

ORDINANCE NO. 633

AN ORDINANCE ACCEPTING A GIFT OF REAL ESTATE FROM JERALD R. MATHEWS  
AND MARGARET C. MATHEWS

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS 6th  
DAY OF November, 1995.

PRESENTED: November 6, 1995

PASSED: November 6, 1995

APPROVED: November 6, 1995

RECORDED: November 6, 1995

PUBLISHED: November 6, 1995

In Pamphlet Form

Voting "Aye" 6

Voting "Nay" 0

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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)

X Juanita Sagley  
City Clerk of the City of LeRoy,  
McLean County, Illinois

Dated: November 6, 1995.

ORDINANCE NO. 633

AN ORDINANCE ACCEPTING A GIFT OF REAL ESTATE FROM JERALD R. MATHEWS  
AND MARGARET C. MATHEWS

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, have been advised that a gift of real estate from Jerald R. Mathews and Margaret C. Mathews is to be made to the City of LeRoy, Illinois, if the City is willing to accept such gift, and so long as such gift is to be used under certain conditions as provided for in the deed of gift conveying the real estate to the City of LeRoy, Illinois; and

WHEREAS, the Mayor and City Council of the City of LeRoy have determined that it is in the best interests of the City of LeRoy and of its citizens to accept such gift and to use it in accordance with the conditions set forth in the deed of gift,

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

Section 1. That a gift of real estate by Jerald R. Mathews and Margaret C. Mathews, said real estate being described as:

That part of Lots 9 and 11 of the Subdivision of the North East quarter of Section 27, Township 22 North, Range 4 East of the Third Principal Meridian described as follows:

Commencing at the intersection of the West line of the North East 1/4 of the said Section 27 and the Southwesterly right-of-way of S.B.I. Route 39 marked U.S. Route 150, said point being also 1060.40 feet North of the South West corner of the North East 1/4 of the said Section 27; thence South 45 degrees 14 minutes 42 seconds East 440.83 feet on the said Southwesterly right-of-way line; thence South 45 degrees 16 minutes 13 seconds East 352.86 feet on the said Southwesterly right-of-way line, said point being also the South East corner of a tract of land conveyed to Mark and Sonia Moberly by Deed recorded as Document No. 94-5466; thence North 34 degrees 17 minutes 46 seconds East 598.39 feet on the East line of the said Moberly property to the True Point of Beginning; thence North 07 degrees 59 minutes 13 seconds West 240.27 feet to the North line of Lot 9; thence South 89 degrees 55 minutes 21 seconds East 205.44 feet along the North line of Lot 9 to the West line of a roadway easement given to the City of LeRoy in Deed Book 684, page 632; thence South 14 degrees 54 minutes 10 seconds East 167.18 feet along the West line of the said roadway easement; thence South 03 degrees 52 minutes 26 seconds East 58.84 feet along the West line of the said roadway easement; thence South 01 degrees 11 minutes 38 seconds East 161.57 feet along the West line of the said roadway easement; thence North 56 degrees 14 minutes 33 seconds West 259.39 feet to the Point of Beginning, situated in McLean County, Illinois, with bearings given for descriptive purposes only,

has been made by deed of gift dated October 31, 1995, a copy of which deed of gift is attached hereto as Exhibit A and incorporated herein by reference. The City of LeRoy hereby accepts said gift of real estate in accordance with the conditions and terms set forth in the said deed of gift.

Section 2. That the value of said gift has been determined to be \$9,455.00.

Section 3. That said real estate, as previously described in Section 1 of this ordinance, shall hereafter be known as :

The Mathews Addition to Howard Virgin Timber Park of the City of LeRoy.

Section 4. That the City Clerk and City Attorney are hereby directed to take all steps and proceedings as necessary in order to complete the acceptance of said gift, including recording the deed of gift, and obtaining exemption of the property from future real estate taxation.

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 LeRoy, Illinois, upon the motion by

Dawn Thompson, seconded by Lois Parkin

\_\_\_\_\_ , by roll call vote on the 6th day of November, 1995, as follows:

Aldermen elected 6 Aldermen present 6

VOTING AYE: David McClelland, Lois Parkin, Ronnie Litherland, Dawn Thompson  
(full names) George Cook, Fred Dodson

VOTING NAY: None  
(full names)

ABSENT, ABSTAIN, OTHER: None  
(full names)


and deposited and filed in the office of the City Clerk in said municipality on the 6th day of November, 1995.

X Juanita Dagley  
Juanita Dagley, City Clerk of the City of LeRoy,  
McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 6th day of

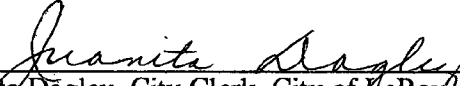
November, 1995.

X

  
Jerry C. Davis, Mayor of the City of LeRoy,  
McLean County, Illinois

ATTEST: (SEAL)

X

  
Juanita Dagle, City Clerk, City of LeRoy,  
McLean County, Illinois

**CERTIFICATE**

I, Juanita Dagley, certify that I am the duly elected and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on November 6, 1995, the Corporate Authorities of such municipality passed and approved Ordinance No. 633, entitled:

**AN ORDINANCE ACCEPTING A GIFT OF REAL ESTATE FROM JERALD R. MATHEWS AND MARGARET C. MATHEWS,**

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

The pamphlet form of Ordinance No. 633, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on November 6, 1995, 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 LeRoy, Illinois, this 6th day of November, 1995

(SEAL)

  
Municipal Clerk

STATE OF ILLINOIS        )  
                                  ) SS:  
COUNTY OF McLEAN        )

I, Juanita Dagley, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, 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 ACCEPTING A GIFT OF REAL ESTATE FROM JERALD R. MATHEWS  
AND MARGARET C. MATHEWS.

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 6th day of November, 1995, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 6th day of November, 1995.

X Juanita Dagley  
City Clerk

(SEAL)

DEED OF GIFT

MAIL TO:

Hunt Henderson, Attorney at Law  
112 East Center Street  
LeRoy, Illinois 61752

NAME & ADDRESS OF

TAXPAYER (Send Tax Notice To):

City of LeRoy  
111 East Center Street, P.O. Box 151  
LeRoy, Illinois 61752

THE GRANTORS, JERALD R. MATHEWS and MARGARET C. MATHEWS, husband and wife, of the City of LeRoy, County of McLean and State of Illinois, for and in consideration and as an expression of their interest in the welfare of the residents of the City of LeRoy, Illinois, and of the surrounding community, and in order to accomplish the charitable purposes herein set forth, CONVEY and WARRANT to the CITY OF LEROY, ILLINOIS, an Illinois municipal corporation, located in McLean County, Illinois, the following described real estate, to wit:

That part of Lots 9 and 11 of the Subdivision of the North East quarter of Section 27, Township 22 North, Range 4 East of the Third Principal Meridian described as follows:

Commencing at the intersection of the West line of the North East 1/4 of the said Section 27 and the Southwesterly right-of-way of S.B.I. Route 39 marked U.S. Route 150, said point being also 1060.40 feet North of the South West corner of the North East 1/4 of the said Section 27; thence South 45 degrees 14 minutes 42 seconds East 440.83 feet on the said Southwesterly right-of-way line; thence South 45 degrees 16 minutes 13 seconds East 352.86 feet on the said Southwesterly right-of-way line, said point being also the South East corner of a tract of land conveyed to Mark and Sonia Moberly by Deed recorded as Document No. 94-5466; thence North 34 degrees 17 minutes 46 seconds East 598.39 feet on the East line of the said Moberly property to the True Point of Beginning; thence North 07 degrees 59 minutes 13 seconds West 240.27 feet to the North line of Lot 9; thence South 89 degrees 55 minutes 21 seconds East 205.44 feet along the North line of Lot 9 to the West line of a roadway easement given to the City of LeRoy in Deed Book 684, page 632; thence South 14 degrees 54 minutes 10 seconds East 167.18 feet along the West line of the said roadway easement; thence South 03 degrees 52 minutes 26 seconds East 58.84 feet along the West line of the said roadway easement; thence South 01 degrees 11 minutes 38 seconds East 161.57 feet along the West line of the said roadway easement; thence North 56 degrees 14 minutes 33 seconds West 259.39 feet to the Point of Beginning, situated in McLean County, Illinois, with bearings given for descriptive purposes only,

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

The aforesaid Grantee, CITY OF LEROY, shall have and hold the herein granted premises forever, subject, however to the following express conditions, the performance of which has motivated the making of this gift:

- A. This tract of land shall be forever hereafter known as the Mathews Addition to Howard Virgin Timber Park of the City of LeRoy;
- B. Said tract of land shall be utilized by the Grantee for park, and recreational, and nature preserve and study purposes;
- C. Said real estate shall be subject to reasonable rules and regulations established by the City of LeRoy from time to time for park, recreational and nature preserve and study purposes;

D. Said tract of land, to be used by the City for the aforesaid purposes, shall be available to the public for use for the aforesaid purposes;

E. The previously described real estate shall not be sold or given away by the City of LeRoy.

Upon the breach of any of the above conditions and the persistence therein or the recurrence thereof, following written notice from the Grantors, their personal representatives, their heirs at law or devisees, or in the event that it should at any time be finally and legally determined that the Grantee herein does not have the power or right to accept this deed of gift and legal title to said real estate, this deed shall be null and void, and the Grantors, their personal representatives, or heirs at law or devisees, shall have the right to enter upon the premises conveyed and to hold and own the same as fully as if this conveyance had not been made.

This conveyance is subject to general real estate taxes for 1995 and subsequent years, and all easements of record or apparent on said premises.

Permanent Index Number (s) Part of (Book 15) 30-27-200-016

Property Address: R.R. 2, LeRoy, Illinois 61752

Dated this 31<sup>st</sup> day of October, 1995.

X Jerald R. Mathews (Seal)  
Jerald R. Mathews

X Margaret C. Mathews (Seal)  
Margaret C. Mathews

STATE OF ILLINOIS )  
                                  )  
COUNTY OF MCLEAN )

I, the undersigned, a Notary Public, in and for the said County and State aforesaid, DO HEREBY CERTIFY, that JERALD R. MATHEWS and MARGARET C. MATHEWS, husband and wife, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their 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 notarial seal, this 31<sup>st</sup> day of October, 1995.

Alecia Christine Wardell My commission expires on October 27, 1997.  
Notary Public



IMPRESS SEAL HERE

MCLEAN COUNTY - ILLINOIS TRANSFER STAMP

NAME and ADDRESS OF PREPARER:

Hunt Henderson, Attorney at Law  
Attorney No. - 01186256

112 East Center Street, LeRoy, Illinois 61752

EXEMPT UNDER PROVISIONS OF PARAGRAPH e  
SECTION 4, REAL ESTATE TRANSFER ACT  
DATE October 31, 1995

Hunt Henderson, attorney for Grantor  
Buyer, Seller or Representative