

1178217 Document No. 4  
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COVENANT  
between  
ILLINOIS DEPARTMENT OF CONSERVATION  
and  
THE MACON COUNTY CONSERVATION DISTRICT

THIS AGREEMENT, made and entered into this 23<sup>rd</sup> day of August,  
1984 by and between the Illinois Department of Conservation, hereinafter  
called the Department; and the Macon County Conservation District, hereinafter  
called the District;

WHEREAS, the Department has transferred, awarded and paid to the  
Governor Oglesby Mansion, Inc. an Historic Preservation Fund annual project  
grant in the amount of Twenty-four Thousand, Seven Hundred Dollars  
(\$24,700.00) which sum was granted to the Department by the United States  
Department of the Interior, National Park Service for preservation of the  
Governor Oglesby Mansion, located at 421 West William Street, Decatur,  
Illinois, under the provisions of the National Historic Preservation Act of  
1966 (PL 89-665) as amended;

WHEREAS, this grant is used exclusively for the purpose and scope of  
work relating to the historic preservation of the Governor Oglesby Mansion,  
located at 421 West William Street, Decatur, Illinois, as specified in the  
application from the Department to the National Park Service, as amended from  
time to time by the Department and Governor Oglesby Mansion, Inc.;

WHEREAS, the historic preservation work accomplished under this grant  
is in accordance with the "Secretary of the Interior's Standards for Historic  
Preservation Projects" as evidenced in plans, specifications, detailed  
descriptions or other materials submitted to the Department and to the  
National Park Service, and in accordance with recommendations and standards  
set forth;

WHEREAS, a Covenant is required on a property receiving grant

WHEREAS, if the Governor Oglesby Mansion, located at 421 West William Street, Decatur, Illinois, is made available through a rental arrangement to organizations other than the District for various general public functions, the District shall secure signed assurances from the renter stating that the renter shall not discriminate against individuals on the basis of race, creed, color, sex, age, handicap, or national origin while using the facility.

WHEREAS, the award to the Governor Oglesby Mansion, Inc. does not preclude the District or subsequent owners of the Oglesby Mansion, located at 421 West William Street, Decatur, Illinois, from applying for, and being considered without prejudice for federal funds as may be necessary to preserve fully the Governor Oglesby Mansion, located at 421 West William Street, Decatur, Illinois, provided that subsequent project undertakings shall in no way duplicate work accomplished under this award;

NOW THEREFORE, in consideration of the mutual advantages resulting from the respective obligations assumed under this AGREEMENT:

The District Agree(s):

1. To maintain financial and administrative records pertaining to this grant award for at least three (3) years following the completion of all project work conducted under this grant, or until all claims and audit findings involving the project have been resolved;
2. To comply with the requirements of the Department and the National Park Service to assume the cost of continued maintenance and repair of the property so as to preserve the architectural, historical, or archaeological integrity of the property for the specified period of time in order to protect and enhance those qualities that made the property eligible for listing on the National Register of Historic



3. That when the Property is not clearly visible from a public right of way or includes interior work assisted with Historic Preservation grant funds, the Property will be open to the public no less than 12 days a year on an equitably spaced basis and at other times by appointment. Nothing in this agreement will prohibit the District from charging a reasonable nondiscriminatory admission fee, comparable to fees charged at similar facilities in the area. The District further agrees that when the Property is not open to the public on a continuing basis, and when the improvements assisted with Historic Preservation grant funds are not visible from the public way, notification will be published in newspapers of general circulation in the community area in which the Property is located giving dates and times when the Property will be open to the public. Documentation of such notice will be furnished annually to the State Historic Preservation Officer during the term of the agreement.

The Department Agrees:

1. To report to the National Park Service when any part of this agreement and its Covenants as it relates to the federal administration of the grant, are not satisfied so that appropriate legal action may be taken;
2. To make periodic inspections of the site and facilities;
3. To recommend normal and routine preventive care of those areas and facilities of the Governor Oglesby Mansion, located at 421 West William Street, Decatur, Illinois, affected by this historic preservation grant; and the Department may proceed to enforce this provision through appropriate legal action.

THIS AGREEMENT SHALL BE IN FORCE from September 1, 1984 until August 31, 1989, and shall be recorded in the Office of the Recorder of Deeds of Macon County, Illinois, against the land whose legal description is as follows:

The W 50' of Lot 2 and the E 20' of Lot 3 in Blk 5 of Western Add to C of D as Per Plat recorded in Book H Page 103 cka 421 W. William St. Decatur, Il.

ACCORDINGLY, the parties have executed this agreement on the day and year first written above.

ILLINOIS DEPARTMENT OF CONSERVATION

*David Kenney*  
\_\_\_\_\_  
David Kenney

Witness:

*Marissa E. Richter*  
\_\_\_\_\_  
Notary Public Seal

*Richard D. Curuck*  
\_\_\_\_\_  
Macon County Conservation District

Witness:

1495 BROZIO LANE  
Address

*Edwin T. Tanney Jr.*  
\_\_\_\_\_  
Notary Public Seal  
*Macon County Recorder*  
\_\_\_\_\_  
COUNTY RECORDER'S SEAL

