

ORDINANCE NO. _____

**ORDINANCE ANNEXING TERRITORY
ENTIRELY SURROUNDED BY THE CITY LIMITS
-1135 N. MOFFET LANE, 1205 N. MOFFET LANE, 1003 N. MOFFET LANE, 3204 W.
MARIETTA STREET AND 3214 W. MARIETTA STREET-**

WHEREAS, certain unincorporated territory described on Exhibit A attached hereto and hereby made a part hereof is wholly bounded and surrounded by the boundaries of the City of Decatur; and,

WHEREAS, such territory is less than sixty (60) acres in area; and,

WHEREAS, the Council finds that such territory should be annexed to the City of Decatur, Illinois; and,

WHEREAS, notice of the contemplated annexation of said territory has been given as provided by law.

NOW, THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF DECATUR, ILLINOIS:

Section 1. That the annexation of said territory described on Exhibit A attached hereto and hereby made a part hereof, along with all parts of public highways therein or next and adjacent thereto not heretofore annexed, if any, be and the same is hereby, approved.

Section 2. That said territory herein described, along with all parts of public highways therein or next and adjacent thereto not heretofore annexed, if any, be, and the same is hereby, annexed to and incorporated into the limits of the City of Decatur, Illinois, a municipal corporation.

Section 3. That a plat of said annexed premises is attached hereto and marked Exhibit B and hereby made a part hereof.

Section 4. That the City Clerk cause certified copies of this Ordinance to be respectively filed with the Postmaster of Decatur, Illinois and the Macon County Clerk and recorded by the Recorder's Office of Macon County, Illinois.

PRESENTED, PASSED, APPROVED AND RECORDED this 1st day of April 2024.

JULIE MOORE WOLFE, MAYOR

ATTEST:

KIM ALTHOFF, CITY CLERK

LEGAL DESCRIPTION

-1135 N. MOFFET LANE, 1205 N. MOFFET LANE, 1003 N. MOFFET LANE, 3204 W. MARIETTA STREET AND 3214 W. MARIETTA STREET-

TRACT A

Commencing at a point 30 feet North and 1032.75 feet East of the Southwest corner of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest (SW $\frac{1}{4}$) of Section Eight (8), Township Sixteen, (16) North, Range Two (2) East to the 3rd P.M., thence 255.85 feet to a point 30 feet North and 15 feet West of the Southeast corner of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of said Section 8, thence North 211 feet, thence West 255.85 feet, thence south 211 feet to the place of beginning. Subject to easements, reservations and restrictions of record, in any. Situated in Macon County, Illinois.

1135 N. Moffet Lane, 04-12-08-301-015

TRACT B

The North 99 feet of Commencing at a point 241 feet North and 1032.75 feet East of the Southwest Corner of the Northwest Quarter of the Southwest Quarter of Section Eight (8), Township Sixteen (16) North, Range Two (2) East of the 3rd P.M., thence East 255.85 feet, thence North 198 feet, thence West 255.85 feet, thence South 198 feet to the place of beginning, together with all rights of ingress and egress and easement rights contained in the deed to John W. Sturgeon and Minnie G. Sturgeon recorded in Book 715 at page 450. Situated in Macon County, Illinois

1205 N. Moffet Lane, 04-12-08-301-014

TRACT C

A tract 99 feet in width off of the full South side of the following described real estate: Commencing a point 241 feet North and 1032.75 feet East of the Southwest corner of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest (SW $\frac{1}{4}$) of Section Eight (8), Township Sixteen (16) North, Range Two (2) East of the 3rd P.M., thence East 255.85 feet, thence North 198 feet, thence West 255.85 feet, thence South 198 feet to the place of beginning. Subject to easements, reservations and restrictions of record, if any. Situated in Macon County, Illinois.

1003 N. Moffet Lane, 04-12-08-301-016

TRACT D

Part of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section Eight (8), Township Sixteen (16) North, Range Two (2) East of the 3rd P.M., Macon County, Illinois, said tract being more particularly described as follows: Beginning at a point 377.45 feet West and 30.00 feet North of the Southeast corner of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 8, Township 16 North, Range 2 East of the 3rd P.M., Macon County,

Illinois, running thence Westerly for 120.00 feet; thence Northerly for 371.21 feet; thence Easterly for 226.00 feet; thence Southerly for 196.21 feet; thence Westerly for 106.00 feet; thence Southerly for 175.00 feet to the point of beginning. (Except coal and other minerals underlying the surface of said land and all rights and easements in favor of the Estate of said coal and other minerals.) Situated in Macon County, Illinois
3204 W. Marietta Street, 04-12-08-301-018

TRACT E

The North 409 feet of the South 439 feet of the East 372.25 feet of the West 1032.25 feet of the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 8, Township 16 North, Range 2 East of the Third Principal Meridian, except the South 175.0 feet of the East 106 feet of said tract.
3214 W. Marietta Street, 04-12-08-301-019

EXHIBIT A



Macon Co., Illinois
S.S. by Mary A. Eaton, Recorder

Book: 4999 Page: 619

Receipt #: 142650

Doc#: 2022735

Pages Recorded: 3

Recording Fee: \$53.00
Authorized By: *Mary A. Eaton*

Date Recorded: 3/4/2024 8:45:58 AM

AFFIDAVIT OF MAILING NOTICE OF INTENT

TO ANNEX SURROUNDED TERRITORY TO THE CITY OF DECATUR

STATE OF ILLINOIS)

)

COUNTY OF MACON)

Kim Casner states that she gave notice to the taxpayers of record of the pending action to be taken on an Ordinance annexing certain surrounded territory, in compliance with the provisions of Section 5/7-1-13 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-13), by sending a notice by certified mail, postage paid, to the names and addresses set forth below. All notices were mailed on the 21st day of February, 2024, by this Affiant, at Decatur, Illinois, being more than fifteen (15) days prior to the time stated in said Notice as the time at which the City Council of the City of Decatur, Illinois would take action on the proposed Ordinance Annexing Surrounded Territory.

Thomas M. Simpkins and Mary S. Simpkins, 2814 W. Fairview Ave., Decatur, IL 62522

David L. Trimby and Nancy J. Trimby, 3214 W. Marietta, Decatur, IL 62522

Kenneth D. Clemons and Vera L. Clemons, 1285 N. Moffet Lane, Decatur, IL 62522

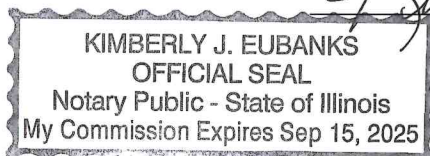
Vivian O'Daffer and Diana Jordan, 3204 W. Marietta, Decatur, IL 62522

Kim Casner

Kim Casner

Subscribed and sworn to before me this 21st day of February 2024.

Kimberly J. Eubanks
Notary Public





Macon Co., Illinois
S.S. by Mary A. Eaton, Recorder
Book: 5002 Page: 752

Receipt #: 143001
Doc#: 2023259
Pages Recorded: 3

Recording Fee: \$53.00
Authorized By *Mary A. Eaton*

Date Recorded: 3/15/2024 1:49:07 PM

AFFIDAVIT OF MAILING NOTICE OF INTENT

TO ANNEX SURROUNDED TERRITORY TO THE CITY OF DECATUR

STATE OF ILLINOIS)

)

COUNTY OF MACON)

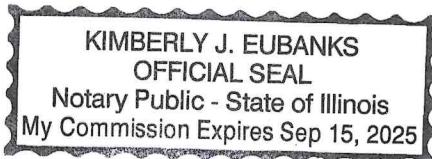
Kim Casner states that she gave notice to the taxpayers of record of the pending action to be taken on an Ordinance annexing certain surrounded territory, in compliance with the provisions of Section 5/7-1-13 of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-13), by sending a notice by certified mail, postage paid, to the names and addresses set forth below. Notice was mailed on the 11th day of March, 2024, by this Affiant, at Decatur, Illinois, being more than fifteen (15) days prior to the time stated in said Notice as the time at which the City Council of the City of Decatur, Illinois would take action on the proposed Ordinance Annexing Surrounded Territory.

Mary S. Simpkins, 121 S. Walnut Street, Maroa, IL 61756

Kim Casner

Subscribed and sworn to before me this 11th day of March 2024.

Notary Public





Macon Co., Illinois
S.S. by Mary A. Eaton, Recorder

Book: 5003 Page: 743

Receipt #: 143159

Doc#: 2023513

Pages Recorded: 4

Recording Fee: \$53.00
Authorized By: Mary A. Eaton

Date Recorded: 3/20/2024 2:01:39 PM

AFFIDAVIT AND CERTIFICATE OF SERVICE

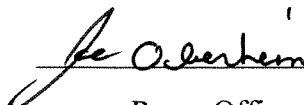
STATE OF ILLINOIS)

COUNTY OF MACON)

I, the undersigned Peace Officer, do hereby certify that I duly served the attached Notice to Taxpayers of Intent to Annex in the following manner:

A. Personal Service on Taxpayer MARY S. SIMPKINS by leaving a copy of the attached Notice to Taxpayers of Intent to Annex with MARY S. SIMPKINS personally on March 15, 2024 at the hour of 0845, at 121 S. Walnut St., Macon, IL, County of Macon.

B. Alternate Service on Taxpayer MARY S. SIMPKINS, by leaving on _____, 2024 at the hour of _____, at _____, IL, County of Macon, his usual place of abode with _____, a Cohabiting Adult, a person of his family, of the age of 13 years or older, informing that person of the contents of the attached Notice to Taxpayers of Intent to Annex and also by sending on March _____, 2024, a copy of the attached Notice to Taxpayers of Intent to Annex in a sealed envelope with postage fully paid, addressed to MARY S. SIMPKINS at his usual place of abode.


Peace Officer, City of Decatur, Illinois

VERIFICATION

Under penalties as provided by law, I certify that the statements set forth in this Affidavit of Service are true and correct to the best of my knowledge.

3/15/24
DATE

Joe Oberheim
SIGNATURE



Macon Co., Illinois
S.S. by Mary A. Eaton, Recorder

Book: 5001 Page: 624

Receipt #: 142793

Doc#: 2022984

Pages Recorded: 4

Recording Fee: \$53.00

Authorized By *Mary A. Eaton*

Date Recorded: 3/7/2024 8:23:00 AM

AFFIDAVIT OF MAILING NOTICE OF INTENT
TO ANNEX SURROUNDED TERRITORY TO THE CITY OF DECATUR

STATE OF ILLINOIS)
)
COUNTY OF MACON)

Kim Casner states that she gave notice of the pending action to be taken on an Ordinance annexing certain surrounded territory lying within the Harristown Fire Protection District, the Barclay Public Library District and to the Corporate Authorities of the County of Macon, Illinois, in compliance with the provisions of Section 5/7-1-1 et. seq. of the Municipal Code of the State of Illinois, as amended (65 ILCS 5/7-1-1 et. seq.), by sending a notice by certified mail, postage paid, to each of the Trustees of the Harristown Fire Protection District, the Trustees of the Barclay Public Library District and the Board Members of the Macon County, Illinois Board, as set forth below. All notices were mailed on the 5th day of March, 2024, by this Affiant, at Decatur, Illinois, being more than ten (10) days prior to the time stated in said Notice as the time at which the City Council of the City of Decatur, Illinois would take action on the proposed Ordinance Annexing Surrounded Territory.

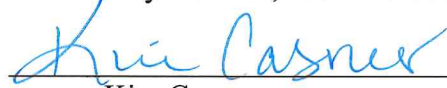
HARRISTOWN FIRE PROTECTION DISTRICT:
J. Stephen Gambrill, Fire Chief, 396 N. Sunnyside Dr., Decatur, IL 62522
Sidney Duffer, Trustee, 3963 W. Center St., Decatur, IL 62522
Doris Mabry, Trustee, 5202 Harristown Boulevard, Decatur, IL 62522
Craig Jones, Trustee, 5580 W. Union School Rd., Decatur, IL 62522
Darrel F. Parish, Attorney at Law, 132 S. Water St. Suite 429, Decatur, IL 62523

BARCLAY PUBLIC LIBRARY DISTRICT:

Michelle Sawicki, Director, 253 Westlake Trail, Litchfield, IL 62056
Jean Munson, President, 2140 West Hickory Point Road, Decatur, IL 62526
Laura Phillips, Vice President, 5 Michelle Drive, Warrensburg, IL 62573
Kay Mason, Secretary, 610 E. Fourth Street, Latham, IL 62543
Gary Horvath, Trustee, 1 Highland Drive, Warrensburg, IL 62573
Katherine Brodbeck, Treasurer, 7393 N. Glasgow Rd., Warrensburg, IL 62573
Pamela McMillen, Trustee, 6259 Hackney Rd., Warrensburg, IL 62573
Karen Edgecombe, Trustee, 9099 W. Duroc Road, Maroa, IL 61756
Ed Flynn, Attorney at Law, 101 South State Street, Suite 240, Decatur, IL 62523

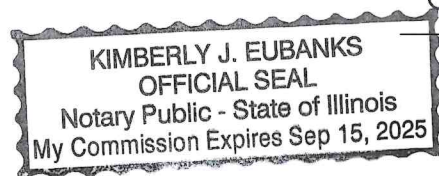
MACON COUNTY BOARD:

Kevin R. Greenfield, 3205 S. Point Pleasant Rd., Decatur, IL 62521
Debra Kraft, 9817 Nevada Rd., Blue Mound, IL 62513
Linda Little, 1413 W. Sunset Ave., Decatur, IL 62522
Gregory A. Mattingley, 2271 Kenwood Ct., Decatur, IL 62526
Grant Noland, 2502 Midiron Dr., Decatur, IL 62521
William Oliver, 535 Cantrell Hts., Decatur, IL 62521
Karl Coleman, 244 N. Summit Ave., Decatur, IL 62522
Jeffrey L. Entler, 1645 S. St. Louis Bridge Road, Decatur, IL 62521
Vivian Goodman, 1676 N. Union Street, Decatur, IL 62526
Andrew Hogan, 4393 Hogan Road, Dalton City, IL 61925
Jake Horve, 124 Shadow Ridge Blvd., Forsyth, IL 62535
Ryan Kreke, 903 S. Cedar Hill Drive, Decatur, IL 62521
Kristen Larner, 2613 W. School Road, Maroa, IL 61756
Mary Scott, 841 W. Forsyth Parkway, Forsyth, IL 62535
Edward Yoder, 2828 Jaymar Trail, Apt. 304, Decatur, IL 62521
Michael B. Baggett, Assistant State's Attorney, State's Attorney's Office, 253 E. Wood St.,
Decatur, IL 62523



Kim Casner

Subscribed and sworn to before me this 5th day of March 2024.





Notary Public

CERTIFICATE OF PUBLICATION

State of Illinois)
) ss.
County of Macon)

I, the undersigned, do hereby certify that I am the publisher of DECATUR TRIBUNE, a public and secular newspaper of general circulation, published weekly in the City of Decatur, Macon County, Illinois, and that the same has been regularly published for at least one year prior to the date of the first publication of the notice hereinafter mentioned, and is qualified as a newspaper as defined in Act - Chapter 100, Sections 1 and 5, Illinois Revised Statutes.

I further certify that a notice, or advertisement, of which the annexed is a true printed copy, has been regularly published in said newspaper,.....times, once in each week for.....successive weeks, the first publication thereof having been made in the issue of the DECATUR TRIBUNE on the.....day of.....A.D. 20.....and the last publication thereof having been made in the issue of said newspaper published on the.....day of.....A.D. 2024 Fee \$.....

IN WITNESS WHEREOF, I have hereunto set my hand at Decatur in said County and State, this.....day of.....A.D. 2024.

[Signature]
Publisher:

DECATUR TRIBUNE

Received Payment

By _____

NOTICE OF INTENT TO ANNEX

PLEASE TAKE NOTICE that pursuant to the Illinois Municipal Code, 65 ILCS 5/7-1-13, notice is hereby given that the annexation of the surrounded territory described below is contemplated by the City Council of the City of Decatur, Illinois, and that they propose to consider and take action on an ordinance annexing such surrounded territory at a regular meeting of the Decatur City Council on April 1, 2024, at 5:30 p.m. in the City Council Chambers, #1 Gary K. Anderson Plaza, Decatur, Illinois.

The territory under consideration consists of 5 tracts of property totaling approximately 5.47 acres and being more commonly known as 1135 N. Moffet Lane (04-12-08-301-015), 1205 N. Moffet Lane (04-12-08-301-014), 1003 N. Moffet Lane (04-12-08-301-016), 3204 W. Marietta Street (04-12-08-301-018) and 3214 W. Marietta Street (04-12-08-301-019), is wholly surrounded by the city of Decatur corporate limits and is legally described as follows:

TRACT A
Commencing at a point 30 feet North and 1032.75 feet East of the Southwest corner of the Northwest Quarter (NW 1/4) of Section Eight (8), Township Sixteen, (16) North, Range Two (2) East to the 3rd P.M., thence 255.85 feet to a point 30 feet North and 15 feet West of the Southeast corner of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of said Section 8, thence North 211 feet, thence West 255.85 feet, thence south 211 feet to the place of beginning. Subject to easements, reservations, and restrictions of record, in any. Situated in Macon County, Illinois. 1135 N. Moffet Lane, 04-12-08-301-015

TRACT B
The North 99 feet of Commencing at a point 241 feet North and 1032.75 feet East of the Southwest Corner of the Northwest Quarter of the Northwest Quarter of Section Eight (8), Township Sixteen (16) North, Range Two (2) East of the 3rd P.M., thence East 255.85 feet, thence North 198 feet, thence West 255.85 feet, thence South 198 feet to the place of beginning, together with all rights of ingress and egress and easement rights contained in the deed to John W. Sturgeon and Mimmie G. Sturgeon recorded in Book 715 at page 450. Situated in Macon County, Illinois. 1205 Moffet Lane, 04-12-08-301-014

TRACT C
A tract 99 feet in width off of the full South side of the following described real estate: Commencing a point 241 feet North and 1032.75 feet East of the Southwest corner of the Northwest Quarter (NW 1/4) of the Southwest (SW 1/4) of Section Eight (8), Township Sixteen (16) North, Range Two (2) East of the 3rd P.M., thence East 255.85 feet, thence North 198 feet, thence West 255.85 feet, thence South 198 feet to the place of beginning. Subject to easements, reservations and restrictions of record, if any. Situated in Macon County, Illinois. 1003 N. Moffet Lane, 04-12-08-301-016

TRACT D
Part of the Northwest 1/4 of the Southwest 1/4 of Section Eight (8), Township Sixteen (16) North, Range Two (2) East of the 3rd P.M., Macon County, Illinois, said tract being more particularly described as follows: Beginning at a point 377.45 feet West and 30.00 feet North of the Southeast corner of the Northwest 1/4 of the Southwest 1/4 of Section 8, Township 16 North Range 2 East of the 3rd P.M., Macon County, Illinois, running thence Westerly for 120.00 feet; thence Northerly for 371.21 feet; thence Easterly for 226.00 feet; thence Southerly for 196.21 feet; thence Westerly for 106.00 feet; thence Southerly for 175.00 feet to the point of beginning. (Except coal and other minerals underlying the other minerals of said land and all surface of said land and all rights and easements in favor of the Estate of said coal and other minerals.) Situated in Macon County, Illinois. 3204 W. Marietta Street, 04-12-08-301-018

TRACT E
The North 409 feet of the South 439 feet of the East 372.25 feet of the West 1032.25 feet of the Northwest Quarter (NW 1/4) of the Southwest Quarter (SW 1/4) of Section 8 Township 16 North, Range 2 East of the Third Principal Meridian, except the South-175.0 feet of the East 106 feet of said tract, 3214 W. Marietta Street, 04-12-08-301-019



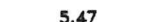


DATED this 20th day of February 2024.

/s/ Kim Athoff
CITY CLERK
CITY OF DECATUR,
ILLINOIS
(3-6)



LOCATION MAP OF TERRITORY ANNEXED TO THE CITY OF DECATUR, ILLINOIS

SEE ATTACHED

-  Indicates territory annexed
-  Indicates existing corporate limits
-  5.47 acres
-  0 lin. ft. of public road
-  Decatur township



All dimensions shown hereon are dimensions of record. The annexation plat has been prepared from data in public records and legal descriptions provided by the petitioner. It is not the result of a survey performed on the ground.

ILLINOIS PROFESSIONAL ENGINEER #062-048941
 LICENSE EXPIRES NOV. 30, 2025

DEPARTMENT OF PUBLIC WORKS
 DIVISION OF ENGINEERING

ORDINANCE NO: _____
 DATE: _____