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Recorded: 05/07/2018 at 03:50:00 PM
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Jasper County
Linda Huth Clerk Recorder
File# 787

BK **247** PG **897-900**

\$67.00 pd.

CITY OF NEWTON, ILLINOIS

RENTAL HOUSING SUPPORT
SURCHARGE FEE
PAID
DATE *May 7-2018*

ORDINANCE NO. 18-05

AN ORDINANCE APPROVING ANNEXATION AGREEMENT
WITH CHARLES E. DHOM AND MARY EVELYN DHOM
TO THE CITY OF NEWTON, JASPER COUNTY, ILLINOIS

ADOPTED BY THE CITY COUNCIL
OF THE CITY OF NEWTON, ILLINOIS
THIS 1ST DAY OF MAY, 2018

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE CITY COUNCIL OF THE CITY OF NEWTON,
JASPER COUNTY, ILLINOIS
THIS 1ST DAY OF MAY, 2018

CERTIFICATE OF PUBLICATION

I, ROSETTA YORK, the duty qualified City Clerk of the City of Newton, Illinois, and the official custodian of records of said City do hereby certify that this Ordinance was published in pamphlet form by authority of the City Council on the 1st day of May, 2018.



ROSETTA YORK, City Clerk

ORDINANCE NO. 18 -05

AN ORDINANCE APPROVING ANNEXATION AGREEMENT
WITH CHARLES E. DHOM AND MARY EVELYN DHOM
TO THE CITY OF NEWTON, JASPER COUNTY, ILLINOIS

WHEREAS, CHARLES E. DHOM and MARY EVELYN DHOM desire to secure water service from the City of Newton, Illinois to the real estate that they own described on Exhibit A, and

WHEREAS, CHARLES E. DHOM and MARY EVELYN DHOM are willing to agree to annex said real estate to the City of Newton upon it becoming contiguous to the City; and,

WHEREAS, the City and CHARLES E. DHOM and MARY EVELYN DHOM have entered into an Annexation Agreement, a true copy of which is attached hereto.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Newton, Jasper County, Illinois, as follows:

1. Annexation Agreement between the City of Newton, Illinois and CHARLES E. DHOM and MARY EVELYN DHOM, as set forth in form of same attached hereto as Exhibit B is hereby approved.

2. The Mayor and City Clerk are hereby authorized and directed to enter into said Annexation Agreement and to cause it to be recorded in the office of the Recorder of Jasper County, Illinois after it has been duly executed by CHARLES E. DHOM and MARY EVELYN DHOM.

3. That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Alderpersons voted yea: **Scott Bloomberg, David Brown, Larry Brooks and Robert Reisner**

Upon roll call vote the following Alderperson voted nay: **None**

Absent: **Steve Rubsam and Eric Blake**

Passed, approved and published in pamphlet form this this 1st day of May, 2018.


MARK BOLANDER, MAYOR

ATTEST:


ROSETTA M. YORK, City Clerk



EXHIBIT A
LEGAL DESCRIPTION

A part of the Southwest Quarter of the Southwest Quarter of Section Seven (7), Township Six (6) North, Range Ten (10) East of the Third Principal Meridian, Jasper County, Illinois, containing 3.0 acres, more or less, described as: Commencing at the Southeast Corner of the Northeast Quarter of Section 12, Township 6 North, Range 9 East of the 3rd P.M., Jasper County, Illinois, thence South 377.5 feet to the centerline of Illinois Route 130, thence South 49°-01' East 1806.0 feet along said center line of Illinois Route 130, thence South 40°-59' West 40.0 feet, thence South 49°-01' East 99.7 feet to the point of beginning, said point being on the Southwesterly right-of-way line of Illinois Route 130, thence North 40°-59' East 40.0 feet to the centerline of Illinois Route 130, thence South 49°-01' East 233.5 feet along said centerline to Illinois Route 130 to the East line of the Southwest Quarter of the Southwest Quarter of Section Seven, thence South 0°-00' West 402.2 feet, thence North 87°-42' West 340.0 feet, thence North 15°-01' East 529.6 feet to the point of beginning, as shown on corrected survey dated May 14, 1986 at Subdivision Map Record 1 at page 408 in the Jasper County Clerk's Office, Jasper County, Illinois.

AND

All that part of the Southwest Quarter of the Southwest Quarter of Section Seven (7), Township Six (6) North, Range Ten (10) East of the Third Principal Meridian, Jasper County, Illinois, lying Southwesterly of the centerline of Illinois Route 130 and Easterly of the centerline of Brush Creek, as now located, EXCEPT that part thereof previously conveyed by Grantors to Grantees, Charles E. Dhom and Mary Evelyn Dhom by deed dated May 17, 1986 recorded at Deed Record 177, page 250, as shown on the Corrected Survey dated May 14, 1986, recorded May 14, 1986 at Subdivision Map 1 at Page 408.

AND

One-half acre, more or less, near the Southeast Corner of the Northwest Quarter of the Southwest Quarter, being that part of said subdivision that lies Southeast of Brush Creek and Southwest of State Paved Highway Number 130, being in Section Seven (7) in Township Six (6) North, Range Ten (10) East of the Third Principal Meridian, Jasper County, Illinois, EXCEPT that part thereof previously conveyed to Charles E. Dhom and Mary Evelyn Dhom by deed dated May 17, 1986 recorded at Deed Record 177, page 250, as shown on the Corrected Survey dated May 14, 1986, recorded May 14, 1986 at Subdivision Map 1 at Page 408.

TO: CITY COUNCIL OF THE CITY OF NEWTON, ILLINOIS

PETITION TO ANNEX

The undersigned, being of legal age and under no legal disability and after being duly sworn under oath state that they are the owners of the land which is contiguous to the City of Newton, Illinois and which land is described on Exhibit "A" attached hereto and incorporated herein by this reference.

The undersigned do hereby further request that all of said real estate be annexed to the City of Newton, Illinois.

The lands described on Exhibit "A" attached are commonly known as 8227 North State Hwy 130, Newton, Illinois 62448.

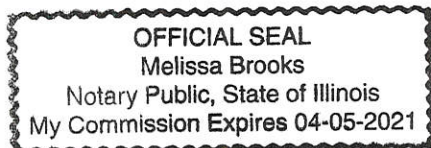
The undersigned further state that not less than 51% of the Electors residing on the described real estate have signed this Petitioner to Annex.

Dated this 1 day of May, 2018.

Charles E. Dhom
CHARLES E. DHOM, OWNER

Mary Evelyn Dhom
MARY EVELYN DHOM, OWNER

Subscribed and sworn to before me by CHARLES E. DHOM and MARY EVELYN DHOM this 1 day of May, 2018.



Melissa Brooks
Notary Public

Corrected Agreement



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Recorded: 05/09/2018 at 03:00:00 PM
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Jasper County
Linda Huth Clerk Recorder
File# 809

BK 247 PG 918-922



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Jasper County
Linda Huth Clerk Recorder
File# 788

BK 247 PG 901-904

Prepared by: Max L. Tedford
WEBER, TEDFORD, HEAP &
AYRES, P.C.
122 South Van Buren Street
P.O. Box 7
Newton, IL 62448
(618) 783-8471

\$46.00 pd.

\$45.00 pd.

RECORDER'S DATA ONLY

ANNEXATION AGREEMENT

This Agreement is made this date by and between the CITY of Newton, Jasper County, Illinois, hereinafter referred to as CITY, and CHARLES E. DHOM and MARY EVELYN DHOM, owner of the real estate set forth on Exhibit A attached hereto and incorporated herein by this reference, hereinafter referred to as OWNER:

WITNESSETH:

WHEREAS, OWNER and CITY are desirous that the real estate of OWNER be annexed to the CITY; and

WHEREAS, the CITY is willing to install, maintain and operate at its costs a water line to be extended from the CITY main to the OWNER'S real estate described on Exhibit A to serve said real estate; and

WHEREAS, OWNER is willing to pay certain necessary cost attendant to the connection of their real estate set forth on Exhibit A to the water line; and

EXHIBIT B

WHEREAS, both the CITY and OWNER are desirous of formalizing an agreement relative to the CITY'S installation of the water line to the OWNER'S described property.

NOW, THEREFORE, in consideration of the mutual covenants and undertakings of the parties hereto, it is agreed as follows:

1. When OWNER'S real estate described on Exhibit A becomes contiguous to the CITY of Newton, Illinois, OWNER agrees to petition to the CITY to annex to the CITY said real estate and the CITY shall annex said real estate once all legal requirements for such annexation have been met.

2. The CITY shall within a reasonable time cause a water line to be installed from one of its water mains to the OWNER'S water meter, to serve said described real estate in conformity with CITY regulations and all applicable State and Federal rules, Regulations and Laws. CITY will thereafter own and maintain said water line to the OWNER'S water meter.

3. OWNER shall pay the standard tap-on fee of \$600.00 per tap when connected. OWNER shall pay the cost of the water line and connections from their water meter to the structure on said property and thereafter shall own and maintain those portions of the water lines and connections which run from their water meter to their structures. A deposit of \$350.00 will be collected prior to water usage.

4. The CITY and OWNER agree that the water rate to be charged to the OWNER shall be the water usage rate in effect from time to time for water service outside the city limits of the CITY of Newton, Illinois, after the Annexation has occurred, the OWNER will be charged inside city limits rates.

5. OWNER does hereby grant unto the CITY a blanket easement over, under and upon the real estate described in Exhibit A for the CITY'S operation, maintenance, repair, replacement and customary servicing of its water line.

6. This Annexation Agreement shall be binding upon and shall inure the benefit of the parties hereto and their perspective successors and assigns. It shall be recorded in the office of the Recorder of Jasper County, Illinois.

Executed this 1 day of May, 2018.

CITY OF NEWTON, ILLINOIS, a
Municipal Corporation

By: Mark Bolander

MARK BOLANDER, Mayor

ATTEST:

Rosetta M. York
ROSETTA M. YORK, CITY Clerk

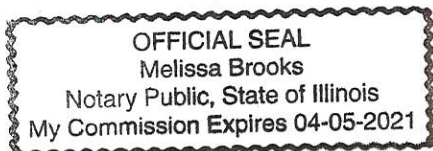
Charles E. Dhom
CHARLES E. DHOM

Mary Evelyn Dhom
MARY EVELYN DHOM

STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)

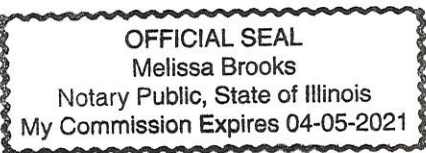
Subscribed and sworn to before me by MARK BOLANDER, Mayor this 1
day of May, 2018.

Melissa Brooks
Notary Public



STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)

Subscribed and sworn to before me by ROSETTA M. YORK, CITY Clerk this
1 day of May, 2018.



Melissa Brooks
Notary Public

STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)

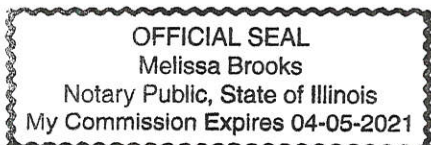
Subscribed and sworn to before me by CHARLES E. DHOM, this 1 day of
May, 2018.



Melissa Brooks
Notary Public

STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)

Subscribed and sworn to before me by MARY EVELYN DHOM, this 1
day of May, 2018.



Melissa Brooks
Notary Public

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