

CITY OF LeROY  
COUNTY OF McLEAN  
STATE OF ILLINOIS

---

ORDINANCE NO. 350

ORDINANCE AUTHORIZING CONVEYANCE OF MUNICIPALLY OWNED REAL ESTATE

---

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LeROY THIS 5th DAY OF September, 1989

PRESENTED: September 5, 1989

PASSED: September 5, 1989

APPROVED: September 5, 1989

RECORDED: September 5, 1989

PUBLISHED: September 5, 1989

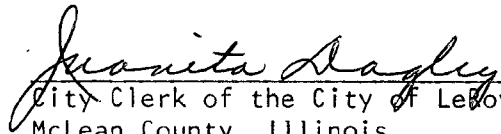
In Pamphlet Form/~~In Newspaper~~

Voting "Aye" 5

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.

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

(SEAL)

Dated: September 5, 1989.

ORDINANCE AUTHORIZING CONVEYANCE OF MUNICIPALLY OWNED  
REAL ESTATE

WHEREAS, the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, owns the following described real property:

That part of Lot 2 in the Subdivision of the Northeast Quarter of Section 27, Township 22 North, Range 4 East of the Third Principal Meridian described as follows: Beginning at a point on the North line of the Northeast Quarter of the said Section 27 a distance of 198 ft. East of the Northwest corner of the said Northeast Quarter; thence N. 89°-53'-16" E. 79.0 ft. on the North line of the said Northeast Quarter; thence S. 13°-51'-39" E. 163.54 ft.; thence S. 05°-38'-34" E. 242.27 ft.; thence S. 00°-00'-00" E. on a line parallel with the West line of the said Northeast Quarter a distance of 258.98 ft. to the South line of the said Lot 2; thence S. 89°-58'-57" W. 142.0 ft. on the South line of the said Lot 2; thence N. 00°-00'-00" W. 658.75 ft. on a line parallel with the west line of the said Northeast Quarter to the Point of Beginning containing 1.92 acres, more or less, and being situated in McLean County, Illinois,

which property is generally located adjacent to and east of Oak Grove Cemetery, in Empire Township, McLean County, Illinois, and is currently undeveloped, and owned by the City under a deed of gift to be used for recreation and other similar public purposes; and

WHEREAS, the Mayor and City Council of the City of LeRoy, Illinois, have determined that it is no longer necessary, appropriate, or in the best interests of the City of LeRoy, McLean County, Illinois, that it retain title to said real estate, and that said real estate is not required for the use of, or profitable to the City of LeRoy, and that said real estate is not capable of being utilized by the City of LeRoy for the purpose for which it was originally donated to the City, and any other use that the City would make of said property, if any other use were possible, would be in violation of the terms of the aforesaid gift; and

WHEREAS, the Mayor and City Council of the City of LeRoy, Illinois, find that there is no other use that may be reasonably made of said property by the City, and that, therefore, said property is of no benefit whatsoever to the City of LeRoy; and

WHEREAS, the Mayor and City Council of the City of LeRoy, Illinois, find that it is appropriate that said real estate be conveyed for nominal consideration to the Trustees of Oak Grove Cemetery Association for the benefit of said Association and its successors in interest for use for cemetery purposes only, and further that said conveyance be made only with the consent of M. Louise Croft, donor under the Deed of Gift to the City of LeRoy for real estate including the previously-described real estate, said Deed of Gift having been dated February 4, 1985, and

WHEREAS, the Mayor and City Council of the City of LeRoy, Illinois, find that the real estate previously described herein has no actual value or only nominal value and would prove to be a liability if the City of LeRoy were to continue to own it;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of LeRoy, McLean County, Illinois, in lawful meeting assembled as follows:

Section 1. The Mayor and City Council of the City of LeRoy find as facts the recitals hereinabove set forth.

Section 2. The Mayor and City Council of the City of LeRoy hereby authorize conveyance of the real estate described in Exhibit "A" attached hereto and incorporated herein by reference and hereby direct the Mayor and City Clerk to execute the quit-claim deed, a copy of which is attached hereto as Exhibit "A," as well as any other necessary and related documents in order to accomplish the conveyance of the previously-described real estate to the Trustees of Oak Grove Cemetery Association for uses and purposes as herein previously set forth and as provided for in the provisions of the quit-claim deed, a copy of which is attached hereto as Exhibit "A."

Section 3. The City Clerk is hereby further authorized to acknowledge and attest such deed and to affix thereto the seal of the City of LeRoy, McLean County, Illinois.

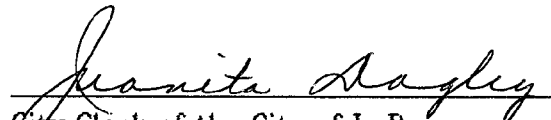
Section 4. This ordinance shall be in full force and effect from and after its passage, by vote of at least three-fourths of the corporate authorities now holding office, and approval in the manner provided by law, and publication in pamphlet form.

Aldermen elected 6


Aldermen present 5

AYES Jon Winston, William Swindle, Randy Zimmerman, Gary Bulta, Steve Dean

NAYS None

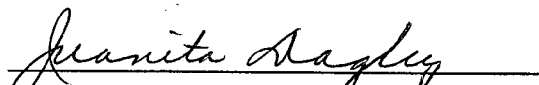
  
City Clerk of the City of LeRoy

Approved by the Mayor of the City of LeRoy, Illinois, this 5th day  
of September, 1989.

  
Mayor of the City of LeRoy, Illinois

ATTEST:

(seal)

  
City Clerk, City of LeRoy, Illinois

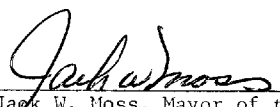
QUIT-CLAIM DEED

THIS INDENTURE WITNESSETH, that the Grantor, the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, organized and existing by virtue of the laws of the State of Illinois, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration in hand paid, does hereby convey and quit-claim to the Trustees of Oak Grove Cemetery Association, for the benefit of Oak Grove Cemetery Association, and its successors in interest, the following described real estate, to-wit:

That part of Lot 2 in the Subdivision of the Northeast Quarter of Section 27, Township 22 North, Range 4 East of the Third Principal Meridian described as follows: Beginning at a point on the North line of the Northeast Quarter of the said Section 27 a distance of 198 ft. East of the Northwest corner of the said Northeast Quarter; thence N. 89°-53'-16" E. 79.0 ft. on the North line of the said Northeast Quarter; thence S. 13°-51'-39" E. 163.54 ft.; thence S. 05°-38'-34"E. 242.27 ft.; thence S. 00°-00'-00"E. on a line parallel with the West line of the said Northeast Quarter a distance of 258.98 ft. to the South line of the said Lot 2; thence S. 89°-58'-57"W. 142.0 ft. on the South line of the said Lot 2; thence N. 00°-00'-00"W. 658.75 ft. on a line parallel with the West line of the said Northeast Quarter to the Point of Beginning containing 1.92 acres, more or less, and being situated in McLean County, Illinois.

This deed is made, executed and delivered pursuant to the authority given said city by the laws of the State of Illinois regarding transfers of real estate, and pursuant to ordinance passed by a vote of three-fourths or more of the corporate authorities then holding office in said City of LeRoy, McLean County, Illinois, said ordinance having been adopted authorizing and approving this conveyance.

IN TESTIMONY WHEREOF, the City Council of the City of LeRoy, McLean County, Illinois, has hereunto caused the official seal of the City of LeRoy to be affixed, and these presents to be signed by the Mayor of the City of LeRoy, McLean County, Illinois, and attested by the City Clerk of the City of LeRoy, McLean County, Illinois, this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 1989.

  
\_\_\_\_\_  
Jack W. Moss, Mayor of the City of  
LeRoy, McLean County, Illinois

ATTEST:

(Seal)

\_\_\_\_\_  
Juanita Dagley, City Clerk of the  
City of LeRoy, McLean County, Illinois

STATE OF ILLINOIS )  
                          ) SS  
COUNTY OF McLEAN )

I, \_\_\_\_\_, a Notary Public in and for said county and state aforesaid, do hereby certify that JACK W. MOSS, personally known to me to be the Mayor of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, and JUANITA DAGLEY, personally known to me to

be the City Clerk of the City of LeRoy, Illinois, whose names are subscribed to the foregoing instrument of writing as Mayor and City Clerk, respectively, appeared before me this day in person and severally acknowledged that as such Mayor and City Clerk of the City of LeRoy, Illinois, they signed and delivered the said instrument of writing as Mayor and City Clerk of the City of LeRoy, Illinois, and caused the seal of said corporate body to be affixed thereto, pursuant to authority given by the City Council of the City of LeRoy, Illinois, as their free and voluntary act, and as the free and voluntary act and deed of said corporate body for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 1989.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_.

This instrument prepared by:  
Hunt Henderson  
Attorney at Law  
112 East Center Street  
LeRoy, Illinois 61752

CERTIFICATE

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

I further certify that on September 5, 1989, the Corporate Authorities of such municipality passed and approved Ordinance No. 350, entitled:

ORDINANCE AUTHORIZING CONVEYANCE OF MUNICIPALLY OWNED REAL ESTATE,

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

The pamphlet form of Ordinance No. 350, 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 5, 1989, 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 5th day of September, 1989.

(seal)

Juanita Dagley  
Municipal Clerk

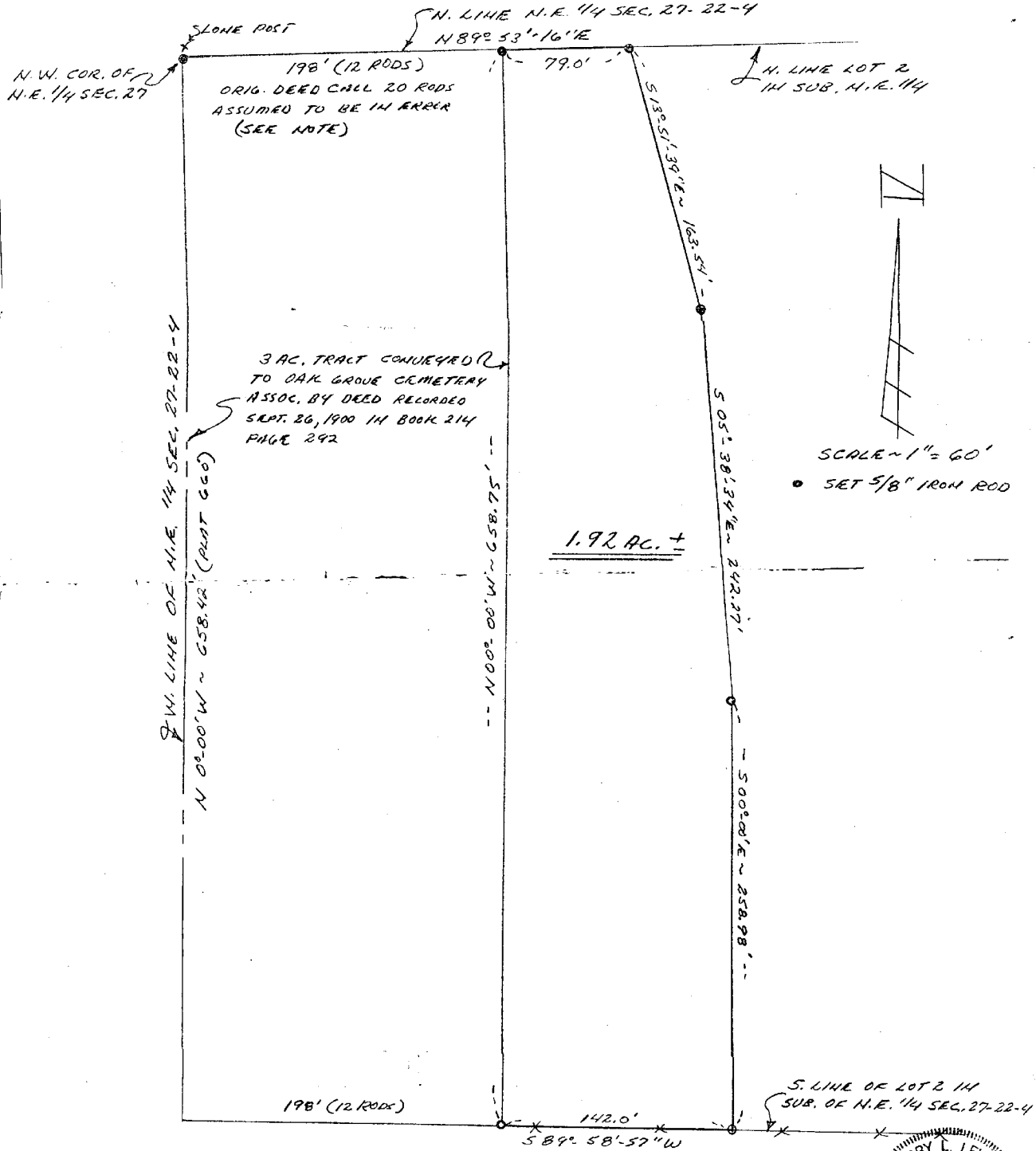




# PLAT OF SURVEY

## Description of Property Surveyed

That part of Lot 2 in the Subdivision of the Northeast Quarter of Section 27, Township 22 North, Range 4 East of the Third Principal Meridian described as follows: Beginning at a point on the North line of the Northeast Quarter of the said Section 27 a distance of 198 ft. East of the Northwest corner of the said Northeast Quarter; thence N. 89°-53'-16"E. 79.0 ft. on the North line of the said Northeast Quarter; thence S. 13°-51'-39"E. 163.54 ft.; thence S. 03°-38'-34"E. 242.27 ft.; thence S. 00°-00'-00"E. on a line parallel with the West line of the said Northeast Quarter a distance of 258.98 ft. to the South line of the said Lot 2; thence S. 89°-58'-57"W. 142.0 ft. on the South line of the said Lot 2; thence N. 00°-00'-00"W. 658.75 ft. on a line parallel with the West line of the said Northeast Quarter to the Point of Beginning containing 1.92 acres, more or less, and being situated in McLean County, Illinois.



NOTE: The deed from Martin and Mary Howard to the Trustees of Oak Grove Cemetery Association recorded in Book 214 Page 292 is specific that 3 acres is to be conveyed. The call along the North side of the property conveyed is 20 rods, the East side 40 rods, the South side 12 rods and the West side 40 rods. 12 rods by 40 rods is exactly 3.0 acres. Also the line of occupancy of the existing East line of the cemetery is approximately 12 rods East of the Northwest corner of the Northeast Quarter of Section 27-22-4. For these reasons we have assumed the deed call of 20 rods to be in error and have used a distance of 12 rods in this survey.

*Perry L. Lewis*  
 REGISTERED  
 LAND SURVEYOR  
 NO. 1374  
 STATE OF ILLINOIS  
 DATE: MAY 23, 1989  
 LEWIS ENGINEERING  
 222 E. CENTER ST  
 LEROY, ILL. 61752  
 PH. 309-962-8151