALONG SAID WESTERLY RIGHT OF WAY LINE AND MAKING A NORTH EAST ANGLE OF 83 DEGREES AND 4 MINUTES WITH THE

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

Job R-91-999-90

County Lake
Section Greenwood Ave At Northwestern RR
Parcel

LAST DESCRIBED COURSE 267.55 FEET TO A POINT ON THE SOUTH LINE OF SAID QUARTER QUARTER SECTION; THENCE EASTERLY WITH AND ALONG THE SOUTH LINE OF SAID QUARTER QUARTER SECTION, MAKING A SOUTH EAST ANGLE OF 96 DEGREES AND 56 MINUTES WITH THE LAST DESCRIBED COURSE 397.09 FEET TO THE PLACE OF BEGINNING OF PROPERTY HEREIN DESCRIBED, IN LAKE COUNTY, ILLINOIS.

PARCEL 4:

ALL THAT PART OF THE WEST HALF (W1/2) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION FIFTEEN (15), TOWNSHIP FORTY-FIVE (45) NORTH, RANGE TWELVE (12) EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF AND ADJOINING THE PROPERTY CONVEYED IN FEE BY JAMES MORROW AND WIFE TO THE WILDER TANNING COMPANY, BY DEED DATED DECEMBER 23, 1915, AND RECORDED DECEMBER 23, 1915, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, ILLINOIS, AS DOCUMENT NO. 162510 IN BOOK 20 OF DEEDS, AT PAGE 471, AND LYING EAST OF SAND STREET, IN THE CITY OF WAUKEGAN, AND LYING SOUTHERLY OF THE PROPERTY CONVEYED BY RICHARD H. MORROW AND OTHERS TO BUALL MCKEEVER, BY WARRANTY DEED DATED MAY 22, 1923, AND RECORDED IN THE RECORDER'S OFFICE OF LAKE COUNTY, ILLINOIS ON MAY 22, 1923, AS DOCUMENT NO. 224404, EXCEPTING THE PROPERTY CONVEYED IN FEE BY R. H. MORROW AND WIFE AND D.E. CLARKE AND WIFE, TO FRANK J. BAKER BY DEED DATED MARCH 2, 1920, AND RECORDED MAY 9, 1921, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, ILLINOIS, AS DOCUMENT NO. 201765, IN BOOK 235 OF DEEDS ON PAGE 318.

AND

THE SOUTH ONE HUNDRED FIFTY (150) FEET OF THE NORTH FOUR HUNDRED SEVENTY-NINE AND FIVE TENTHS (479.5) FEET OF THAT PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP FORTY-FIVE (45) NORTH, RANGE TWELVE (12), EAST OF THE THIRD PRINCIPAL MERIDIAN, IN LAKE COUNTY, ILLINOIS, LYING EAST OF THE CENTER LINE OF

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

Job R-91-999-90

County Lake
Section Greenwood Ave At Northwestern RR
Parcel

SAND STREET; EXCEPT THAT PART CONVEYED TO FRANK J. BAKER BY WARRANTY DEED RECORDED MAY 9, 1921, AS DOCUMENT NO. 201765, IN THE RECORDER'S OFFICE OF LAKE COUNTY, ILLINOIS.

AND

THAT PART OF THE WEST HALF OF THE NORTHWEST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP FORTY-FIVE (45) NORTH, RANGE TWELVE (12) EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING ON THE EAST LINE OF SAID HALF QUARTER SECTION AT THE POINT OF INTERSECTION, WITH THE SOUTH LINE OF DEWEY AVENUE; RUNNING THENCE WEST ALONG THE SOUTH LINE OF DEWEY AVENUE 658.65 FEET, MORE OR LESS, TO THE EAST LINE OF SAND STREET; THENCE SOUTHERLY ALONG THE EAST LINE OF SAND STREET TO THE NORTH LINE OF LAND CONVEYED TO BUELL MCKEEVER, BY WARRANTY DEED, RECORDED MAY 22, 1923, AS DOCUMENT 224404, IN BOOK 253 OF DEEDS, PAGE 562; THENCE EAST ALONG THE NORTH LINE OF SAID LAND CONVEYED TO BUELL MCKEEVER 687.5 FEET TO THE EAST LINE OF SAID HALF QUARTER SECTION; THENCE NORTH ALONG THE EAST LINE OF SAID HALF QUARTER SECTION TO THE PLACE OF BEGINNING, EXCEPT THAT PART CONVEYED TO FRANK J. BAKER BY DEED RECORDED MAY 9, 1921 AS DOCUMENT 201765, SITUATED IN THE CITY OF WAUKEGAN. SITUATED IN THE COUNTY OF LAKE, IN THE STATE OF ILLINOIS.

ALL SITUATED IN THE COUNTY OF LAKE AND IN THE STATE OF ILLINOIS.

PERMANENT TAX NUMBER(S): 08-15-100-005

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

WTG Number: 11-2016LK-3795.0

A.L.T.A. COMMITMENT FORM

**Schedule B
Exceptions**

The policy or policies to be issued will contain exceptions to the following unless the same are disposed of to the satisfaction of the Company:

GENERAL EXCEPTIONS:

1. Rights or claims of parties in possession not shown by the public records.
2. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete land survey of the Land.
3. Easements, or claims of easements, not shown by the public records.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Taxes or special assessments which are not shown as existing liens by the public records.
6. Loss or damage by reason of there being recorded in the public records, any deeds, mortgages, lis pendens, liens or other title encumbrances subsequent to the Commitment date and prior to the effective date of the final Policy.

SPECIAL EXCEPTIONS:

1. The lien of taxes for the year 2015 and thereafter.

2014 taxes in the amount of \$17,230.81 are paid

PERMANENT TAX NUMBER: 08-15-100-005

2. Rights of parties in possession, encroachments, overlaps, overhangs, unrecorded easements, deficiency in quantity of ground, farm drainage systems, tile systems or irrigation systems which would be disclosed by an accurate survey and inspection of the premises.

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

WTG Number: 11-2016LK-3795.0

3. Rights of the Public, the State and the Municipality in and to that part of the land, if any, taken or used for road purposes.
4. Confirmed Special Assessments, if any, not certified to by the Company.
5. Financing Statements, if any, not certified to by the Company.
6. For information purposes only, the taxes are assessed to the following:

For Parcel(s): 08-15-100-005
Com Ed
3 Lincoln Ctr fl 4
Oakbrook Terrace, Il 60181
7. Conveyances within the past five years: None.
8. Contiguous property owned by record title holder: None.

PLEASE CONTACT OUR OFFICE REGARDING CONTIGUOUS PROPERTY AS THE SUBJECT PROPERTY IS OWNED BY UTILITY COMPANY.

9. Terms, conditions, and provisions contained in Zoning Ordinances recorded as Document No. 2314432, 2698235, 2698236, and 2698237 made by the City of Waukegan recorded in the Lake County Recorder's Office.
10. A Ordinance (Fee Statement) recorded February 14, 1991 as Document No. 2989924 made by North Shore Sanitary District in the Lake County Recorder's Office.
11. Terms, conditions, and provisions contained in Enterprise Zone Ordinance recorded June 21, 2011 as Document No. 6742837 made by City of North Chicago recorded in the Lake County Recorder's Office.
12. A Grant for Public Highway dated August 3, 1971 and recorded August 12, 1971 as Document No. 1517501 made by Commonwealth Edison Company to The People of the State of Illinois acting by and through the Department of Public Works and Buildings recorded in the Lake County Recorder's Office.
13. A Grant for Sanitary Sewer Line dated March 21, 1972 and recorded March 28, 1972 as Document No. 1550316 made by Commonwealth Edison Company to North Shore Sanitary District recorded in the Lake County Recorder's Office.
14. A Grant of Public Highway dated August 3, 1971 and recorded July 16, 1974 as Document No. 1649408 made by Commonwealth Edison Company to State of Illinois,

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

WTG Number: 11-2016LK-3795.0

Department of Public Works and Buildings recorded in the Lake County Recorder's Office.

15. A Grant dated June 27, 1974 and recorded July 25, 1974 as Document No. 1673479 made by Commonwealth Edison Company to North Shore Sanitary District recorded in the Lake County Recorder's Office.

16. An Terms and Conditions of Agreement as Assigned by Assignment dated July 8, 1982 and recorded November 5, 1982 as Document No. 2184411 made by the Elgin, Joliet and Eastern Railway Company to North Shore Sanitary District recorded in the Lake County Recorder's Office.

Note: the Agreement assigned is attached to the above Assignment was between the Elgin, Joliet and Eastern Railway Company and Commonwealth Edison Company.

17. Upon a conveyance or mortgage of said property in question, we should be furnished with a certified copy of proper resolutions passed by the proper parties authorizing the execution of the documents of conveyance or mortgage.

18. A Grant for Public Highway dated August 3, 1971 and recorded June 8, 1984 as Document No. 2288725 made by Commonwealth Edison Company to State of Illinois recorded in the Lake County Recorder's Office.

- End Schedule B -

Please refer all inquiries to John D. Ammons at (630) 892-2323

ISSUED BY:
Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

Agent for:
Fidelity National Title Insurance Company

03/30/2016

WTG Number: 11-2016LK-3795.0

MINUTES OF CONDEMNATION

In order that we may guarantee title after completion of any proceedings for condemnation in exercise of the proposed insured's right of eminent domain, we note the following.

- I. Upon the filing of complaint a proper Lis Pendens Notice should be recorded in the appropriate Recorder's office.
- II. Our Policy, when issued, will be subject to direct attack upon any decrees and or judgments entered in the proceedings.
- III. The following persons are necessary parties to any such proceedings.
 - A. All parties acquiring rights in the premises subsequent to the date of the report and prior to a complete Lis Pendens.
 - B. Any person other than those herein named known to the Plaintiff or the Plaintiff's attorney to have or claim an interest in the premises.
 - C. If it is known that any of the necessary parties named herein are deceased, their heirs or devisees should be made parties by name, if known, and if unknown, then by the name and description of Unknown Heirs and Devisees of such deceased person or persons.
 - D. If it is not known or cannot be ascertained whether any of said necessary parties be living or dead, then such parties should be made parties by name, also such parties should be their heirs or devisees, should be made parties to the proceedings as UNKNOWN OWNERS.
 - E. All persons in possession of any part of the premises in question and all persons whose rights would be disclosed by an inspection of the premises.
 - F. All parties claiming by through or under lease agreements whether oral or written, for premises.
 - G. All parties claiming by or through or under installment contracts for deed or like agreements.

WTG Number: II-2016LK-3795.0

MINUTES OF CONDEMNATION CONTINUED

IV. The following persons are noted of record and are necessary parties to any proceedings:

H. The Plaintiff is:

The People of the State of Illinois, Department of Transportation

I. The Defendants are:

1. Commonwealth Edison Company

J. Any parties named above who have executed all necessary documents for the Grant of Easement and Right of Way after payment of agreed consideration theretofore need not be joined as party defendants for our policy to be issued.

END MINUTES OF CONDEMNATION

Please refer all inquiries to John D. Ammons at (630) 892-2323

TRANSMITTAL FORM

Wheatland Title Guaranty Company
105 W. Veterans Parkway
Yorkville, Illinois 60560

03/30/2016

RE:

Section Greenwood Ave At Northwestern RR
County Lake
Job: R-91-999-90
IDOT Parcel Number:

WTG File Number: 11-2016LK-3795.0

Title Is Vested In:
Commonwealth Edison Company

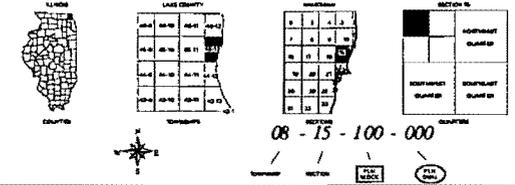
Title Document (s)
None

Plat (s)
None

Other Document (s)
None

HIGHLIGHTED PARCELS BASED ON THE LEGAL DESCRIPTIONS IN TITLE COMMITMENT 11-LK-3795.0

THE AREA SHOWN IS THE
 NORTHWEST 1/4 OF THE NORTHWEST 1/4
 OF FRACTIONAL SECTION 15
 TOWNSHIP 45 NORTH, RANGE 12 EAST



TAX CODES

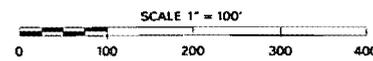
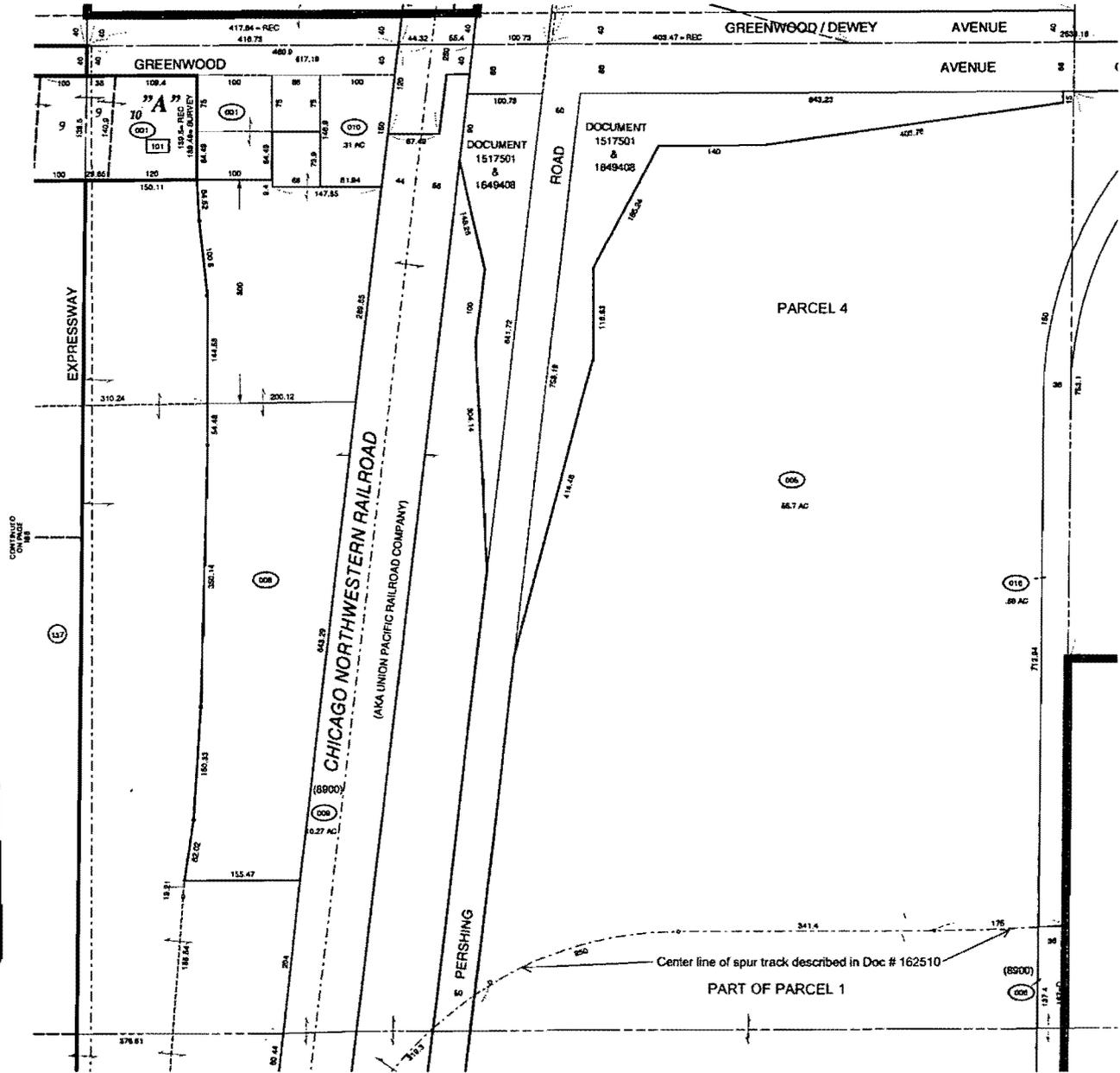
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 UNIT 5 SCHOOL DISTRICT 80
 COLLEGE OF LAKE COUNTY
 NORTH SHORE WATER RECLAMATION DISTRICT
 WAUKEGAN PARK DISTRICT
 CITY OF WAUKEGAN
 WAUKEGAN TAX INCREMENT FINANCE AREA 7

SUBDIVISION AND CONDOMINIUM
 LOCATION INDEX

LOCATION: 33 A
 SUBDIVISION NAME: PART RUSSELL B EDWARDS BUSINESS SITES SUBDIVISION

MAP REPRESENTATION

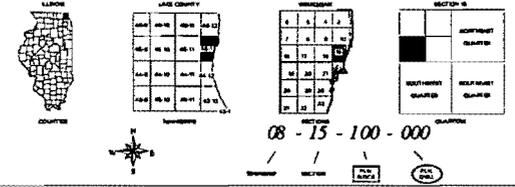
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QUARTER SECTION LINE	—————	LIT LINES	-----
QUARTER QUARTER LINE	—————	ROAD CENTERLINE	- - - - -
QUARTER QUARTER QUARTER LINE	—————	ROAD RIGHT-OF-WAY	=====
PARCEL BOUNDARY	—————	PRIVATE PROPERTY ROAD (HIGHWAY AND EXPRESS)	-----
WATER BODY	~~~~~	TAX CODE	=====
REFERENCE LINE	.....	MEANDER LINE	-----



PREPARED BY: LAKE COUNTY GIS/MAPPING DIVISION
 18 NORTH COUNTY STREET
 WAUKEGAN, ILLINOIS
 60085
 (847) 377-2373
 2014



THE AREA SHOWN IS THE
 SOUTHWEST 1/4 OF THE NORTHWEST 1/4
 OF FRACTIONAL SECTION 15
 TOWNSHIP 45 NORTH, RANGE 12 EAST



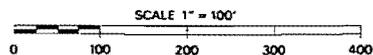
TAX CODES

TAX CODE 9-63
 UNIT SCHOOL DISTRICT 80
 COLLEGE OF LAKE COUNTY
 NORTH SHORE WILDER RECLAMATION DISTRICT
 WAUKEGAN FIRE DISTRICT
 CITY OF WAUKEGAN
 WAUKEGAN TAX INCREMENT FINANCE AREA 7

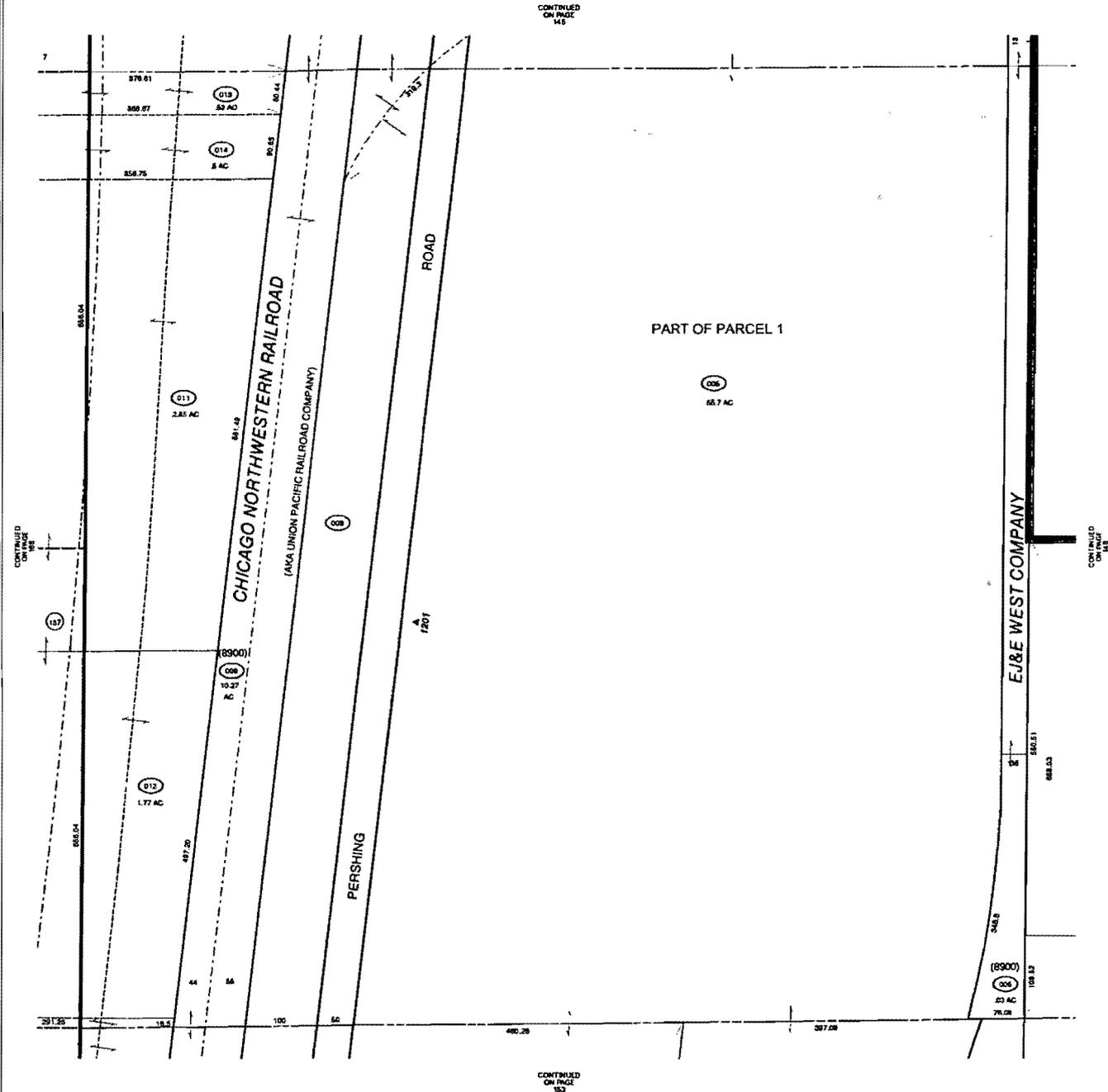
SUBDIVISION AND CONDOMINIUM
 LOCATION INDEX

MAP REPRESENTATION

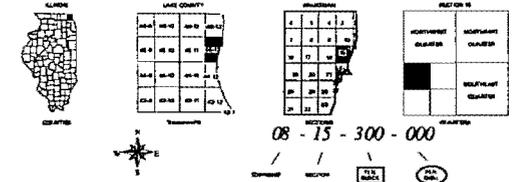
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QUARTER QUARTER LINE	—————	ROAD CENTERLINE	- - - - -
QUARTER QUARTER QUARTER LINE	—————	ROAD RIGHT-OF-WAY	—————
PARCEL BOUNDARY	—————	PRIVATE PROPERTY ROAD (DRESSING AND EGRESS)	-----
WATER BODY	~~~~~	TAX CODE	■
REFERENCE LINE	.....	MEANDER LINE	- - - - -



PREPARED BY LAKE COUNTY GIS/MAPPING DIVISION
 REVISED 18 NORTH COUNTY STREET
 WAUKEGAN, ILLINOIS 60085
 2014 (847) 377-2373



THE AREA SHOWN IS THE
 NORTHWEST 1/4 OF THE SOUTHWEST 1/4
 OF FRACTIONAL SECTION 15
 TOWNSHIP 45 NORTH, RANGE 12 EAST



08 - 15 - 300 - 000

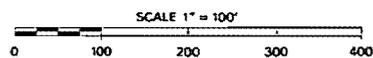
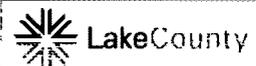
TAX CODES

TAX CODE 9-63
 UNIT SCHOOL DISTRICT 80
 COLLEGE OF LAKE COUNTY
 NORTH SHORE WATER RECLAMATION DISTRICT
 WAUKEGAN RIVER DISTRICT
 CITY OF WAUKEGAN
 WAUKEGAN TAX INCREMENT FINANCE AREA 7

SUBDIVISION AND CONDOMINIUM
 LOCATION INDEX

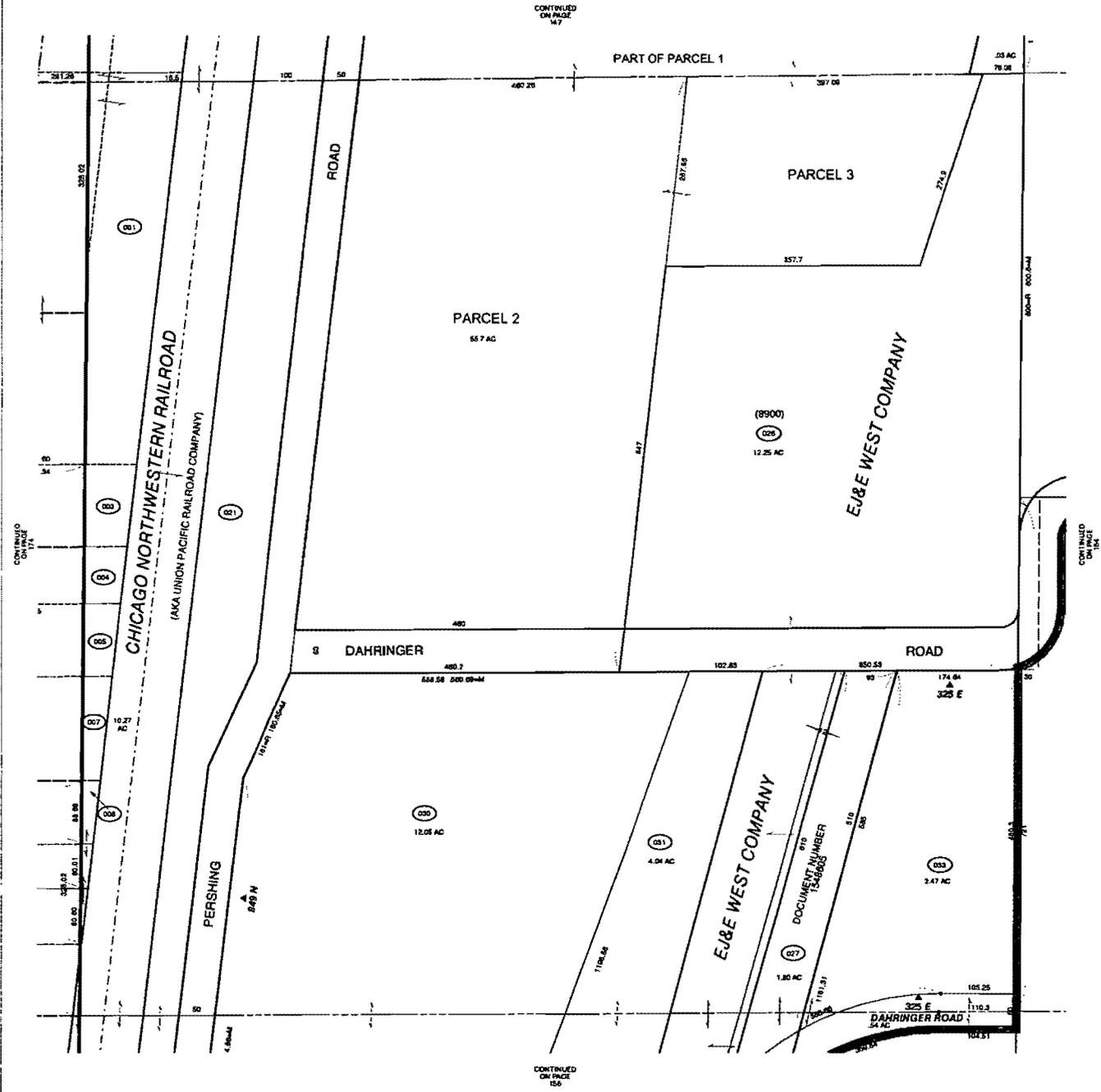
MAP REPRESENTATION

SECTION LINE	-----	SUBDIVISION	=====
QUARTER SECTION LINE	-----	LOT LINES	-----
QUARTER QUARTER LINE	-----	ROAD CENTERLINE	-----
QUARTER QUARTER QUARTER LINE	-----	ROAD RIGHT-OF-WAY	-----
PARCEL BOUNDARY	-----	PRIVATE PROPERTY ROAD (INGRESS AND EGRESS)	-----
WATER BODY	-----	TAX CODE	=====
REFERENCE LINE	-----	MEANDER LINE	-----

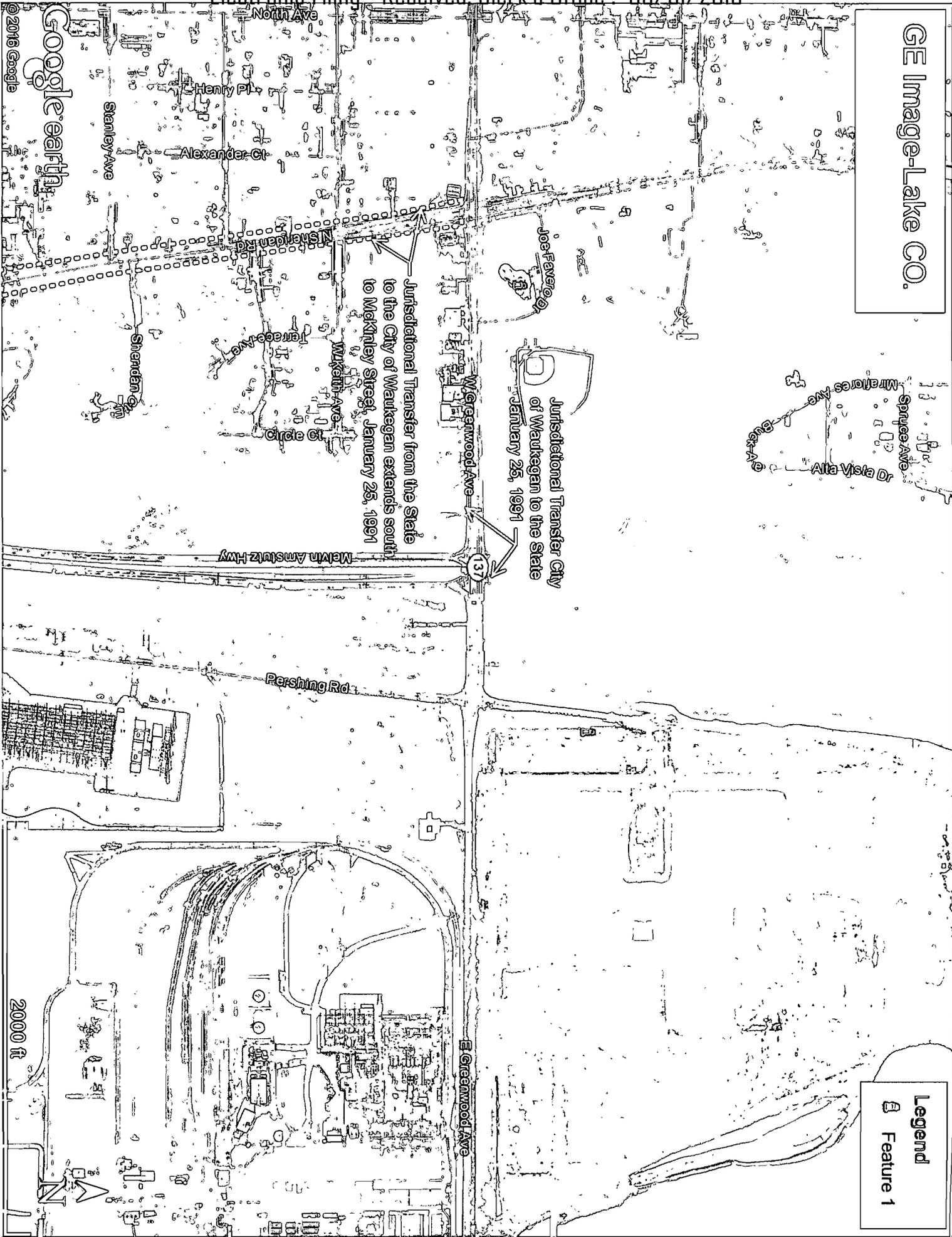


PREPARED BY: LAKE COUNTY GIS/MAPPING DIVISION
 REVERSE: 18 NORTH COUNTY STREET
 WAUKEGAN, ILLINOIS 60085
 (847) 377-2373

2014



GE Image-Lake CO.



© 2016 Google

Google earth

Legend
Feature 1

336 cardinal Lane
Somonauk, IL 60552

Phone 815-498-3932
E-mail
kstoddard336@comcast.net

Keith W. Stoddard

Objective To hold a management position in a firm or agency which encourages professional development at all levels and strives for excellence in all areas. To work with various professions, agencies and contractors to insure project objectives are clearly defined and achieved.

Professional Licenses: Illinois Professional Land Surveyor No, 3122 (1995),
Wisconsin Registered Land surveyor No. 2446 (1999)
Indiana Professional Land Surveyor No.20000004 (2000)
Iowa Registered Land Surveyor No. 16387 (2002)

Education 1976-1981 Michigan Technological University Houghton, Michigan.
B.S. Land Surveying

2005-2007 Northern Illinois University DeKalb, Illinois. Eleven credit hours towards a certificate in Geographic Information Systems (GIS)

Professional experience With nearly 34 years of experience, I have been privileged to work in a variety of survey environments in multiple states, to include: Illinois Department of Transportation-Plat of Highways, highway construction and bridge layout, A.L.T.A/Land Title Surveys, Plats of Survey topographic and stream surveys. I have also had the opportunity to expand into the area of geotechnical subsurface investigation. Working for firms which range in size from a single crew to being a partner in a surveying and engineering company; I have gained valuable insight and experience in the areas of client relationships, project management, boundary determination, document research, writing legal descriptions, proposal generation, crew training, quality control, and plat preparation. As a result of this diverse background I have been able to acclimate and make positive contributions to the different management structures and personalities of the agency and firms I have worked for.

November 2011-Present
Illinois Department of Transportation, District 1, Schaumburg, IL

Land Acquisition-Chief of Plats and Plans
Responsibilities of this position include: Managing over 20 various contracts with a value approximately 6.5 million dollars for land surveying services, working with multiple consultants, review, negotiating and approve proposals, direct five project managers which include three Professional Land Surveyors and one Surveyor in Training, track and report progress on multiple projects, review and approve invoices. I also meet with other Land Acquisition staff to discuss project status on a monthly basis. Also included is oversight of the file sharing



**Professional
experience
Continued**

site used for file transfers between IDOT staff and outside consultants. With the involvement of all Plats and Plans staff minor changes were made to standardize the plat review process and Plat of Highways submittals.

April 2008-November 2011
Dearborn Companies, Bridgeview, IL

VP of Operations

- Responsibilities of this position include: Developing procedures for incorporating land surveying techniques, datum control and accuracy standards into subsurface and utility locating services. Oversight of map accuracies and construction, the interpretation of subsurface data, and utility information in the preparation of map completion and deliverables. Project management, meeting with clients, bid preparation, and documentation review. Marketing at multiple trade shows.

Clients:

- Turner Construction, Illinois, New York and Connecticut, URS, Environmental Design International, CH2M Hill, Aldridge Electric, Kiewit, the University of Chicago, University of Illinois, Stevenson Crane, and various other construction, plumbing, electric and mechanical contractors.

Major Projects:

- Mapping traction power conduits for 11 miles each of the CTA Red Line and Blue Subway routes. Mapping subsurface product piping on approximately 160 acres of the BP Refinery in Wood River, Illinois.

November 2003-April 2008
Environmental Design International, Chicago & Lemont, Illinois

Professional Land Surveyor

- Responsibilities of this position included: project management, bid preparation, meeting with clients, document research and review, preparation and quality control for the various surveys including ALTA/ACSM Land Title Surveys, highway plats, plats of vacation and dedication, topographic maps, plats of survey and construction layout.

Clients:

- Chicago Public Schools, Chicago Department of Planning and Development, Illinois Department of Transportation, Chicago Transit Authority (CTA), Amtrak and various engineering and design firms.

Major Projects:

- ROW determination of approximately 5 miles of Illinois Tollway I-94 in Lake County, Illinois. Quality control Toll plaza reconstruction I-90. Legal description document for the Chicago Skyway lease. Multiple Chicago Public Schools, Chicago Department of Transportation.

June 1996-November 2003
Advanced Surveying & Mapping, Batavia, Illinois

President/Partner

- Responsibilities of this position included: Working with multiple wireless companies and various engineering firms on wireless sites, project management and oversight of all surveying projects in three states, research and document review, quality control of plat preparation and presentation, writing legal descriptions, crew training, hiring of personnel, billing and collections

Clients:

- Ameritech, Nextel, Argonne National Laboratory, Fermi National Laboratory, City of Batavia, OmniTrax and various engineering firms.

Major Projects:

- Defined the boundary and created the legal description for Argonne National Laboratory, several hundred acres in portions of 6 sections. Defined boundary and created legal descriptions for Mooseheart properties, Mooseheart, Illinois nearly 1,100 acres in multiple sections. Oversight of over 1500 ALTA /Land Title Surveys in 3 states.

February 1989-June 1996
Baird & Company, Lockport, Illinois

PLS/Crew Chief

- Responsibilities of this position included: Professional Land Surveyor
Field work, boundary and parcel computations, document review and legal description drafts for IDOT land acquisition projects ranging in size from 4 to 82 parcels. Field work, computations, document review, legal descriptions drafts and staking of easements for Ameritech. Construction Staking.
- Crew Chief - Trained new instrument persons who came to the company. Obtain monuments for right-of-way determination and parcel acquisition on multiple IDOT projects most of which were located in District One. Large topographic surveys mainly on major Illinois state routes and railroads.

Clients:

- Illinois Department of Transportation, Ameritech, Chicago Transit Authority (CTA) and various engineering firms.

April 1987-January 1989
Wight & Company, Darien, Illinois

Crew Chief

- Responsibilities of this position: All layout for I-355(N-S Tollway) contract CIP-612 which included mainline and ramp staking, existing road relocation and improvements, three bridges, utility layout and

grade staking; Aerial photo control for the city of McHenry.

Client

- Brown and Lambert Construction (TJL Construction) I-355

April 1985-February 1987

Superior Surveys, White Pine, Michigan

Instrument Man

- Ran boundary lines for the U.S. Forest Service, Ottawa National Forest, approximately 100 miles of line. Lot surveys and Assessors Plats.

June 1981-November 1982

A.A.A. Engineering & Drafting, Salt Lake city, Utah

Instrument Man

- Aerial photo control Wasatch Mountains, Cache National Forest, 24 Square miles, mineral claim surveying, subdivision layout, lot surveys and preliminary surveying for 32 miles of logging roads in northern Idaho.

Equipment and Software

Surveying Equipment:

Leica and Trimble GPS equipment, Leica and Sokkia Total Stations, Faro Photon 120 Laser Scanner. Ranger data collector.

Subsurface Equipment:

Geonics EM-61 (Electromagnetic), Sensors and Software Noggin Plus (Ground Penetrating Radar), Radiodetection RD 4000 Utility Locating System.

Software:

AutoCAD Land Desktop, Microsurvey, Surfer 8, Didger 4, Faro Scene

Additional Training

June of 2014- Completed IDOT's leadership training course, Strategic Training and Readiness Series (STARS). This course consisted of 10-2 day sessions completed over 18 months. The topics covered included working with DOT personnel and the public, personnel development, management and understanding the dynamics of working within a government agency such as IDOT.

Confined Spaced Trained, 10 hour OSHA certification and certificate in the use of conventional utility locating equipment.

Professional Memberships

Illinois Society of Professional Land Surveyors