

ORDINANCE NO. 85- 4

WHEREAS, the Board of Trustees of the Village of Chatham has adopted a Plan for the installation of new sewage facilities which entails the construction and acquisition of certain sanitary sewer systems and facilities within the boundaries of the Village District; and

WHEREAS, certain plans, routes, sites and locations for the placement of the said sanitary sewer system and facilities have been prepared and adopted by the Village of Chatham; and

WHEREAS, certain rights of way and permanent and temporary construction easements along, over, upon, beneath and across said routes, sites and locations are necessary, convenient and desirable to be acquired and have been acquired by the Village of Chatham to construct said sanitary sewer systems and facilities in the public interests; and

WHEREAS, it is necessary, convenient and desirable for the Village of Chatham to acquire the interests, easements, temporary construction and permanent, and possession of the real property described on Annex A attached hereto, for the purpose of laying out, establishing, constructing and maintaining sewers and sewer lines in the Village of Chatham; and

WHEREAS, the Board of Trustees of the Village of Chatham heretofore has determined the compensation and damages, if any, that shall be offered for said rights of way, permanent and temporary construction easements as described on Annex A, attached hereto, to the owner or owners thereof, and such compensation and damages, if any, has been offered and rejected, and the Village of Chatham and its duly designated representatives have been authorized and directed to negotiate with the owner or owners of the real estate described on Annex A for the acquisition of the rights herein described, and such negotiations have been fruitless in that offers by the Village of Chatham have been refused and the owners have refused to make any offers or demands; and the Village and the owner or owners of such real property have been

unable to agree as to the compensation to be paid for the real property interest hereinafter described; and

WHEREAS, the Village of Chatham has made a good faith attempt to negotiate with the owners for the compensation for the taking as herein set forth;

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:

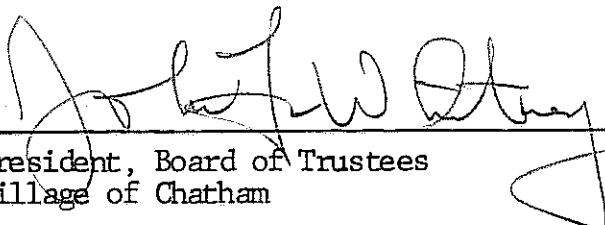
Section 1: It is hereby determined that it is necessary, convenient and desirable that the Village of Chatham shall acquire the rights of way, permanent and temporary construction easements as shown on Annex A attached hereto.

Section 2: The rights of way, permanent and temporary construction easements described in Annex A shall be acquired by the Village of Chatham pursuant to the provisions of its ordinances and the law or eminent domain of the State of Illinois, and Giffin, Wining, Lindner, Cohen & Bodewes, P.C. is hereby authorized, empowered and directed to institute proceedings in any court of competent jurisdiction to acquire the rights of way, permanent and temporary construction easements as herein described in accordance with the eminent domain laws of the State of Illinois.

Section 3: This Ordinance shall be effective upon passage and approval as provided by law.

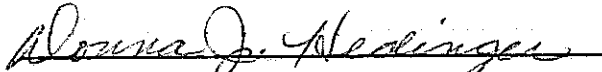
PASSED 2/12, 1985

APPROVED 2/12, 1985



President, Board of Trustees
Village of Chatham

ATTEST:



Village Clerk