

Form 153-13
Div. 1-59

GRANT OF RIGHT OF WAY

The undersigned Grantor, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration paid to the undersigned for the benefit of the Grantor by ILLINOIS POWER COMPANY, an Illinois corporation, does hereby Grant, Convey and Warrant unto the said ILLINOIS POWER COMPANY, Grantee, its successors, assigns and lessees, the right and easement to lay, operate and maintain, under varying conditions of operation, alter, remove and relay a pipe line or lines, and all other equipment appurtenant thereto, for the transportation of gas in, on, over and through certain lands owned by Grantor situated in the County of St. Clair, State of Illinois and described as follows: A strip of land twenty (20) feet in width lying contiguous to and bounded on the Northeast by the Southwesterly right of way line of S.E.I. Rte. 157 and running parallel with said highway through, over and across the Northeasterly side of that part of Lot No. 161 of the "CAHOKIA COMMON FIELDS"; reference being had to the plat thereof recorded in the Recorder's Office of St. Clair County, in Book of Plats "E" on pages 16 and 17 ~~and lying between the Southeasterly line of a tract of land conveyed to Union Electric Company by deed dated 10-28-57 and recorded in said Recorder's Office on 11-6-57 as Doc. No. 913848 and the Northwesterly line of St. Christopher Lane, as shown on the plat of "DePAUL GARDENS"; excepting therefrom that part thereof falling with "CAHOKIA PARK".~~

The additional easement is herein granted on, over and through the Southwesterly 10 feet of that part of S.E.I. Route 157 lying contiguous to the Northerly line of the above described tract, and any lands of Grantor contiguous thereto now owned or hereafter acquired by Grantor which affect said right of way, and hereby releasing and waiving all rights under and by virtue of the homestead exemption laws of this State; said pipe line to be located upon said premises as follows: Within the limits of said easement above described, with necessary working space for the initial construction and future maintenance of said gas line being herein granted.

together with the right of ingress to, and egress from such lands for, and the right to trim or remove such trees, shrubs, bushes, roots and other obstacles as may interfere with, the safe, proper and expeditious laying, operation, maintenance, alteration, removal and relaying of said pipe line, lines or any part thereof without further payment therefor, except as hereinafter provided. Gas service for said premises shall be provided subject to the rules, rates, and regulations on file with the Illinois Commerce Commission.

Grantee, ILLINOIS POWER COMPANY, shall repair any damage to property of Grantor, or pay any substantial damages which may be caused to property of Grantor by the laying, construction, reconstruction, operation, maintenance, renewal or removal of said pipe line, except damages to trees, shrubs, bushes, roots or other obstacles caused by trimming or removal; said damages, if not mutually agreed upon, shall be ascertained by three disinterested persons, one of whom shall be selected by each Grantor and Grantee, their heirs, successors, assigns or lessees, and the third by the two so selected. The damages determined by such persons or a majority of them, shall be conclusive as to the facts and Grantee shall immediately pay such damages.

This instrument is executed and accepted with the express understanding that the Grantee herein is not bound to do or perform any act, or pay any consideration except as herein expressly provided.

Subject to the foregoing this grant shall be binding upon the heirs, successors, administrators and assigns of the undersigned.

WITNESS the hand and seal of the Grantor, this 10th day of SEPT, 1959.

WITNESSED BY:

Cahokia Investors, Inc.

STATE OF ILLINOIS (SEAL)
COUNTY OF ST. CLAIR
FILED FOR RECORD
IN THE RECORDER'S OFFICE (SEAL)

1959 SEP 23 AM 8:58

BOOK 1644 PAGE 628

RECORDER

ACCEPTED:

ILLINOIS POWER COMPANY

BY L. F. Berbaum
Real Estate and Tax Agent

A 3812

Recorded in	County of	State of	Day of	Year	Between	Gas Line	FROM	TO	EASEMENT

STATE OF

COUNTY OF

SS.

STATE OF MISSOURI
COUNTY OF ST. LOUIS

P. J. McCurdy, a Notary Public in and for said County in the State aforesaid, do hereby certify that HARLAN R. ECKHARDT and 811d, personally known to me, as the same persons whose names are, respectively as President and Secretary of 811d

Company, a corporation of the State of MISSOURI, subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they, being thereunto duly authorized, signed, sealed with the corporate seal, and delivered the said instrument as the free and voluntary act of said corporation and as their own free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 17TH day of SEPTEMBER 1939
My Commission Expires MAY 25 1942

right of Homestead.

GIVEN under my hand and seal this _____ day of _____ A. D. 19__.

Notary Public

My Commission Expires _____.

STATE OF

COUNTY OF

SS.

I, _____, a Notary Public in and for said County in the State aforesaid, do hereby certify that _____

personally known to me to be the same person whose name _____ subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that _____ signed, sealed and delivered the said instrument as _____ free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of Homestead.

GIVEN under my hand and seal this _____ day of _____ A. D. 19__.

Notary Public

My Commission Expires _____.