

PREPARED BY AND  
WHEN RECORDED MAIL TO:  
City of Rochelle  
420 North 6<sup>th</sup> Street  
Rochelle, Illinois 61068

SPACE ABOVE THIS LINE FOR RECORDER'S  
USE

#### AGREEMENT FOR A TEMPORARY CONSTRUCTION EASEMENT

THIS AGREEMENT FOR A TEMPORARY CONSTRUCTION EASEMENT (hereinafter the "Agreement") is made and entered into this 28<sup>th</sup> day of DECEMBER, 2018 by and between LAKE LIDA DEVELOPMENT (hereinafter referred to as "Grantor") and the CITY OF ROCHELLE, a MUNICIPAL CORPORATION, organized and existing under the laws of the State of Illinois, of Ogle County, Illinois, (hereinafter referred to as "Grantee").

WHEREAS, LAKE LIDA DEVELOPMENT, is the owner of real property legally described in Exhibit A; and

WHEREAS, the CITY OF ROCHELLE wishes to obtain a temporary construction easement from LAKE LIDA DEVELOPMENT, across the temporary construction easement area described in Exhibit B, attached hereto, for the purpose of construction, re-construction, widening of South Main Street, Rochelle, Illinois, and moving public utilities and related facilities and equipment, including but not limited to, buried water and sewer lines, sidewalks, public roadway purposes, and/or such other additions hereto as Grantee may deem necessary; and

NOW THEREFORE, in consideration of FIVE THOUSAND EIGHT HUNDRED EIGHTY-FIVE AND 00/100 DOLLARS (\$5,885.00), and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The Grantor hereby does grant and convey to Grantee, its successor and assigns, all interest in the Temporary Construction Easement for the following described real estate situated in the County of Ogle, State of Illinois, to wit:

Address commonly known as: 101 Lake Lida Lane, Rochelle, Illinois 61068

PIN#: 24-36-231-021

and as depicted on the plat of survey (Temporary Construction Easement), attached hereto as Exhibit B.

2. The City shall record the Dedication, and from the recording of the dedication and thereafter, the City shall have the exclusive use of the Dedication for the purpose as stated herein.

3. This Agreement is entered into, and shall be interpreted in accordance with, the laws of the State of Illinois.

4. This Agreement shall run with the land and be binding upon, and shall inure to the benefit of, the parties hereto and their respective heirs, successors, and assigns.

5. This Agreement sets forth the entire understanding of the parties with respect to the matters addressed herein and may only be modified by a written amendment signed by all of the parties.

WITNESS our hands and seals this 28<sup>th</sup> day of DECEMBER, 2018.

[Signatures on next page]

Grantor:

LAKE LIDA DEVELOPMENT,

Deane W Capes Pres

Grantee:

CITY OF ROCHELLE,  
Municipal Corporation

By: \_\_\_\_\_

Name: Jeff Fiegenschuh

Title: City Manager

Attest: \_\_\_\_\_

Name: Sue Messer

Title: City Clerk

STATE OF \_\_\_\_\_ )  
 ) SS  
COUNTY OF \_\_\_\_\_ )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that Nancy Lopez as manager personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that \_\_\_\_\_ signed and delivered said instrument on behalf of said \_\_\_\_\_ as \_\_\_\_\_ free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and seal this 28<sup>th</sup> day of December 2018.

Michelle L. Knight  
NOTARY PUBLIC



STATE OF ILLINOIS )  
 ) SS  
COUNTY OF OGLE )

I the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that JEFF FIEGENSCHUH, personally known to me to be the City Manager of the City of Rochelle, a municipal corporation and SUE MESSER, personally known to me to be the City Clerk of the City of Rochelle, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such City Manager and City Clerk of said corporation they caused their signatures to be affixed thereto, and caused the corporate seal of said corporation to be affixed thereto, pursuant to the authority given by the Council of the City of Rochelle as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and seal this: \_\_\_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
NOTARY PUBLIC

**DESCRIPTION - Temporary Construction Easement Parcel 021:**

Being the East and South 10.00 feet, except the West 63.62 feet, of Lot 320 of Lake Lida-Phase 3, per plat Recorded in Book D of Plats, at Page 60, in the Ogle County Recorder's Office, containing 0.040 Acres (1,740 Square Feet), more or less.

**LAKE LIDA DEVELOPMENT, INC., PIN 24-36-231-021**

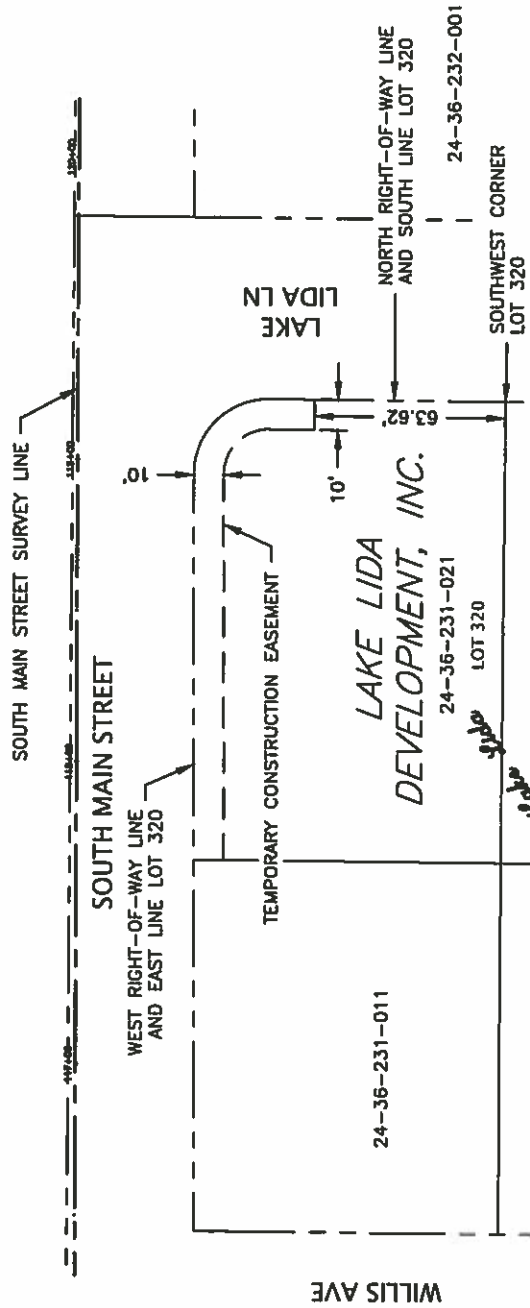
# Section 36, Township 40 North, Range 1 East, of the Third Principal Meridian

## Dement Township



40 0 40 FEET  
 GRAPHIC SCALE IN FEET  
 NAD83 IL WEST ZONE - GRID

25-31-100-006



TEMPORARY CONSTRUCTION EASEMENT PARCEL 013 1,740 Sq. Ft.  
 Total Area 15,587 Sq. Ft.  
 Temporary Construction Easement 1,740 Sq. Ft.

**FEHR GRAHAM**  
 ENGINEERING & ENVIRONMENTAL  
 LICENSE DESIGN FIRM NO. 184-000009

ILLINOIS  
 IOWA  
 WISCONSIN

515 LINCOLN HWY ROCHELLE, IL (815) 562-9087

JOB NUMBER:  
 15-929

LAKE LIDA  
 DEVELOPMENT, INC.

SHEET NUMBER:  
 1 of 1

DATE: 10/02/2018  
 DRAWN: T.J.L. QV/GC: ST

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