

3

MCR JUN 19 '15 11:40 AM

Type: OFFICIAL RECORDS
Recorded: 6/26/2015 10:17:35 AM
Fee Amt: \$31.00 Page 1 of 12
McLean County, IL
Kathy Michael County Clerk\Recording Div.

File# 2015-00011228

Document Type:

Prepared By: DAVE JENKINS

207 S. EAST ST.

LEROY, IL.

61752

Return To:

SAMS

COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 15-06-01-50

**AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF
LE ROY, MCLEAN COUNTY, ILLINOIS**

**(DOUGH FARMS OPPORTUNITY FUND I, LLC COUNTY E
400 NORTH RD AND S. HEMLOCK ST, MCLEAN COUNTY)**

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
1st Day of June 2015**

PRESENTED: June 1, 2015

PASSED: June 1, 2015

APPROVED: June 1, 2015

RECORDED: June 1, 2015

PUBLISHED: June 1, 2015


In Pamphlet Form

Voting "Aye" 7

Voting "Nay" 1

The undersigned being the duly qualified and Acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)


Vicki Moreland, City Clerk of the
City of Le Roy, McLean County, Illinois

Dated: June 1, 2015

**CITY OF LE ROY
McLEAN COUNTY, ILLINOIS**

ORDINANCE NO. 15-06-01-50

**AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE
CITY OF LE ROY, McLEAN COUNTY, ILLINOIS**

**(Dough Farms Opportunity Fund I, LLC
County E 400 North Rd and S Hemlock St, McLean County)**

WHEREAS, the City of Le Roy, McLean County, Illinois, is an Illinois municipal corporation; and

WHEREAS, a written petition, signed by the legal owner of record of all land within the territory hereinafter described, has been filed with the City Clerk of the City of Le Roy, requesting that said territory be annexed to the City of Le Roy; and

WHEREAS, there are no electors residing within the said territory; and

WHEREAS, any legal notices regarding the intention of the City to annex said territory have been sent to all public bodies required to receive such notice by state statute; and

WHEREAS, copies of such notices required to be recorded, if any, have been recorded in the Office of the Recorder of McLean County; and

WHEREAS, the said territory is not within the corporate limits of any municipality but is contiguous to the City of Le Roy; and

WHEREAS, all petitions, documents, and other necessary legal requirements are in full compliance with the terms of the statutes of the State of Illinois, specifically § 7-1-8 of the Illinois Municipal Code; and

WHEREAS, it is in the best interests of the City of Le Roy that the territory be annexed thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE Village President and Board of Trustees of the City of Le Roy, McLean County, Illinois, as follows:

Section 1. **Recitals.** The above stated recitals are incorporated herein by reference.

Section 2. **Annexation.** The following described territory, generally located west of S Hemlock Street and located on both sides of County E 400 North Road in unincorporated McLean County:

TRACT 1:

Lots 1,3,4 and 5 in the Subdivision of the North West 1/4 of Section 29, Township 22 North, Range 4 East of the Third Principal Meridian, in McLean County, Illinois (PIN: 30-29-100-003);

TRACT 2:

The West 1/2 of the North East 1/4 of Section 29, Township 22 North, Range 4 East of the Third Principal Meridian, EXCEPT that part lying South and East of the right-of-way of State Route #39, in McLean County, Illinois (PIN: 30-29-200-001);

TRACT 3:

That part of the following real estate lying South and West of the Southerly and Westerly right of way line of FAI Route 74; the South 1093.5 feet of the West 1326 feet of the South East 1/4 of Section 20, Township 22 North, Range 4 East of the Third Principal Meridian, in McLean County, Illinois (PIN: 30-20-451-002);

TRACT 4:

That part of the following described real estate lying South and West of the Southerly and Westerly right of way line of FAI Route 74 in the South East 1/4 of the South West 1/4 of Section 20, Township 22 North, Range 4 East of the Third Principal Meridian: Commencing at the Southeast corner of the South West 1/4 of Section 20, thence West 984 feet, thence North 1093.5 feet, thence East 984 feet to the half section line, thence South to the Point of Beginning, in McLean County, Illinois (PIN: 30-20-300-005); and

TRACT 5:

A part of H.B. Kline's Subdivision of part of Sections 19 and 20 in Township 22 North, Range 4 East of the Third Principal Meridian, described as follows: Commencing at a point which is 578.5 feet East of the Southwest corner of said Lot 1; thence East along the South line of the Section 1085 feet; thence North 609.75 feet on the East line of said Lot 1; thence West 1078 feet; thence South 622.34 feet to the Point of Beginning, in McLean County, Illinois (PIN: 30-20-300-002)

being indicated on an accurate map of the annexed territory (which is attached to and made a part of this Ordinance as ***Exhibit A***), is hereby annexed to the City of Le Roy, McLean County, Illinois.

Section 3. Authorization. The City Clerk is hereby directed to record with the Recorder and to file with the County Clerk a certified copy of this Ordinance, together with the accurate map of the territory annexed appended to the Ordinance, on or before July 1, 2015.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after its passage and approval by a majority vote of the corporate authorities then holding office, by "yeas" and "nays" entered on the legislative records, and publication as provided by law.

CITY OF LE ROY

PETITION FOR ANNEXATION

Pursuant to and in accordance with Section 7-1-8 of the Illinois Municipal Code, 65 ILCS 5/7-1-8, the undersigned Petitioners seek to annex certain territory to the City of Le Roy ("**City**") and in furtherance thereof, state as follows:

1. The Petitioners signing this Petition constitute all of the owners of record of the property described in **Exhibit A** to this Petition ("**Annexation Territory**").

2. There are either (i) no electors residing in the Annexation Territory or (ii) at least 51% of the electors residing in the Annexation Territory have joined this petition as evidenced by their signatures to this Petition.

3. As of the date of this Petition, the Annexation Territory is not within any other municipality and is wholly unincorporated.

4. The Annexation Territory is contiguous to the corporate limits of the City or is contiguous to neighboring properties that are contiguous to the City and that will be annexed to the City and will be contiguous to the City at the time of annexation.

5. The Petition conforms in form and substance to the requirements of Section 7-1-8 of the Illinois Municipal Code, 65 ILCS 5/7-1-8.

6. The Petitioners desire that the City annex the Annexation Territory to the City conditioned upon the Petitioners and the City entering into a mutually acceptable annexation agreement to govern the terms and conditions of the annexation and development of the Annexation Territory and the Annexation Territory being contiguous to the City.

WHEREFORE, the Petitioners respectfully request that the City annex the Annexation Territory to the City in accordance with and pursuant to Section 7-1-8 of the Illinois Municipal Code, conditioned upon (i) the Petitioners and the City entering into a mutually acceptable annexation agreement to govern the terms and conditions of the annexation and development of the Annexation Territory and (ii) the Property being contiguous to the City.

[SIGNATURES ON FOLLOWING PAGES]

Petitioner Signatures

(Owners of Record)

The undersigned certifies that he/she has read the foregoing Petition for Annexation, has knowledge of the allegations contained therein, is an owner of record of land within the Annexation Territory, and that the allegations are true and correct to the best of his/her knowledge:

<u>Owner's Name</u>	<u>Owner's Address/PIN</u>	<u>Owner's Signature</u>
<u>Dough Farms Opportunity Fund I, LLC</u>	<u>30-29-100-003</u>	<u><i>Don A. Hirsch</i></u>
<u>Dough Farms Opportunity Fund I, LLC</u>	<u>30-29-200-001</u>	<u><i>Don A. Hirsch</i></u>
<u>Dough Farms Opportunity Fund I, LLC</u>	<u>30-20-451-002</u>	<u><i>Don A. Hirsch</i></u>
<u>Dough Farms Opportunity Fund I, LLC</u>	<u>30-20-300-005</u>	<u><i>Don A. Hirsch</i></u>
<u>Dough Farms Opportunity Fund I, LLC</u>	<u>30-20-300-002</u>	<u><i>Don A. Hirsch</i></u>

SUBSCRIBED AND SWORN TO before me this 16th day of JUNE, 2015,
by DOUGLAS HIRSCH, Authorized Officer of Dough Farms Opportunity
Fund I, LLC.

Patricia Mata
Notary Public

(seal)



EXHIBIT A

Annexation Territory Legal Description

TRACT 1:

Lots 1,3,4 and 5 in the Subdivision of the North West 1/4 of Section 29, Township 22 North, Range 4 East of the Third Principal Meridian, in McLean County, Illinois (PIN: 30-29-100-003);

TRACT 2:

The West 1/2 of the North East 1/4 of Section 29, Township 22 North, Range 4 East of the Third Principal Meridian, EXCEPT that part lying South and East of the right-of-way of State Route #39, in McLean County, Illinois (PIN: 30-29-200-001);

TRACT 3:

That part of the following real estate lying South and West of the Southerly and Westerly right of way line of FAI Route 74; the South 1093.5 feet of the West 1326 feet of the South East 1/4 of Section 20, Township 22 North, Range 4 East of the Third Principal Meridian, in McLean County, Illinois (PIN: 30-20-451-002);

TRACT 4:

That part of the following described real estate lying South and West of the Southerly and Westerly right of way line of FAI Route 74 in the South East 1/4 of the South West 1/4 of Section 20, Township 22 North, Range 4 East of the Third Principal Meridian: Commencing at the Southeast corner of the South West 1/4 of Section 20, thence West 984 feet, thence North 1093.5 feet, thence East 984 feet to the half section line, thence South to the Point of Beginning, in McLean County, Illinois (PIN: 30-20-300-005); and

TRACT 5:

A part of H.B. Kline's Subdivision of part of Sections 19 and 20 in Township 22 North, Range 4 East of the Third Principal Meridian, described as follows: Commencing at a point which is 578.5 feet East of the Southwest corner of said Lot 1; thence East along the South line of the Section 1085 feet; thence North 609.75 feet on the East line of said Lot 1; thence West 1078 feet; thence South 622.34 feet to the Point of Beginning, in McLean County, Illinois (PIN: 30-20-300-002).

4838-4003-6388, v. 2

Petitioner Signatures

(Electors)

The undersigned certifies that he/she has read the foregoing Petition for Annexation, has knowledge of the allegations contained therein, is an elector residing within the Annexation Territory, and that the allegations are true and correct to the best of his/her knowledge:

<u>Elector's Name</u>	<u>Elector's Address/PIN</u>	<u>Elector's Signature</u>
_____	<u>30-29-100-003</u>	_____
_____	<u>30-29-200-001</u>	_____
_____	<u>30-20-451-002</u>	_____
_____	<u>30-20-300-005</u>	_____
_____	<u>30-20-300-002</u>	_____

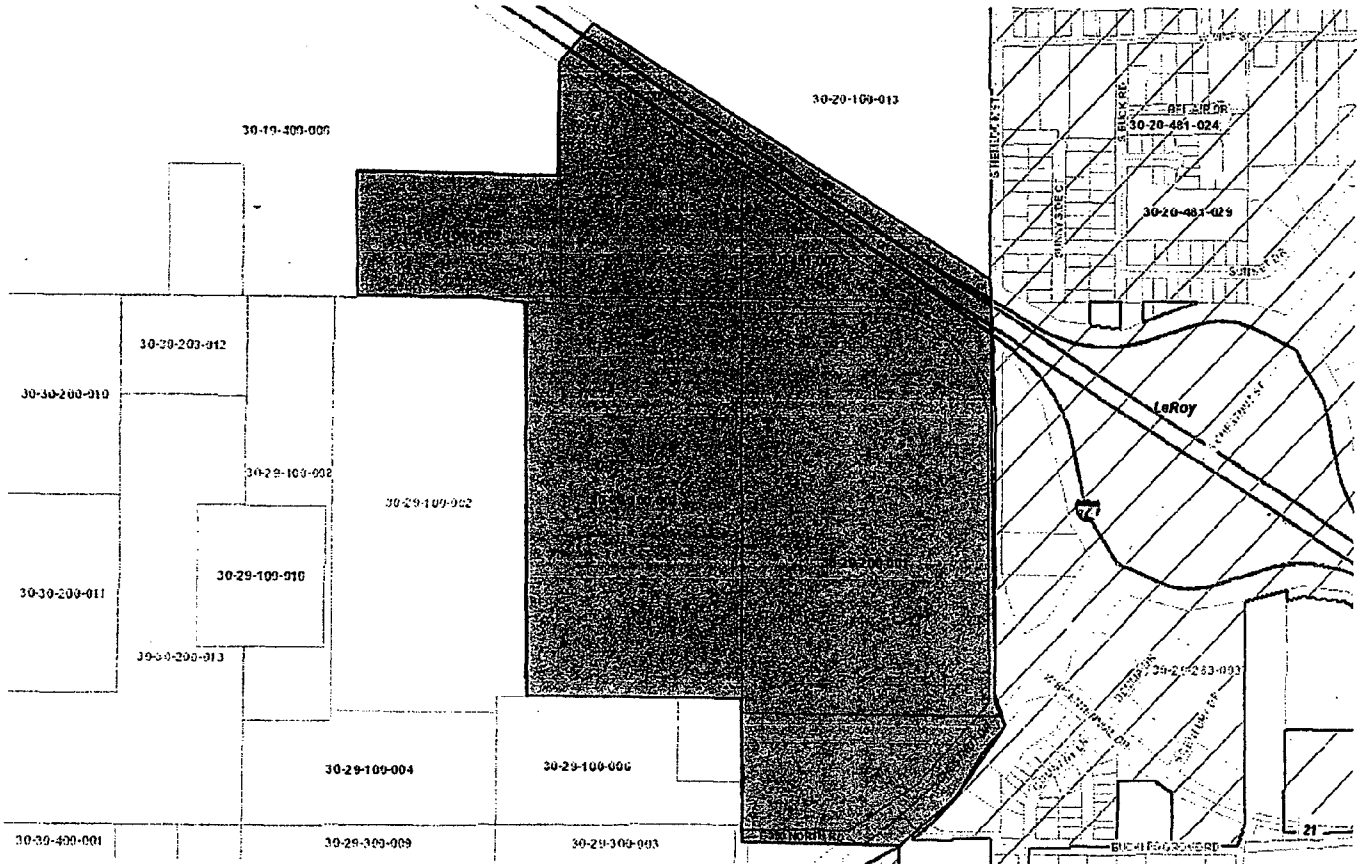
SUBSCRIBED AND SWORN TO before me this _____ day of _____, 2015,
by the above-named persons.

Notary Public

(seal)

EXHIBIT A

Accurate Map of Annexed Territory



4817-2810-4484, v. 1

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion
Made by Dawn Hanafin, and seconded by Judy Marshall by roll call vote on the 1st day of
June, 2015, as follows

Aldermen elected 8

Aldermen Present 8

Voting Aye: Dawn Hanafin, Anne Anderson, Hilary Sandy, Glenn Reinhart, Brad
Poindexter, Judy Marshall, Greg Steffen

Voting Nay: Ron Legner

Absent:

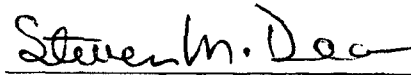
Abstain: None

Other: None


and deposited and filed in the office of the City Clerk in said municipality on the 1st
day of June 2015


Vicki Moreland, City Clerk of the City of LeRoy
Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 1st day of
June 2015.


Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)


Vicki Moreland, City Clerk of the City of Le Roy
Mc Lean County, Illinois

CERTIFICATE

I, Vicki Moreland, certify that I am the duly appointed and acting municipal clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **June 1, 2015** the Corporate Authorities of such municipality passed and approved **Ordinance No. 15-06-01-50** entitled:

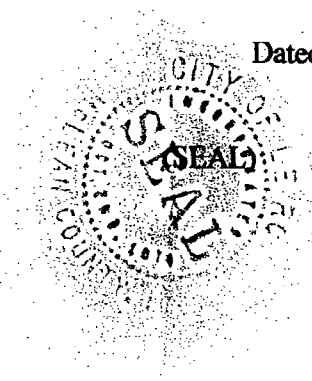
**AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF
LE ROY, MCLEAN COUNTY, ILLINOIS**

**(DOUGH FARMS OPPORTUNITY FUND I, LLC COUNTY E 400 NORTH RD
AND S HEMLOCK ST, MCLEAN COUNTY)**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. **15-06-01 -50**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **June 1, 2015** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 1st day of June 2015.



Vicki Moreland
Vicki Moreland, City Clerk of the City of
Le Roy, McLean County, Illinois

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

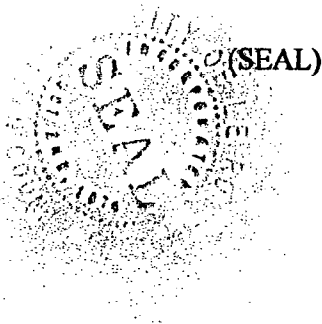
I, Vicki Moreland, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.


I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

**AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF
LE ROY, MCLEAN COUNTY, ILLINOIS
(DOUGH FARMS OPPORTUNITY FUND I, LLC COUNTY E 400 NORTH RD
AND S HEMLOCK ST, MCLEAN COUNTY)**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 1st day of June 2015, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 1st day of June 2015




Vicki Moreland, City Clerk of the
City of Le Roy, McLean County, Illinois