

AN ORDINANCE VACATING A PORTION OF SOUTH STREET
OF THE VILLAGE OF GIFFORD, ILLINOIS

No 78

WHEREAS, that part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois, was dedicated to the public in the certificate to the plat of the original Town of Gifford, Champaign County, Illinois, filed on December 29, 1875 in Plat Record A at Page 7 in the Office of the Recorder of Deeds of Champaign County, Illinois; and

WHEREAS, the said street serves no appreciable purpose for the village and is not needed; and

WHEREAS, maintaining the said street would cause an expense to the municipality with no substantial benefit to the public; and

WHEREAS, there are no municipal sewers, pavement, water or other improvements or utilities established in, on, or over said street; and

WHEREAS, the best interests of the Village would be served by vacating that part of said street.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Gifford, Illinois:

Section 1. That part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois, be and the same is hereby vacated by the Village of Gifford by action of its President and Board of Trustees, without compensation from the owner of the abutting property.

Section 2. That it is hereby determined that the relief to the public from further burden and responsibility of maintaining the above mentioned portion of said South Street constitutes a public use and a public interest authorizing the vacating of the above described portion of said South Street and the public interests of the Village will be served by vacating the same.

Section 3. That the Village Clerk of the Village of Gifford, Illinois, shall record with the Recorder of Deeds of the County of Champaign, Illinois, a certified copy of this ordinance.

Section 4. That this ordinance is hereby passed by the affirmative vote of at least three-fourths of the Trustees authorized by law to be elected, the ayes and noes being called and entered on the records of the Board of Trustees of this Village at a regular meeting of said President and Board of Trustees of the Village of Gifford on the 1st day of April, A. D. 1965.

Presented this 1st day of April, 1965

Filed this 1st day of April, 1965

Passed this 1st day of April, 1965

Recorded this 9th day of April, 1965

Published this 9th day of April, 1965

*Filed by the Village Clerk
April 23rd 1965*

RECORDED this 1st day of April, A. D. 1965.

Ray S. Barnes
President of the Board of Trustees
and of the Village of Gifford,
Illinois.

APPROVED BY THE PRESIDENT OF SAID VILLAGE WHO SIGNED THE
SAME this 1st day of April, A. D. 1965.



PRESENTED, PASSED AND ADOPTED BY THE PRESIDENT AND BOARD
OF TRUSTEES OF THE VILLAGE OF GIFFORD, ILLINOIS, this 1st
day of April, A. D. 1965.

AN ORDINANCE VACATING A PORTION
OF SOUTH STREET OF THE VILLAGE
OF GIFFORD, ILLINOIS.

BOOK 786 PAGE 29

STATE OF ILLINOIS }
CHAMPAIGN COUNTY } SS
Filed for record in the Recorder's Office
of said county.

APR 9 - 1965 - 9 15 AM

Recorded in Book 786
of Records on Page 28

Robert C. Martin
Recorder of Deeds

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STATE OF ILLINOIS)
COUNTY OF CHAMPAIGN)
VILLAGE OF GIFFORD)

78

BEFORE THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GIFFORD, CHAMPAIGN COUNTY, ILLINOIS

PETITION TO VACATE PART OF STREET

Now comes the GIFFORD ELEVATOR COMPANY, an Illinois Corporation, by MENKE H. FRANZEN, its President, pursuant to authority of the Board of Directors of said corporation and under corporate seal duly attested by DANIEL N. GORDON, its Secretary, and represents unto the President and Board of Trustees of the Village of Gifford, Champaign County, Illinois, as follows:

1. That that part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois, was dedicated to the public in the certificate to the plat of the original Town of Gifford, Champaign County, Illinois, filed on December 29, 1875 in Plat Record A at Page 7 in the Office of the Recorder of Deeds of Champaign County, Illinois.

2. That your petitioner is informed and believes that all of said part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois, has never been used by the public.

3. That your petitioner is the owner of the land lying on both sides of that part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois, and that the property owned by your petitioner and the Illinois Central Railroad constitutes all of

the property that adjoins both sides of the portion of South Street sought to be vacated by this petition except that portion thereof that adjoins Park Avenue on the West; that no crossing of the railroad was ever made for said South Street; and that all of the above described property is located within the Village of Gifford, Champaign County, Illinois.

4. That there are no public service facilities in the above described portion of said South Street which are necessary or desirable for continuing public services to the public within the Village of Gifford and that relief to the public from the further burden and responsibility of maintaining the above described portion of South Street, aforesaid, constitutes a public use and a public interest which authorizes the vacation of said portion of said street, and that public interest will be subserved by vacating that part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois.

WHEREFORE, your petitioner prays that that part of South Street lying East of the East boundary line of Park Avenue and South of the Southerly right-of-way line of the Illinois Central Railroad in the Village of Gifford, Champaign County, Illinois, be vacated by the Village of Gifford by action of its President and Board of Trustees, without compensation from the owner of the abutting property.

GIFFORD ELEVATOR COMPANY, an
Illinois Corporation,

by Menke H. Franzen
Menke H. Franzen, its
President

ATTEST:

John A. Herbert
~~Daniel N. Gordon~~, its Secretary
(John A. Herbert)



STATE OF ILLINOIS)
) SS
COUNTY OF CHAMPAIGN)

Arthur F. Busboom, being first duly sworn on oath, deposes and says that he has read the foregoing petition; that he knows the contents thereof and that the same are true, except such matters as are stated on information and belief, and he believes them to be true.

Arthur F. Busboom

Signed and sworn to before me

March 30, 1965.

Aline Denton
Notary Public

PETITION TO VACATE PART OF
STREET