

Doc#: 0428044036

Eugene "Gene" Moore Fee: \$50.50 Cook County Recorder of Deeds Date: 10/06/2004 02:28 PM Pg: 1 of 14

PIN # 06-22-302-006 06-22-302-009 06-27-100-007 06-27-100-008

CERTIFICATION

l, Kntie L. Kopitke, do hereby certify that I am the duly elected Village Clerk of the Village of Streamwood, Cook County, Illinois, and the keeper of the books and records of the Village of Streamwood, and I do hereby certify that Ordinance Number 2004-50 is the true and correct copy of an Ordinance presented, passed and recorded by the President and Board of Trustees of the Village of Streamwood on the 16th day of September 2004 by a vote of 4 Ayes, 0 Nays with 1 Trustee absent.

Kittie L. Kopitke, CMC

Village Clerk

PLEASE RETURN TO:

Kittie L. Kopitke, Village Clerk Village of Streamwood 301 East Irving Park Road Streamwood, IL 60107

ACHUK

VILLAGE OF STREAMWOOD

ORDINANCE NO. 2004 - 50

AN ORDINANCE ESTABLISHING A SPECIAL SERVICE AREA SPECIAL SERVICE AREA NO. 22
SUTTON PARK

ADOPTED BY THE BOARD OF TRUSTEES
OF THE VILLAGE OF STREAMWOOD
THIS DAY OF A DIM , 2004

Published in pamphlet form by authority of the Board of Trustees
of the Village of Streamwood, Cook County, Illinois
this day of A DIM DIM , 2004

0428044036 Page: 3 of 14

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ordinance no. 2004 - 50

AN ORDINANCE ESTABLISHING A SPECIAL SERVICE AREA SPECIAL SERVICE AREA NO. 22 SUTTON PARK

WHEREAS, pursuant to the provisions of the 1970 Constitution of the State of Illinois (the "Constitution"), the Village of Streamwood Cook County, Illinois (the "Village"), is authorized to create special service areas in and for the Village; and

WHEREAS, nome rule municipalities are authorized to establish special service areas pursuant to Section 6(a)(2) of Article VII of the Constitution, which provides the following:

"The General Assembly may not deny or limit the power of home rule units .. (2) to levy or impose additional taxes upon areas within their boundaries in the manner provided by law for the provision of special services to those areas and for the payment of debt incurred in order to provide those special services'; and

whereas, the home rule municipalities are further authorized to establish special service areas pursuant to the provisions of the "Special Service Area Tax Law," as amended, 35 ILCS 200/27-5 et seq (1994) (the "Law"), and pursuant to the Revenue Act of 1939 of the State of Illinois, as amended; and

WHEREAS, the Village of Streamwood is a home rule
municipality; and

WHEREAS, in the opinion of a majority of the corporate authorities of the Village of Streamwood, it is advisable,

0428044036 Page: 4 of 14

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necessary and in the public interest that the Village of Streamwood consider the creation of a special service area in the area hereinafter described for the purpose of providing maintenance for storm and surface water retention pond, detention basin and wetlands.

BE IT ORDAINED by the President and Board of Trustees of the Village of Streamwood, Cook County, Illinois as follows:

SECTION ONE: FINDINGS OF THE CORPORATE AUTHORITIES

The corporate authorities of the Village of Streamwood find as follows:

The question of the establishment of the Area Α. hereinafter described as a Special Service Area is considered by the President and Board of Trustees pursuant to an Ordinance entitled, "An Ordinance Proposing Establishment Of A Special Service Area No. 22 (Sutton Park) in the Village of Streamwood, Cook County, Illinois, and Providing For A Public Hearing and Other Procedures In Connection Therewith", (2004-36) adopted June 3, 2004, and is considered pursuant to a Hearing held on July 15, 2004, by the President and Board of Trustees pursuant to notice duly published in the Daily Herald of Paddock Publications, having general circulation within the Village of Streamwood on June 21, 2004, at least fifteen (15) days prior to the Hearing, and pursuant to notice by mail addressed to the person or persons or trustee in whose name the general taxes for the last preceding year were paid on each lot, block, tract, or parcel of land lying within the proposed special service area.

0428044036 Page: 5 of 14

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Said notice was given by depositing said notice in the United States Mail not less than ten (10) days prior to the time set for public hearing. A Certificate of Publication of said notice and Receipts of Mailing of said notice are attached to this Ordinance as Exhibits 1 and 2. Said notices conform in all respects to the requirements of Sections 27-25 and 27-30 of the aforesaid Law.

- B. That a public hearing on the questions set forth in the notice was held on July 15, 2004. All interested persons were given an opportunity to be heard on the questions of the creation of the storm and surface water retention pond, detention basin and wetlands, and on the questions of an annual tax for maintenance of said storm and surface water retention pond, detention basin and wetlands, as set forth in the notice. The public hearing was adjourned at 6:52 p.m. on July 15, 2004.
- C. The 60-day objection period provided for in Section 27-55 of the aforesaid Law has expired. No petitions were filed in opposition to the establishment of Special Service Area No. 22.
- D. That after considering the data, as presented at the public hearing, the Village finds that it is in the public interest and in the interest of the Village of Streamwood that Special Service Area No. 22, as hereinafter described, be established.
- E. Said area is compact and contiguous and constitutes a unique residential area of the Village of Streamwood.
- F. It is in the best interests of said Special Service Area that the furnishing of the municipal services proposed be

considered for the common interests and the safety and welfare of the residents of said area.

G. Said area is zoned for commercial purposes and will benefit specially from municipal services proposed to be provided. The proposed municipal services are unique and in addition to the municipal services provided to the Village of Streamwood as a whole.

SECTION TWO: THE VILLAGE OF STREAMWOOD SPECIAL SERVICE AREA NO. 22 ESTIPLISHED

A Special Service Area to be known and designated as "Village of Streamwood Special Service Area No. 22" is hereby established and shall consist of the following described territory:

LEGAL DESCRIPTION

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 22, AND THAT PART OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 4. NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, BEING PART OF THE POLLOWING DESCRIBED LAND, TAKEN TOGETHER AS ONE TRACT:

TRACT 1

THAT PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP 41 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF MAF SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 22; THENCE WESTERLY ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 22, 927.4 FEET TO A POINT 295 FEET EAST OF THE EAST RIGHT OF WAY OF STATE ROUTE 59; THENCE NORTHERLY PARALLEL WITH SAID EAST RIGHT OF WAY LINE OF STATE ROUTE 59, 853.15 FEET TO THE CENTER LINE OF IRVING PARK BOULEVARD; THENCE EASTERLY ALONG SAID CENTER LINE, BEING ALONG A CURVE TO THE LEFT, 131 FEET; THENCE SOUTHEASTERLY ALONG SAID CENTER LINE TANGENT TO THE LAST DESCRIBED CURVE, 536.2 FEET; THENCE SOUTHEASTERLY ALONG SAID CENTER LINE TANGENT TO THE LAST DESCRIBED COURSE AND BEING ALONG A CURVE TO THE RIGHT, 255.1 FEET TO THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 22; THENCE SOUTHERLY ALONG THE EAST LINE, 720.5 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

ALSO:

TRACT 2

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP 41 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE WEST LINE OF SAID SECTION 537.9 FEET NORTH OF THE SOUTHWEST CORNER OF SAID SECTION; THENCE SOUTH 89 DEGREES, 30 MINUTES EAST, 84.4 FEET TO A POINT IN THE EAST LINE OF A PUBLIC HIGHWAY, S.B.I. ROUTE NUMBER 59 FOR A POINT OF BEGINNING; THENCE CONTINUING SOUTH 89 DEGREES, 30 MINUTES EAST, 295 FEET; THENCE SOUTH 00 DEGREES, 30 MINUTES WEST, 543.99 FEET MORE OR LESS TO A POINT IN THE SOUTH LINE OF SAID SECTION 22; THENCE SOUTH 88 DEGREES, 00 MINUTES WEST FLONG SAID SOUTH LINE, 295 FEET TO THE EAST LINE OF SAID PUBLIC HIGHWAY, S.B.I. ROUTE NUMBER 59; THENCE NORTH 00 DEGREES, 30 MINUTES EAST ALCAG SAID EAST LINE 536.19 FEET MORE OR LESS TO THE POINT OF BEGINNING, (EXCEPTING THEREFROM THAT PART THEREOF DESCRIBED AS FOLLOWS;

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 22 AND RUNNING THENCE ON AN ILLINOIS STATE PLANE COORDINATE SYSTEM, 1927 DATUM, EAST GRID BEARING OF NORTH 89 IEGREES, 07 MINUTES, 55 SECONDS EAST ON THE SOUTH LINE THEREOF 79.07 FEET TO THE EAST LINE OF STATE ROUTE 59 TO THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES, 07 MINUTES, 17 SECONDS EAST ON SAID EAST LINE 2'0.0 FEET; THENCE NORTH 89 DEGREES, 07 MINUTES, 55 SECONDS EAST PARALLEL WITH THE SOUTH LINE OF SAID SECTION 22 A DISTANCE OF 30.01 FEET TO A LINE 30 FEET EAST OF AND PARALLEL WITH THE EAST LINE OF SAID STATE ROUTE 59; THENCE SOUTH 00 DEGREES, 07 MINUTES, 17 SECONDS WEST ON SAID PARALLEL LINE 270.0 FEET TO THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 22; THENCE SOUTH 89 DEGREES, 07 MINUTES, 55 SECONDS WEST ON THE LAST DESCRIBED LINE 30.01 FEET TO THE POINT OF BEGINNING; ALSO EXCEPTING THEREFROM THAT PART THEREOF DESCRIBED AS FOLLOWS: THAT PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 22, TOWNSHIP 41 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 22 AND RUNNING THENCE ON AN ILLINOIS STATE PLANE COORDINATE SYSTEM, 1927 DATUM, EAST GRID BEARING OF NORTH 89 DEGREES, 07 MINUTES, 55 SECONDS EAST ON THE SOUTH LINE THEREOF 79.7 FEET TO THE EAST LINE OF SAID STATE ROUTE 59; THENCE NORTH 00 DEGREES, 07 MINUTES, 17 SECONDS EAST ON SAID LAST LINE 270.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 00 DEGREES, 07 MINUTES, 17 SECONDS EAST ON SAID EAST LINE 47.10 FEET; THENCE SOUTH 89 DEGREES, 52 MINUTES, 43 SECONDS EAST 30 FEET TO A LINE 30 FEET EAST OF AND PARALLEL WITH THE EAST LINE OF SAID STATE ROUTE 59; THENCE SOUTH 00 DEGREES, 07 MINUTES, 17 SECONDS WEST ON SAID PARALLEL LINE 46.58 FEET TO A POINT DISTANT 270.0 FEET NORTH OF THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 22; THENCE SOUTH 89 DEGREES, 07 MINUTES, 55 SECONDS WEST ON THE LAST DESCRIBED LINE 30.01 FEET TO THE POINT OF BEGINNING), IN COOK COUNTY, ILLINOIS.

ALSO:

TRACT 3

THAT PART OF THE NORTH WEST QUARTER OF THE NORTH WEST QUARTER OF SECTION 27, TOWNSHIP 41 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 27; THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 27, 79.9 FEET FOR THE EAST LINE OF THE RIGHT-OF-WAY OF THE PUBLIC HIGHWAY (STATE BOND ISSUE ROUTE NUMBER 59) FOR A POINT OF BEGINNING; THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 27, 416.5 FEET; THENCE SOUTH 1 DEGREE 35 MINUTES WEST, 189.46 FEET; THENCE WEST 416.5 FEET TO THE SAID EAST LINE OF SAID RIGHT-OF-WAY; THENCE NORTH 1 DEGREE 33 MINUTES EAST, 189 45 FEET TO THE POINT OF BEGINNING. IN COOK COUNTY, ILLINOIS (EXCEPTING THEREFROM A STRIP OF PROPERTY DESCRIBED AS FOLLOWS: COMMENCING F.T THE NORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ON AN LLINOIS STATE PLANE COORDINATE SYSTEM, 1927 DATUM, EAST ZONE GRID BEARING OF NORTH 89 DEGREES 07 MINUTES 55 SECONDS EAST ON THE NORTH LINE THERFOF 79.7 FEET TO THE EAST LINE OF STATE ROUTE 59 FOR THE POINT OF BIGINNING; THENCE CONTINUING NORTH 89 DEGREES 07 MINUTES 55 SECONDS LAST ON THE NORTH LINE OF SAID NORTHWEST QUARTER 30.01 FEET TO A LINE 30 FEET EAST OF AND PARALLEL WITH THE EAST LINE OF SAID STATE ROUTE 59; THENCE SOUTH 00 DEGREES 39 MINUTES 54 SECONDS WEST ON SAID PARALLEL LINE 109.46 FEET; THENCE SOUTH 89 DEGREES 07 MINUTES 55 SECONDS WEST ON A LINE PARALLEL WITH THE NORTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 27, A DISTANCE OF 30.01 FEET TO THE EAST LINE OF THE AFORESAID STATE ROUTE 59; THENCE NORTH 00 DEGREES 39 MINUTES 54 SECONDS EAST ON SAID EAST LINE 189.46 FEET TO THE POINT OF ,0/1/2 ,0/1/2 BEGINNING IN COOK COUNTY, ILLINOIS.

ALSO:

TRACT 4

THAT PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 41 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 27; THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 27, 79.9 FEET TO THE EAST LINE OF THE RIGHT-OF-WAY OF THE PUBLIC HIGHWAY (STATE BOND ISSUE ROUTE 59); THENCE SOUTH 1 DEGREES 33 MINUTES WEST ALONG SAID EAST LINE 189.46 FEET FOR A POINT OF BEGINNING; THELICE EAST PARALLEL WITH THE NORTH LINE OF SAID SECTION 27, 416.5 FELT, THENCE NORTH 1 DEGREES AND 33 MINUTES EAST PARALLEL WITH THE EAST LINE OF SAID ROUTE 59, 189.46 FEET TO THE NORTH LINE OF SAID SECTION 27 THENCE EAST ALONG SAID NORTH LINE 769.5 FEET; THENCE SOUTH PARALLEL WITH THE EAST LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 27, 335.71 FEET; THENCE SOUTH 89 DEGREES 56 MINUTES WEST 618.2 FEET; THENCE SOUTH 1 DEGREES 12 MINUTES WEST 121.59 FEET; THENCE SOUTH 89 DEGREES 48 MINUTES WEST 575.18 FEET TO THE EAST LINE OF SAID STATE ROUTE 59; THENCE NORTH 1 DEGREES 33 MINUTES EAST ALONG SAID EAST LINE 272.5 FEET TO THE POINT OF BEGINNING; ALL IN COOK COUNTY, ILLINOIS.

EXCEPTING THEREFROM A STRIP OF PROPERTY DESCRIBED AS FOLLOWS: THAT PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION

27, TOWNSHIP 41 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 27 AND RUNNING THENCE ON AN ILLINOIS STATE PLANE COORDINATE SYSTEM, 1927 DATUM, EAST ZONE GRID BEARING OF NORTH 89 DEGREES 07 MINUTES 35 SECONDS EAST ON THE NORTH LINE THEREOF 79.7 FEET TO THE EAST LINE OF STATE ROUTE 59; THENCE SOUTH 00 DEGREES 39 MINUTES 54 SECONDS WEST ON SAID EAST LINE 189.46 FEET TO THE POINT OF BEGINNING; THENCE NORTH 89 DEGREES 07 MINUTES 55 SECONDS EAST PARALLEL WITH THE NORTH LINE OF SAID NORTHWEST QUARTER 20.01 FEET TO A LINE 20 FEET EAST OF AND PARALLEL WITH THE EAST LINE OF SAID ROUTE 59; THENCE SOUTH 00 DEGREES 39 MINUTES 54 SECONDS WEST ALONG SAID PARALLEL LINE 272.41 FEET; THENCE SOUTH 88 DEGREES 5. MINUTES 54 SECONDS WEST 20.01 FEET TO THE EAST LINE OF SAID STATE ROUTE 59; THENCE NORTH 00 DEGREES 39 MINUTES 24 SECONDS EAST ON SAID EAST LINE 772.50 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

The above parcel being located in the Village of Streamwood, Cook County, Illinois. The approximate street location is the south of Irving Park Poad and east of Rt. 59 and is commonly known as Sutton Park (commercial) and comprises approximately 31 acres.

SECTION THREE: PURPOSE OF AREA

Village of Streamwood Special Service Area No. 22 is established to provide special municipal services to said area in addition to services provided to the Village generally. The purpose of the formation of the Village of Streamwood Special Service Area No. 22 in general is to provide special municipal services to the Area, including, but not limited to municipal services in connection with the maintenance, repair and replacement of (1) storm and surface water retention pond and basin, as well as any and all feeders, laterals, storm drains and mains appurtenant; (2) the maintenance and care of such lands upon and surrounding such pond and basin and such ponds, basins and wetlands which provide benefits to the special service area proposed; (3) care and maintenance of wetland areas; and (4) such

0428044036 Page: 10 of 14

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administrative costs incurred by the Village in connection with the above service, including, but not limited to, insurance premiums for liability insurance coverage.

In addition, annual taxes may be levied for the special services enumerated herein, on property in said Special Service Area No. 22, for said Special Service Area, in addition to all other Village taxes; provided, that the special annual taxes shall be limited so that the total of said tax does not exceed an amount of \$0.40 per \$100.00 of the assessed value, as equalized, to be levied against the property included in Special Service Area No. 22.

SECTION FOUR: EFFECTIVE DATE

This ordinance shall be in full force and effect ten (10) days following its passage, approval and publication in pamphlet form as provided by law.

ROLL CALL VOTE:

AYES

NAYS

ABSTENTIONS

ARCENT

PASSED AND APPROVED this

dav of_

2004

<u>A</u>PPROVÉD:

VILLAGE PRESIDENT

ATTEST:

0428044036 Page: 11 of 14

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CERTIFICATE OF PUBLICATION

Paddock Publications, Inc.

Daily Herald

| Corporation organized and existing under and by virtue of the laws of the State of Illinois |
|--|
| DOES HEREBY CERTIFY that it is the publisher of the DAILY HERALD. |
| That said DAILY HERALD is a secular newspaper and has been circulated daily in th |
| Village(s) of Algonquin, Arlington Heights, Barrington, Barrington Hills, |
| Lake Barrington, North Barrington, South Barrington, Bartlett, Batavia, Buffalo Grove, |
| Burlington, Carpentersville, Cary, Deer Park, Des Plaines, South Elgin, East Dundee, |
| Elburn, Elgir, Elk Grove Village, Fox Lake, Fox River Grove, Geneva, Gilberts, Grayslake, |
| Gurnee, Hampskire, Hainesville, Hanover Park, Hawthorn Woods, Hoffman Estates, Huntley, |
| Inverness, Island Lake Kildeer, Lake in the Hills, Lake Zurich, Libertyville, |
| Lincolnshire, Lindenhurst, Long Grove, Mt. Prospect, Mundelein, Palatine, |
| Prospect Heights, Rolling Meadows, Schaumburg, Sleepy Hollow, St. Charles, Streamwoo |
| Tower Lakes, Vernon Hills, Vol.) Wauconda, Wheeling, West Dundee, Wildwood, Green Oaks |
| |
| |
| County(ies) of Cook, Kane, Lake, McHenry |
| and State of Illinois, continuously for more than one year prior to the date of the first |
| publication of the notice hereinafter referred to and is of general circulation throughout said |
| Village(s), County(ies) and State. |
| Canada (c), committee and comm |
| I further certify that the DAILY HERALD is a newspaper as defined in "an Act to revise |
| the law in relation to notices" as amended in 1992 Illinois Compiled Statutes, Chapter 715, |
| Act 5, Section 1 and 5. That a notice of which the annexed printed slip is a true copy, was |
| published June 21, 2004 in said DAILY HERALD. |
| C |
| IN WITNESS WHEREOF, the undersigned, the said PADDOCK PUBLICATIONS, Inc., |
| has caused this certificate to be signed by, this authorized agent, at Arlington Heights, |
| Illinois. |
| |

PADDOCK PUBLICATIONS, INC. DAILY HERALD NEWSPAPERS

Authorized Agent

Control # <u>T3315692</u>

0428044036 Page: 12 of 14

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0428044036 Page: 13 of 14

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| STATE OF ILLINOIS |) | |
|-------------------|---|----|
| <u> </u> |) | SS |
| COUNTY OF COOK |) | |

AFFIDAVIT OF SERVICE

I, Kittie L. Kopitke, Vihage Clerk of the Village of Streamwood, being first duly sworn on oath state that I served a copy of the Notice attached hereto by mailing a true and correct copy of same via Certified U. S. mail, Return Receipt Requested on the 17th of June, 2004, by depositing same in the U. S. Mail at 301 East Irving Park Road, Streamwood, Illinois, addressed as follows:

Target Corporation, 1000 W. Nicollet Mall Road, Minneapolis, MN 55403

Harlem Irving Co., 4104 N. Harlem Avenue, Chicago, IL 69634

Cittie L. Kopitke/Village Cierk

Subscribed and sworn to Before me this 17th day of June 2004.

Elizabeth M. Misicka Notary Public



