

CITY OF LE ROY
COUNTY OF McLEAN, STATE OF ILLINOIS

ORDINANCE NO. 03-09-01-50

AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE City Of
LE ROY, MCLEAN COUNTY, ILLINOIS
(TERRITORY TO BE ANNEXED BEING LOCATED IN A PART OF THE NE ¼
OF THE NW ¼ OF SECTION 28, TOWNSHIP 22 NORTH, RANGE 4 EAST OF
THE THIRD PRINCIPAL MERIDIAN, MCLEAN COUNTY, ILLINOIS

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS

2nd Day of September 2003

PRESENTED: September 2nd, 2003

PASSED: September 2nd, 2003

APPROVED: September 2nd, 2003

RECORDED: September 2nd, 2003

PUBLISHED: September 2nd, 2003


In Pamphlet Form

Voting "Aye" 6
Voting "Nay" 0

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)





City Clerk of the City of LeRoy,
McLean County, Illinois

ORDINANCE NO. 03-09-01-50

**AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF
LE ROY, MCLEAN COUNTY, ILLINOIS
(TERRITORY TO BE ANNEXED BEING LOCATED IN A PART OF THE NE ¼
OF THE NW ¼ OF SECTION 28, TOWNSHIP 22 NORTH, RANGE 4 EAST OF
THE THIRD PRINCIPAL MERIDAN, McLEAN COUNTY, ILLINOIS**

WHEREAS, the Mayor and City Council of the City of Le Roy, McLean County, Illinois, an Illinois municipal corporation, have determined that it will be in the best interest of the City and its residents to annex the territory contiguous to the City and described as set forth in Exhibit "A", attached hereto and incorporated herein by reference; and

WHEREAS, Jack Burcham owns certain property contiguous to and south of the present municipal limits bounding the south side of Burcham Estates Subdivision to the City of Le Roy, McLean County, Illinois, said property being contiguous to the City of Le Roy, and said real estate being described as set forth in Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, 65 ILCS (Illinois Compiled Statutes) 5/7-1-8 (State Bar Edition 2000 (as amended)), provides that any territory contiguous to a municipality which is uninhabited and as to which all owners of record of all said territory file a written petition with the municipal clerk requesting annexation of same, may be annexed by that municipality by passage of an ordinance to that effect describing the territory to be annexed,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Le Roy, in lawful meeting assembled, as follows:

Section 1: That land described as set forth in Exhibit "A", incorporated herein by reference, and as shown on a copy of an accurate map of said territory, attached hereto as Group Exhibit "B", incorporated herein by reference, is hereby annexed to the City of Le Roy, McLean County, Illinois.

Section 2: The City Clerk is hereby directed to cause to be recorded in the Office of the Recorder of Deeds of McLean County, Illinois, and to file with the County Clerk of McLean County, Illinois, a certified copy of this ordinance, together with the accurate map of this territory annexed appended to said ordinance, and give notice as required by law of this annexation.

Section 3. Notice as set forth in Group Exhibit "C", attached hereto and incorporated herein by reference, was given not less than 10 days prior to the date of this meeting to the Trustees of the Le Roy Community Fire Protection District, as required by law, and proof of the service of said notice, by affidavit of service, is set forth in Group Exhibit "C".

Section 4. Notice as set forth in Group Exhibit "D", attached hereto and incorporated herein by reference, was given not less than 10 days prior to the date of this meeting to the Supervisor of Highways, Empire Road District Commissioner, and Board of Town Trustees of Empire Township, all as required by law, and proof of the service of said notice, by affidavit of service, is set forth in Group Exhibit "D".

Section 5. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as required by law.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion by Jerry Henson, seconded by Dawn Thompson, roll call vote on the 2nd day of September, 2003, as follows:

Council members elected 8 Council members present 6

VOTING AYE: John Haney, Butch Cook, Jerry Henson, Chad Farischon, Theresa O'Hare, Dawn Thompson

(Names)

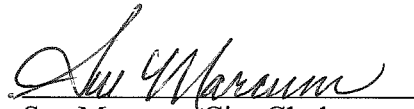
VOTING NAY: None

(Names)

ABSENT, ABSTAIN, OTHER: Gary Koerner and Dave McClelland

(Names)

and deposited and filed in the office of the City Clerk in said municipality on the 2nd day of September, 2003.



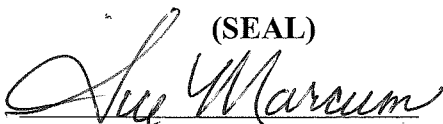
Sue Marcum, City Clerk
City of Le Roy, McLean County, IL

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 2nd day of September, 2003.



Bob Rice, Mayor of the City
of Le Roy, McLean County, IL

ATTEST:

(SEAL)


Sue Marcum, City Clerk
City of Le Roy, Illinois, McLean County, IL

EXHIBIT A

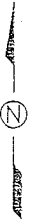
(to the Annexation Ordinance for the City of Le Roy property to the City of Le Roy)

That part of the following described tract of land:

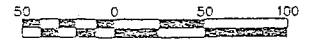
Beginning at the southwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28; thence N.01-23'-55"E. 467.00 feet on the west line of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28; S.88-52'-23"E. 467.00 feet parallel with the south line of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28; thence S.01-23'55"W. 467.00 feet parallel with the west line of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28 to the south line of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28; thence N.88-52'-23"W. 467.00 feet on the south line of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 28 to the Point of Beginning containing 5.007 acres, more or less, with assumed bearing given for description purposes only.

ANNEXATION PLAT

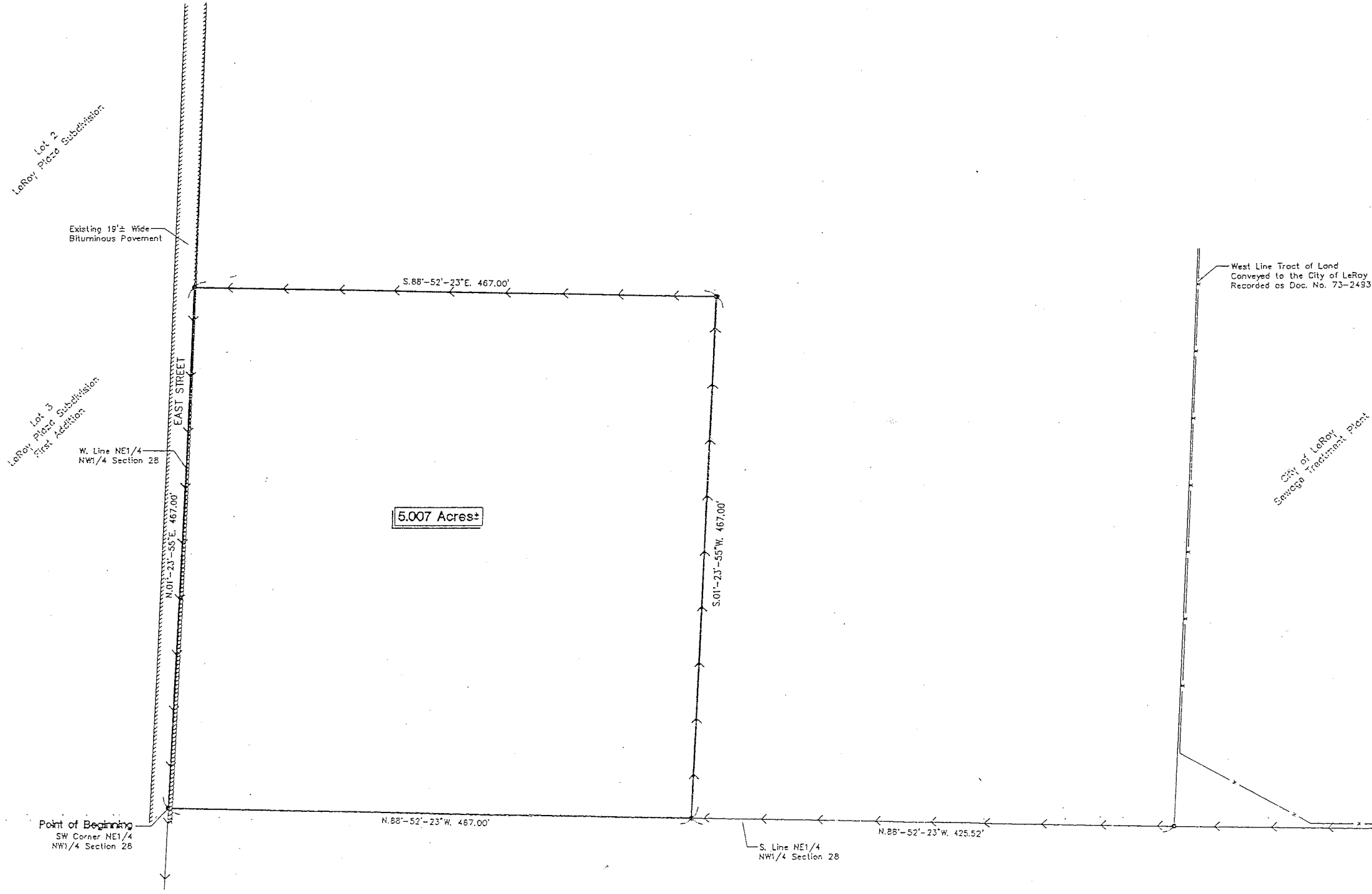
A part of the NE1/4 of the NW1/4 of Section 28, T. 22 N.,
R. 4 E, 3 P.M, City of LeRoy, McLean County, Illinois



Scale: 1"=50'



- Legend
- ← Existing Corporate Limits Line
 - Boundary of Subject Premises
 - - - Fence Line
 - Iron Rod Found



Legal Description of Property to be Annexed

A part of the NE1/4 of the NW1/4 of Section 28, Township 22 North, Range 4 East of the Third Principal Meridian, McLean County, Illinois, more particularly described as follows: Beginning at the southwest corner of the NE1/4 of the NW1/4 of Section 28; thence N.01°-23'-55"E. 467.00 feet on the west line of said NE1/4 of the NW1/4 of Section 28; thence S.88°-52'-23"E. 467.00 feet parallel with the south line of said NE1/4 of the NW1/4 of Section 28; thence S.01°-23'-55"W. 467.00 feet parallel with the west line of said NE1/4 of the NW1/4 of Section 28 to the south line of said NE1/4 of the NW1/4 of Section 28; thence N.88°-52'-23"W. 467.00 feet on the south line of said NE1/4 of the NW1/4 of Section 28 to the Point of Beginning containing 5.007 acres, more or less, with assumed bearings given for description purposes only.

Surveyor's Note

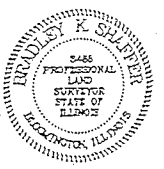
The parties requesting the hereon depicted survey did not furnish any evidence of file. There may be other matters of record which affect the subject premises of which I am unaware and these matters, if any, are therefore not shown.

Surveyor's Certificate

I, Bradley K. Shaffer, Illinois Professional Land Surveyor No. 3488, do hereby certify that in the best of my knowledge and belief the plat shown hereon is an accurate representation of lands to be annexed to the City of LeRoy, McLean County, Illinois. This professional service conforms to the current Illinois minimum standards for a boundary survey.

05/30/2003
Date

Bradley K. Shaffer
Bradley K. Shaffer
Illinois Professional Land Surveyor No. 3488
License Renewal Date 11/30/04



Lewis, Yockey & Brown, Inc. Consulting Engineers & Land Surveyors			Rev.	Bk. 425	Sheet 4746.01 of 1
505 North Main Street Bloomington, Illinois Ph. (309) 828-2552	222 East Center Street LeRoy, Illinois Ph. (309) 562-8151	155 South Elm Street El Paso, Illinois Ph. (309) 527-2552	Dir.	BKS	
			App.	PLL	

Annexation Plat
Jack Burcham - East Street
City of LeRoy, McLean County, Illinois

Notice of Proposed Annexation of Territory Within the Le Roy Fire Protection District to the City of Le Roy

TO: Ken Reeser
Leon Gibson
Robert Borngasser


Being all of the Trustees of the Le Roy Fire Protection District, McLean County, Illinois.

You and each of you are hereby notified that the City of Le Roy, County of McLean, which provides fire protection services, is about to annex the territory herein after described pursuant to the provisions of Article 7, Division 1, of the Illinois Municipal Code (65 ILCS 5/7-1-1, et seq.) and that such annexation will take place not less than ten days after the service of this notice on you. The City Council intends to consider the annexation of its territory at a meeting to be held at the City Hall, 207 S East Street, at 7:15 p.m., September 2, 2003. The real estate to be annexed is described as follows:

Legal Description of Property

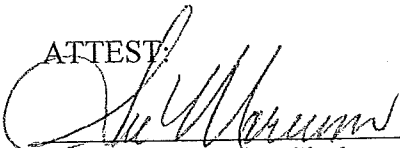
A part of the NE1/4 of Section 28, Township 22 North, Range 4 East of the Third Principal Meridian, McLean County, Illinois, more particularly described as follows: *Beginning at the southwest corner of the NE1/4 of the NW1/4 of Section 28; thence N.01 degree-23'-55"E. 467.00 feet on the west line of said NE1/4 of the NW1/4 of Section 28; S.88 degree -52'-23"E. 467.00 feet parallel with the south line of said NE1/4 of the NW1/4 of Section 28 thence S.01 degree -23'-55"W. 467.00 feet parallel with the west line of said NE1/4 of the NW1/4 of Section 28 to the south line of said NE1/4 of the NW1/4 of Section 28; thence N.88 degrees-52'-23"W. 467.00 feet on the south line of said NE1/4 of the NW1/4 of Section 28 to the Point of Beginning containing 5.007 acres, more or less, with assumed bearings given for description purposes only.*

Respectfully submitted,



Jeff Clawson, City Administrator

ATTEST



Sue Marcum, City Clerk

EXHIBIT C

Notice of Proposed Annexation of Territory Within the Empire Township to the City of Le Roy

TO: Dick Dean
Carole Wendland
Jim Rafferty
Ed Kline


Being all of the Trustees of the Empire Township, McLean County, Illinois.

You and each of you are hereby notified that the City of Le Roy, County of McLean, which provides fire protection services, is about to annex the territory herein after described pursuant to the provisions of Article 7, Division 1, of the Illinois Municipal Code (65 ILCS 5/7-1-1, et seq.) and that such annexation will take place not less than ten days after the service of this notice on you. The City Council intends to consider the annexation of its territory at a meeting to be held at the City Hall, 207 S East Street, at 7:15 p.m., September 2, 2003. The real estate to be annexed is described as follows:

Legal Description of Property


A part of the NE1/4 of Section 28, Township 22 North, Range 4 East of the Third Principal Meridian, McLean County, Illinois, more particularly described as follows: *Beginning at the southwest corner of the NE1/4 of the NW1/4 of Section 28; thence N.01 degree-23'-55"E. 467.00 feet on the west line of said NE1/4 of the NW1/4 of Section 28; S.88 degree -52'-23"E. 467.00 feet parallel with the south line of said NE1/4 of the NW1/4 of Section 28 thence S.01 degree -23'-55"W. 467.00 feet parallel with the west line of said NE1/4 of the NW1/4 of Section 28 to the south line of said NE1/4 of the NW1/4 of Section 28; thence N.88 degrees-52'-23"W. 467.00 feet on the south line of said NE1/4 of the NW1/4 of Section 28 to the Point of Beginning containing 5.007 acres, more or less, with assumed bearings given for description purposes only.*

Respectfully submitted,



Jeff Clawson, City Administrator

ATTEST:



Sue Marcum, City Clerk

EXHIBIT D

Dated: September 2, 2003

STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Sue Marcum, 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
(TERRITORY TO BE ANNEXED BEING LOCATED IN A PART OF THE NE ¼
OF THE NW ¼ OF SECTION 28, TOWNSHIP 22 NORTH, RANGE 4 EAST OF
THE THIRD PRINCIPAL MERIDAN, MCLEAN COUNTY, ILLINOIS**

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 2nd day of September 2003, 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 *2nd* day of September 2003.



City Clerk

(SEAL)



CERTIFICATE

I, Sue Marcum, 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 **September 2, 2003**, the Corporate Authorities of such municipality passed and approved Ordinance No. **03-09-01-50** entitled:

**AN ORDINANCE ANNEXING CERTAIN TERRITORY TO THE CITY OF
LE ROY, MCLEAN COUNTY, ILLINOIS
(TERRITORY TO BE ANNEXED BEING LOCATED IN PART OF THE NE ¼
OF THE NW ¼ OF SECTION 28, TOWNSHIP 22 NORTH, RANGE 4 EAST OF
THE THIRD PRINCIPAL MERIDAN, MCLEAN COUNTY, ILLINOIS**

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

The pamphlet form of Ordinance No. **03-09-01-50**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **September 2, 2003**, 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 2nd day of September 2003.

(SEAL)




Municipal Clerk