

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Eminent Domain Act is amended by adding
5 Section 25-5-140 as follows:

6 (735 ILCS 30/25-5-140 new)

7 Sec. 25-5-140. Quick-take; Kane County Division of
8 Transportation. Quick-take proceedings under Article 20 may be
9 used for a period of 12 months after the effective date of this
10 amendatory Act of the 104th General Assembly by the Kane
11 County Division of Transportation for the acquisition of the
12 following described property for the purpose of intersection
13 realignment and separation improvement.

14 That part of Lot 2 in Winterland Subdivision, being a
15 subdivision in the Southwest Quarter of Section 33,
16 Township 41 North, Range 8 East of the Third Principal
17 Meridian, according to the plat thereof recorded May 11,
18 2001 as document no. 2001K044295 in Kane County, Illinois,
19 bearings and distances based on the Illinois State Plane
20 Coordinate System, East Zone, NAD 83 (2011 Adjustment),
21 with a combined scale factor of 0.9999369004, being
22 described as follows:

23 Beginning at the southwest corner of said Lot 2; thence

northerly along the west line of said Lot 2, being a
43,070.80 radius curve, concave westerly an arc distance
of 25.38 (the chord bears North 01 degree 19 minutes 07
seconds West, 25.38 feet), said west line also being the
east right-of-way line of Randall Road (A.K.A. County
Highway 34); thence North 01 degree 29 minutes 37 seconds
West, 217.77 feet (218.00 feet record) along said west
line of Lot 2 to a point on a 34,332.50 foot radius curve,
concave easterly; thence northerly along said curve and
west line 62.19 feet (62.12 feet record) the chord bears
North 01 degree 27 minutes 22 seconds West, 62.19 feet
(62.12 feet record) to the northwest corner of said Lot 2;
thence South 89 degrees 59 minutes 23 seconds East, 11.00
feet along the north line of said Lot 2 to a point on line
11.00 east of and parallel with said west line of Lot 2,
being a 34,321.50 foot radius curve, concave easterly;
thence southerly along said curve 61.90 feet (the chord
bears South 01 degree 27 minutes 23 seconds East, 61.90
feet) along said parallel line; thence South 01 degree 29
minutes 37 seconds East, 217.78 feet along said parallel
line to a point on a 43,081.80 foot radius curve, concave
westerly; thence southerly along said curve 25.39 feet
(the chord bears South 01 degree 19 minutes 07 seconds
East, 25.39 feet) along said parallel line to a point on
the south line of said Lot 2; thence South 88 degrees 39
minutes 23 seconds West, 11.00 feet along said south line

1 to the point of beginning.

2 Said parcel containing 0.077 acres, more or less.

3 That part of Lot 4 in Winterland Subdivision, being a
4 subdivision in the Southwest Quarter of Section 33,
5 Township 41 North, Range 8 East of the Third Principal
6 Meridian, according to the plat thereof recorded May 11,
7 2001 as document no. 2001K044295 in Kane County, Illinois,
8 bearings and distances based on the Illinois State Plane
9 Coordinate System, East Zone, NAD 83 (2011 Adjustment),
10 with a combined scale factor of 0.9999369004, being
11 described as follows:

12 Beginning at the northwest corner of said Lot 4; thence
13 North 88 degrees 52 minutes 44 seconds East, 40.00 feet
14 along the north line of said Lot 4; thence South 32 degrees
15 46 minutes 19 seconds West, 52.02 feet to a point on a line
16 11.00 feet east of and parallel with said west line of Lot
17 4, being a 34,321.50 foot radius curve, concave easterly;
18 thence southerly along said curve 157.00 feet (the chord
19 bears South 01 degree 16 minutes 25 seconds East, 157.00
20 feet) to a point on the south line of said Lot 4; thence
21 North 89 degrees 59 minutes 23 seconds West, 11.00 feet
22 along said south line to the southwest corner of said Lot
23 4; thence northerly along said west line of Lot 4, said
24 west line also being the east right-of-way line of Randall
25 Road (A.K.A. County Highway 34) and being a 34,332.50 foot

1 radius curve, concave easterly an arc distance of 199.97
2 feet (the chord bears North 01 degree 14 minutes 14
3 seconds West, 199.97 feet) to the point of beginning.
4 Said parcel containing 0.065 acres, more or less.

5 That part of Lot 4 in Winterland Subdivision, being a
6 subdivision in the Southwest Quarter of Section 33,
7 Township 41 North, Range 8 East of the Third Principal
8 Meridian, according to the plat thereof recorded May 11,
9 2001 as document no. 2001K044295 in Kane County, Illinois,
10 bearings and distances based on the Illinois State Plane
11 Coordinate System, East Zone, NAD 83 (2011 Adjustment),
12 with a combined scale factor of 0.9999369004, being
13 described as follows:

14 Commencing at the northeast corner of said Lot 4; thence
15 South 88 degrees 52 minutes 44 seconds West, 122.00 feet
16 along the north line of said Lot 4 to the point of
17 beginning; thence South 01 degree 07 minutes 16 seconds
18 East, 5.00 feet to a point on a line 5.00 feet south of and
19 parallel with the said north line of Lot 4; thence South 88
20 degrees 52 minutes 44 seconds West, 41.00 feet along said
21 parallel line; thence North 01 degree 07 minutes 16
22 seconds West, 5.00 feet to a point on said north line of
23 Lot 4; thence North 88 degrees 52 minutes 44 seconds East,
24 41.00 feet along said north line to the point of
25 beginning.

1 Said temporary easement containing 0.005 acres or 205
2 square feet, more or less.

3 That part of Lot 2 in Panko's Subdivision, being a
4 subdivision in the Southwest Quarter of Section 33,
5 Township 41 North, Range 8 East of the Third Principal
6 Meridian, according to the plat thereof recorded November
7 6, 2003 as document no. 2003K195732 in Kane County,
8 Illinois, bearings and distances based on the Illinois
9 State Plane Coordinate System, East Zone, NAD 83 (2011
10 Adjustment), with a combined scale factor of 0.9999369004,
11 being described as follows:

12 Commencing at the southeast corner of said Lot 2; thence
13 South 88 degrees 52 minutes 44 seconds West, 142.50 feet
14 along the south line of said Lot 2 to the point of
15 beginning; thence continuing South 88 degrees 52 minutes
16 44 seconds West, 134.05 feet along said south line; thence
17 North 01 degree 02 minutes 08 seconds East, 5.00 feet
18 along said south line; thence North 80 degrees 02 minutes
19 54 seconds West, 20.84 feet along said south line; thence
20 North 88 degrees 52 minutes 44 seconds East, 154.32 feet;
21 thence South 01 degree 07 minutes 16 seconds East, 9.00
22 feet to the point of beginning.

23 Said parcel containing 0.029 acres, more or less.

24 That part of Lot 2 in Panko's Subdivision, being a

1 subdivision in the Southwest Quarter of Section 33,
2 Township 41 North, Range 8 East of the Third Principal
3 Meridian, according to the plat thereof recorded November
4 6, 2003 as document no. 2003K195732 in Kane County,
5 Illinois, bearings and distances based on the Illinois
6 State Plane Coordinate System, East Zone, NAD 83 (2011
7 Adjustment), with a combined scale factor of 0.9999369004,
8 being described as follows:

9 Commencing at the southeast corner of said Lot 2; thence
10 South 88 degrees 52 minutes 44 seconds West, 142.50 feet
11 along the south line of said Lot 2; thence North 01 degree
12 07 minutes 16 seconds West, 9.00 feet to the point of
13 beginning; thence South 88 degrees 52 minutes 44 seconds
14 West, 154.32 feet to a point on the south line of said Lot
15 2; thence North 80 degrees 02 minutes 54 seconds West,
16 28.64 feet along said south line; thence North 88 degrees
17 52 minutes 44 seconds East, 59.85 feet; thence North 04
18 degrees 00 minutes 18 seconds West, 5.00 feet; thence
19 South 88 degrees 05 minutes 42 seconds East, 123.00 feet;
20 thence South 01 degree 07 minutes 16 seconds East, 4.00
21 feet to the point of beginning.

22 Said temporary easement containing 0.026 acres, more or
23 less.

24 That part of the Southeast Quarter of Section 32, Township
25 41 North, Range 8 East of the Third Principal Meridian in

Kane County, Illinois, bearings and distances based on the
Illinois State Plane Coordinate System, East Zone, NAD 83
(2011 Adjustment), with a combined scale factor of
0.9999369004, being described as follows:

Commencing at the northeast corner of said Southeast
Quarter of Section 32; thence South 00 degrees 00 minutes
17 seconds East, 766.95 feet along the east line of said
Southeast Quarter of Section 32 to a point on the
southerly line of the 200.00 foot right-of-way of the
Canadian National Railroad (A.K.A. The Illinois Central
Gulf Railroad and The Chicago Central and Pacific
Railroad), said point being the point of beginning; thence
North 56 degrees 57 minutes 22 seconds West, 109.47 feet
along said southerly line to a point on a line 63.00 feet
west of and parallel with the centerline of right-of-way
as platted and described by document no. 780936, recorded
May 27, 1955; thence North 00 degrees 05 minutes 18
seconds West, 107.47 feet along said parallel line to a
point on a line 90.00 feet north of and parallel with said
southerly line of the 200.00 foot right-of-way of the
Canadian National Railroad; thence South 56 degrees 57
minutes 22 seconds East, 109.66 feet along said parallel
line to a point on said east line of said Southeast Quarter
of Section 32; thence South 00 degrees 00 minutes 17
seconds East, 107.37 feet along said east line to the
point of beginning.

1 Said parcel containing 0.226 acres, more or less.

2 That part of the Southeast Quarter of Section 32, Township
3 41 North, Range 8 East of the Third Principal Meridian in
4 Kane County, Illinois, bearings and distances based on the
5 Illinois State Plane Coordinate System, East Zone, NAD 83
6 (2011 Adjustment), with a combined scale factor of
7 0.9999369004, being described as follows:

8 Commencing at the northeast corner of said Southeast
9 Quarter of Section 32; thence South 00 degrees 00 minutes
10 17 seconds East, 528.35 feet along the east line of said
11 Southeast Quarter of Section 32 to a point on the
12 northerly line of the 200.00 foot right-of-way of the
13 Canadian National Railroad (A.K.A. The Illinois Central
14 Gulf Railroad and The Chicago Central and Pacific
15 Railroad), said point being the point of beginning; thence
16 continuing South 00 degrees 00 minutes 17 seconds East,
17 35.79 feet along said east line to a point on a line 30.00
18 feet south of and parallel with said northerly line of the
19 200.00 foot right-of-way of the Canadian National
20 Railroad; thence North 56 degrees 57 minutes 22 seconds
21 West, 109.83 feet along said parallel line to a point on a
22 line 63.00 feet west of and parallel with the centerline
23 of right-of-way as platted and described by document no.
24 780936, recorded May 27, 1955; thence North 00 degrees 05
25 minutes 18 seconds West, 35.82 feet along said parallel

1 line to a point on said northerly line of the 200.00 foot
2 right-of-way of the Canadian National Railroad; thence
3 South 56 degrees 57 minutes 22 seconds East, 109.89 feet
4 along said northerly line to the point of beginning.
5 Said parcel containing 0.076 acres, more or less.

6 That part of the Southeast Quarter of Section 32, Township
7 41 North, Range 8 East of the Third Principal Meridian in
8 Kane County, Illinois, bearings and distances based on the
9 Illinois State Plane Coordinate System, East Zone, NAD 83
10 (2011 Adjustment), with a combined scale factor of
11 0.9999369004, being described as follows:

12 Commencing at the northeast corner of said Southeast
13 Quarter of Section 32; thence South 00 degrees 00 minutes
14 17 seconds East, 528.35 feet along the east line of said
15 Southeast Quarter of Section 32 to a point on the
16 northerly line of the 200.00 foot right-of-way of the
17 Canadian National Railroad (A.K.A. The Illinois Central
18 Gulf Railroad and The Chicago Central and Pacific
19 Railroad); thence North 56 degrees 57 minutes 22 seconds
20 West, 82.42 feet along said northerly line to a point on
21 the west right-of-way line of Randall Road (A.K.A. County
22 Highway 34) as dedicated by document no. 780936, recorded
23 May 27, 1955, said point being the point of beginning;
24 thence North 56 degrees 57 minutes 22 seconds West, 27.47
25 feet along said northerly line to a point on a line 23.00

1 feet west of and parallel with said west right-of-way line
2 of Randall Road; thence North 00 degrees 05 minutes 18
3 seconds West, 137.33 feet along said parallel line to a
4 point on a line 115.00 feet northerly of and parallel with
5 said northerly line of the 200.00 foot right-of-way of the
6 Canadian National Railroad; thence South 56 degrees 57
7 minutes 22 seconds East, 27.47 feet along said parallel
8 line to a point on said west right-of-way line of Randall
9 Road; thence South 00 degrees 05 minutes 18 seconds East,
10 137.33 feet along said west right-of-way line to the point
11 of beginning.

12 Said permanent easement containing 0.073 acres, more or
13 less.

14 That part of the Southeast Quarter and Northeast Quarter
15 of Section 32, Township 41 North, Range 8 East of the Third
16 Principal Meridian in Kane County, Illinois, bearings and
17 distances based on the Illinois State Plane Coordinate
18 System, East Zone, NAD 83 (2011 Adjustment), with a
19 combined scale factor of 0.9999369004, being described as
20 follows:

21 Commencing at the southeast corner of said Northeast
22 Quarter of Section 32; thence North 00 degrees 19 minutes
23 41 seconds East, 29.61 feet along the east line of said
24 Southeast Quarter of Section 32 to a point on the north
25 line of the south 29.60 feet of said Northeast Quarter of

Section 32; thence South 88 degrees 45 minutes 58 seconds West, 59.02 feet along said north line of the south 29.60 feet of the Northeast Quarter to a point on the original west right-of-way line of Randall Road (A.K.A. County Highway 34), said point being the point of beginning; thence South 00 degrees 05 minutes 18 seconds East, 119.14 feet along said original west right-of-way line of Randall Road to a point on the west right-of-way line of Randall Road as dedicated by document no. 780936 recorded May 27, 1955, said west right-of-way line being a 1,677.28 foot radius curve, concave easterly; thence southerly along said curve and west right-of-way line 192.20 feet (the chord bears South 03 degrees 11 minutes 40 seconds West, 192.09 feet); thence South 00 degrees 05 minutes 18 seconds East, 63.48 feet along said west right-of-way line to a point on a line 115.00 feet northerly of and parallel with said northerly line of the 200.00 foot right-of-way of the Canadian National Railroad (A.K.A. The Illinois Central Gulf Railroad and The Chicago Central and Pacific Railroad); thence North 56 degrees 57 minutes 22 seconds West, 27.47 feet along said parallel line to a point on a line 63.00 feet west of and parallel with the centerline of right-of-way as platted and described by said document no. 780936; thence North 00 degrees 05 minutes 18 seconds West, 48.46 feet along said parallel line to a point on a 1,700.28 foot radius curve, concave easterly; thence

1 northerly along said curve and parallel line 264.27 feet
2 (the chord bears North 04 degrees 21 minutes 51 seconds
3 East, 264.00 feet); thence North 81 degrees 11 minutes 00
4 seconds West, 36.00 feet to a point on a line 99.00 feet
5 west of and parallel with the centerline of right-of-way
6 as platted and described by said document no. 780936,
7 being a 1,736.28 foot radius curve, concave easterly;
8 thence northerly along said curve and parallel line 41.88
9 feet (the chord bears North 09 degrees 30 minutes 29
10 seconds East, 41.88 feet) to a point on said north line of
11 the south 29.60 feet of said Northeast Quarter of Section
12 32; thence North 88 degrees 45 minutes 34 seconds East,
13 42.10 feet along said north line to the point of
14 beginning.
15 Said parcel containing 0.209 acres, more or less.

16 That part of the Southeast Quarter and Northeast Quarter
17 of Section 32, Township 41 North, Range 8 East of the Third
18 Principal Meridian in Kane County, Illinois, bearings and
19 distances based on the Illinois State Plane Coordinate
20 System, East Zone, NAD 83 (2011 Adjustment), with a
21 combined scale factor of 0.9999369004, being described as
22 follows:

23 Commencing at the southeast corner of said Northeast
24 Quarter of Section 32; thence North 00 degrees 19 minutes
25 41 seconds East, 29.61 feet along the east line of said

Southeast Quarter of Section 32 to a point on the north line of the south 29.60 feet of said Northeast Quarter of Section 32; thence South 88 degrees 45 minutes 34 seconds West, 101.12 feet along said north line of the south 29.60 feet of the Northeast Quarter to a point on a line 99.00 feet west of and parallel with the centerline of right-of-way as platted and described by document no. 780936 recorded May 27, 1955, being a 1,736.28 foot radius curve, concave easterly, said point being the point of beginning; thence southerly along said curve and parallel line 41.88 feet (the chord bears South 09 degrees 30 minutes 29 seconds West, 41.88 feet); thence South 81 degrees 11 minutes 00 seconds East, 36.00 feet to a point on a line 63.00 feet west of and parallel with said centerline of right-of-way platted and described by said document no. 780936, said parallel line being a 1,700.28 foot radius curve, concave easterly; thence southerly along said curve and parallel line 6.00 feet (the chord bears South 08 degrees 42 minutes 57 seconds West, 6.00 feet); thence North 81 degrees 11 minutes 00 seconds West, 46.00 feet to a point on a line 109.00 feet west of and parallel with said centerline of right-of-way, being a 1,746.28 foot radius curve, concave easterly; thence northerly along said curve and parallel line 46.10 feet (the chord bears North 09 degrees 22 minutes 35 seconds East, 46.10 feet) to a point on said north line of the

1 south 29.60 feet of said Northeast Quarter of Section 32;
2 thence North 88 degrees 45 minutes 34 seconds East, 10.20
3 feet along said north line to the point of beginning.
4 Said temporary easement containing 0.016 acres, more or
5 less.

6 That part of Lot "A" in Fox Ridge Townhomes Subdivision,
7 being a subdivision in the Northwest Quarter of Section
8 33, Township 41 North, Range 8 East of the Third Principal
9 Meridian, according to the plat thereof recorded October
10 19, 1998 as document no. 98K096197 in Kane County,
11 Illinois, bearings and distances based on the Illinois
12 State Plane Coordinate System, East Zone, NAD 83 (2011
13 Adjustment), with a combined scale factor of 0.9999369004,
14 being described as follows:

15 Beginning at the southwest corner of said Lot "A"; thence
16 northerly along the westerly line of said Lot "A", said
17 westerly line also being the easterly right-of-way line of
18 Randall Road (A.K.A. County Highway 34) and being a
19 1,870.08 foot radius curve, concave southwesterly an arc
20 distance of 819.75 feet (820.44 feet and 820.45 feet
21 record) the chord bears North 21 degrees 52 minutes 55
22 seconds East, 813.20 feet to a point on a 1,597.28 foot
23 radius curve (1,597.28 feet and 1,590.54 feet record),
24 concave southwesterly; thence northerly along said curve
25 and westerly line 175.78 feet (175.96 feet and 172.58 feet

1 record) the chord bears North 43 degrees 36 minutes 14
2 seconds East, 175.69 feet; thence North 46 degrees 45
3 minutes 24 seconds East, 95.81 feet (94.10 feet and 94.65
4 feet record) to the northeast corner of said Lot "A";
5 thence South 00 degrees 22 minutes 14 seconds West, 13.78
6 feet along the east line of said Lot "A"; thence South 40
7 degrees 45 minutes 53 seconds West, 231.44 feet (13.78
8 feet record) to a point on a 1,754.00 foot radius curve,
9 concave southwesterly; thence southerly along said curve
10 621.57 feet (the chord bears south 27 degrees 13 minutes
11 55 seconds West, 618.32 feet); thence South 74 degrees 00
12 minutes 44 seconds East, 12.25 feet to a point on a
13 1,845.08 foot radius curve, concave westerly; thence
14 southerly along said curve 210.00 feet (the chord bears
15 south 12 degrees 43 minutes 38 seconds West, 209.89 feet)
16 to a point on the south line of said Lot "A"; thence South
17 88 degrees 55 minutes 06 seconds West, 25.42 feet along
18 said south line to the point of beginning.
19 Said parcel containing 0.531 acres, more or less.

20 That part of the Northwest Quarter of Section 33, Township
21 41 North, Range 8 East of the Third Principal Meridian in
22 Kane County, Illinois, bearings and distances based on the
23 Illinois State Plane Coordinate System, East Zone, NAD 83
24 (2011 Adjustment), with a combined scale factor of
25 0.9999369004, being described as follows:

1 Beginning at a point of intersection with the north line
2 of said Northwest Quarter of Section 33 and the west
3 right-of-way line of Randall Road (A.K.A. County Highway
4 34) as acquired by the County of Kane by deed document no.
5 1157361, recorded January 29, 1970; thence South 01 degree
6 01 minutes 35 seconds East, 21.85 feet (22.87 feet record)
7 along said west right-of-way line to a point on a 1,864.08
8 foot radius curve, concave westerly; thence southerly
9 along said curve and west right-of-way line 1,487.19 feet
10 (the chord bears South 21 degrees 36 minutes 50 seconds
11 West, 1,448.06 feet); thence South 44 degrees 49 minutes
12 39 seconds West, 121.14 feet along said west right-of-way
13 line to a point on the centerline of the 50.00 foot
14 rightof- way of Hopps Road as monumented and occupied;
15 thence South 89 degrees 05 minutes 22 seconds West, 673.34
16 feet along said centerline of right-of-way; thence North
17 00 degrees 54 minutes 38 seconds West, 52.00 feet to a
18 point on a line 52.00 feet north of and parallel with said
19 centerline of right-of-way; thence North 89 degrees 05
20 minutes 22 seconds East, 110.00 feet along said parallel
21 line; thence North 64 degrees 13 minutes 06 seconds East,
22 209.69 feet to a point on a 545.00 foot radius curve,
23 concave southerly; thence easterly along said curve 413.09
24 feet (the chord bears North 85 degrees 55 minutes 58
25 seconds East, 403.28 feet); thence North 37 degrees 23
26 minutes 02 seconds East, 312.52 feet to a point on a

1,674.00 foot radius curve, concave westerly; thence northerly along said curve 1,117.16 feet (the chord bears North 18 degrees 15 minutes 56 seconds East, 1,096.54 feet); thence North 88 degrees 28 minutes 42 seconds East, 58.01 feet along to the point of beginning.

Said parcel containing 5.068 acres, more or less, of which 0.394 acres, more or less, was previously dedicated or used for highway purposes.

That part of Lot 160 in Woodbridge South - Phase 1 Subdivision, being a subdivision in the Northwest Quarter of Section 33, Township 41 North, Range 8 East of the Third Principal Meridian, according to the plat thereof recorded December 5, 1991 as document no. 91K066828 in Kane County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD 83 (2011 Adjustment), with a combined scale factor of 0.9999369004, being described as follows:

Beginning at the northwesterly corner of said Lot 160; thence North 88 degrees 15 minutes 13 seconds East, 21.00 feet along the north line of said Lot 160, said north line also being the south right-of-way line of Hopps Road; thence South 62 degrees 41 minutes 34 seconds West, 50.68 feet to a point on the westerly line of said Lot 160, said westerly line also being the easterly right-of-way line of Randall Road (A.K.A. County Highway 34); thence North 46

1 degrees 45 minutes 24 seconds East, 33.00 feet along said
2 westerly line to the point of beginning.

3 Said temporary easement containing 0.005 acres or 230
4 square feet, more or less.

5 (b) This Section is repealed 2 years after the effective
6 date of this amendatory Act of the 104th General Assembly.

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.