

CITY OF NEWTON, ILLINOIS

ORDINANCE NO. 16-05

AN ORDINANCE APPROVING ANNEXATION AGREEMENT
WITH VALERIE B. BURNELL
TO THE CITY OF NEWTON, JASPER COUNTY, ILLINOIS

ADOPTED BY THE CITY COUNCIL
OF THE CITY OF NEWTON, ILLINOIS
THIS 19TH DAY OF JULY, 2016

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF
THE CITY COUNCIL OF THE CITY OF NEWTON,
JASPER COUNTY, ILLINOIS
THIS 19TH DAY OF JULY, 2016



ROSETTA M. YORK, CITY CLERK

ORDINANCE NO. 16-05

AN ORDINANCE APPROVING ANNEXATION AGREEMENT
WITH VALERIE B. BURNELL
TO THE CITY OF NEWTON, JASPER COUNTY, ILLINOIS

WHEREAS, Valerie B. Burnell desires to secure water service from the City of Newton, Illinois to the real estate that she owns described on Exhibit A, and

WHEREAS, Valerie B. Burnell is 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 Valerie B. Burnell have entered into an Annexation Agreement, a true copy of which is attached hereto.

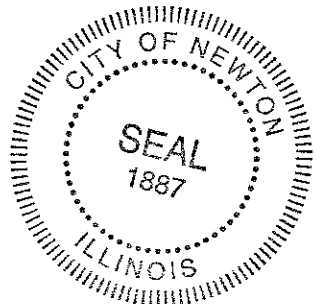
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Newton, Jasper County, Illinois, as follows:

1. Annexation Agreement between the City of Newton, Illinois and Valerie B. Burnell, 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 Valerie B. Burnell.
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: **Steve Rubsam, David Brown, Larry Brooks, Robert Reisner, Eric Blake and Scott Bloomberg**


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

Passed, approved and published in pamphlet form this this 19th day of July, 2016.




MARK BOLANDER, MAYOR

ATTEST:


ROSETTA M. YORK, City Clerk



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Recorded: 07/22/2016 at 03:20:00 PM
Page 1 of 6
Jasper County
Linda Huth Clerk Recorder
File# 1368

BK **243** PG **448-453**

\$47.⁰⁰

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

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 VALERIE B. BURNELL, 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 her real estate set forth on Exhibit A to the water line; and

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 property line, 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 meter box.

3. Owner, shall at her sole expense, pay the cost of boring under the roadway to facilitate the installation of said water line. OWNER shall also 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 her meter box to the structure on said property and thereafter shall own and maintain those portions of the water lines and connections which run from her meter box to her structures.

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 outside the CITY of Newton, Illinois.

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 20 day of July, 2016.

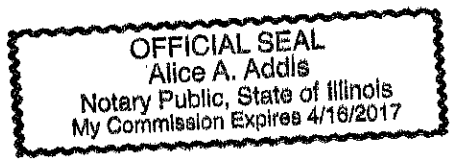
CITY OF NEWTON, ILLINOIS, a
Municipal Corporation

By: [Signature]
MARK BOLANDER, Mayor

ATTEST:
[Signature]
ROSETTA M. YORK, CITY Clerk

[Signature]
VALERIE B. BURNELL

STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)



Subscribed and sworn to before me by MARK BOLANDER, Mayor this 20th
day of July, 2016.

[Signature]
Notary Public

STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)



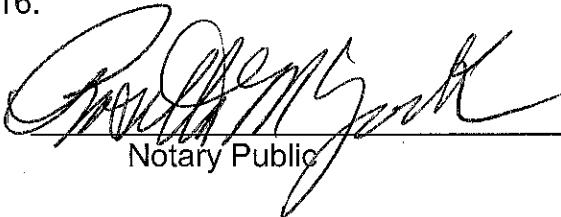
Subscribed and sworn to before me by ROSETTA M. YORK, CITY Clerk this 20th day of July, 2016.



Notary Public

STATE OF ILLINOIS)
) SS:
COUNTY OF JASPER)

Subscribed and sworn to before me by VALERIE B. BURNELL, this 20th day of July, 2016.



Notary Public

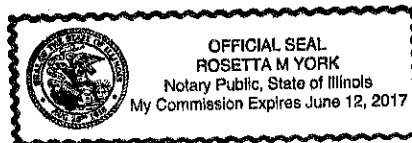


Exhibit A

JASPER COUNTY, IL
REAL ESTATE TRANSFER
TAX PAID \$ 69.00
DATE 3-24-15

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Recorded: 03/24/2015 at 09:40:00 AM
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Jasper County
Linda Huth Clerk Recorder
File# 599
BK **240** PG **893-894**



-----Above Space is for Recording Purposes Only-----
DO NOT PUBLISH
WARRANTY DEED

THE GRANTORS, KAREN N. KERNER, surviving joint tenant of Dale E. Kerner, of Newton, IL 62448 for and consideration of Ten Dollars (\$10.00), in hand paid and other good and valuable consideration, CONVEY and WARRANT to VALÉRIE B. BURNELL of 8227 N 1150th Street, Newton, IL 62448 the following described real estate:

A part of the Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) of Section Twelve (12), in Township Six (6) North, Range Nine (9) East of the Third Principal Meridian, described as follows: Commencing at the Northeast Corner of the said Southeast Quarter (SE/4) of the Southwest Quarter (SW/4) and running thence West Five Hundred Fifty (550) feet, thence South Four Hundred Seventy-six (476) feet, thence East Five Hundred Fifty (550) feet, thence North Four Hundred Seventy-six (476) feet to the place of beginning, containing Six (6) acres, more or less.

Subject to all rights-of-way and easements of record, apparent or in place;

Subject to all leases, reservations or conveyances of oil, gas or other minerals;

Subject to all real estate taxes;

Subject to all conditions, restrictions and covenants of record;



Situated in the County of Jasper, in the State of Illinois, hereby releasing and waiving all rights under and by virtue of the Homestead Exemption Laws of this State.

Dated this 24th day of March, 2015.

Karen N. Kerner
KAREN N. KERNER

STATE OF ILLINOIS)
)
COUNTY OF JASPER)

SS:



I, the undersigned, a Notary Public, in and for said County in the State aforesaid, do hereby certify that KAREN N. KERNER, personally known to me to be the same person whose name are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that she signed, sealed and delivered the said instrument as her 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 Notary seal, on March 24th, 2015.

Dylan M. Hartigan (Notary Seal)

DEED PREPARED BY:
Dylan M. Hartigan, Attorney
108 South Van Buren Street
Newton, IL 62448

MAIL TAX BILLS TO:
Valerie B. Burnell
8227 N 1150th Street.
Newton, IL 62448