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[Signature]
Village Clerk

December, 1986

ATTESTED and FILED in the office of the Village Clerk this 8th day

President of the Village of Palatine

Frank R. Turner

DEPT-09 MISC. \$0.80
15111986 * 4 # 2333#1
TRAN 1829 12/22/86 10:33:00
#2333#1
COOK COUNTY RECORDER

APPROVED by me this 8th day of December, 1986
AYES: 4 NAYS: 0 ABSENT: 2 PASS: 0
PASSED: This 8th day of December, 1986
from and after its passage and approval as provided by law.

SECTION 2: This ordinance shall be in full force and effect
copy of which is attached hereto and made a part hereof.

SECTION 1: The President is authorized and directed to execute
and the clerk is directed to attest the Annexation Agreement, a
follows:

NOW, THEREFORE, BE IT ORDAINED by the President and Board of
Trustees of the Village of Palatine, Cook County, Illinois, as
with:
execution of said annexation agreement have been fully complied
Article II of the Illinois Municipal Code, as amended, for the
WHEREAS, the statutory procedures provided in Division 15.1 of
and
agreement and to perform the obligations as required thereunder;
of such agreement are ready, willing and able to enter into such
WHEREAS, the owners of record of the land which is the subject
attached hereto and made a part hereof, be entered into; and
Palatine that a certain Annexation Agreement, a copy of which is
WHEREAS, it is in the best interests of the Village of

AN ORDINANCE
AUTHORIZING THE EXECUTION OF
AN ANNEXATION AGREEMENT
SURMISE PROPERTY

ORDINANCE NO. 0-167-86

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ANNEXATION AGREEMENT SURMIN PROPERTY

THIS AGREEMENT, made and entered into this 8th day of September, 1986, by and between the VILLAGE OF PALATINE a municipal corporation of Cook County, Illinois, 200 E. Wood Street, Palatine, Illinois 60067 (hereinafter called "the Village") and BART AND CINDY SURMIN (hereinafter called "the Owner"):

W I T N E S S E T H:

WHEREAS, Owner is the holder of legal title to the real estate which is legally described as follows, to wit:

The west half of Lot 2 in Block 6 in Arthur T. McIntosh and Company's Chicago Avenue Farms being a subdivision of the south east quarter of Section 16, Township 42 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

(hereinafter sometimes called "the subject property"); and

WHEREAS, the parties hereto desire that the subject property, which is not included within the corporate limits of any other municipality but is in close proximity to the VILLAGE, be annexed to the VILLAGE on the terms and conditions hereafter set forth at such time as the subject property becomes contiguous to the VILLAGE and that the subject property be zoned in an "R-2" General Residence District under the VILLAGE'S zoning ordinance; and

WHEREAS, the parties hereto wish to enter into a binding agreement with respect to the annexation of the subject property, and provide for various other matters to be contingent upon said annexation, pursuant to the provisions of Illinois Revised Statutes (1985), c.24, Secs. 11-15-1 et.seq.; and

WHEREAS, there will be no electors, other than the OWNER, residing upon the subject property; and

WHEREAS, there will be filed with the Village Clerk of the Village of Palatine an annexation petition signed by the owners of record of all land within the subject property included in said annexation petition, and covered by this agreement, and by the electors residing upon said land; and

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WHEREAS, the OWNER proposes that a residence be built on the subject property, pursuant to the building codes and zoning ordinances of Cook County, as amended and as otherwise modified herein, and upon annexation to the VILLAGE, to be subject to the codes, ordinances, and regulations of the VILLAGE, and further subject to the terms and conditions hereinafter contained;

NOW, THEREFORE, in consideration of the foregoing premises and the mutual covenants herein contained, the parties agree as follows:

(1) Subject to the provisions of the Illinois Revised Statutes (1985) c. 24, Secs. 11-15-1 et seq., the OWNER and the VILLAGE respectively agree to do all things necessary or appropriate to cause the subject property to be duly and validly annexed to the VILLAGE as promptly as practicable upon its becoming contiguous to the VILLAGE, and upon the occurrence of such annexation, the remaining provisions of this Agreement shall apply.

(2) Upon annexation, the subject property shall be rezoned to "R-2" General Residence District classification in accordance with the VILLAGE'S zoning ordinance, provided, however, the OWNER and all successor owners of any interest in the subject property shall be obligated to petition for annexation and to submit a Plat of Annexation to the Village as provided herein.

(3) Upon annexation, the OWNER agrees to promptly petition for annexation of the subject property to the Palatine Park District.

(4) The OWNER will be permitted to connect the residence to be built on the subject property to the VILLAGE'S ten inch (10") sanitary sewer in Clyde Avenue at the OWNER'S sole expense. The OWNER agrees to secure the necessary VILLAGE permits and pay all applicable connection fees and charges, including the recapture fees due under VILLAGE ordinance No. 0-12-81, in the amount of \$ 465.74 .

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(5) OWNER agrees to extend, at the OWNER'S sole expense, the six (6) inch watermain located at the northwest corner of the intersection of Wood Street and Clyde Avenue. Said extension shall cross Wood Street and shall be located along the south side of the Wood Street right-of-way with termination at the east property line of the subject property. In lieu of providing a fire hydrant at the termination point of said extension, the OWNER agrees to pay 50% of the cost for a fire hydrant to be located 150 feet east of the termination point. Construction of said watermain extension shall be in accordance with all applicable VILLAGE, Township, County, and State requirements and regulations. The OWNER agrees to secure the necessary permits and pay all applicable connection fees and charges. The OWNER agrees to participate in, and not object to, a special assessment or special service area if the VILLAGE proceeds to create said area for the purpose of constructing public improvements adjacent to, and for the benefit of, the subject property. Said improvements may include, but are not limited to street improvements along Clyde Avenue.

(6) Until such time as the subject property is annexed, the sewer and/or water usage rates shall be those established by ordinance for premises outside the VILLAGE limits and the OWNER shall pay all applicable charges.

(7) The VILLAGE agrees to enact such ordinances and resolutions as are necessary to affect the terms of this AGREEMENT. Following annexation, except as provided in this AGREEMENT, all ordinances, codes and other regulations of the Village shall be applicable to the subject property and the OWNER will comply therewith.

(8) If any provision of this AGREEMENT is held invalid, such provision shall be deemed to be excised herefrom and the invalidity thereof shall not affect any of the other provisions contained herein.

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(9) This AGREEMENT shall inure to the benefit of and be binding upon the successors in title of the OWNER and upon the corporate authorities of the VILLAGE and successor municipalities, and the OWNER agrees to insert a reference to this AGREEMENT in any deed, mortgage, or other document conveying any interest in the subject property. This AGREEMENT shall be valid and binding for a period of twenty (20) years from the date of execution. A true copy of this Agreement shall be filed in the Office of the Recorder of Deeds of Cook County, Illinois, as notice of said requirement of all future owners.

IN WITNESS WHEREOF, the parties hereto have caused this Annexation Agreement to be executed the day and year first above written.

VILLAGE OF PALATINE

Frank R. Munch
Village President

ATTEST:

Frank Muller
Village Clerk

OWNER

WITNESS:

Lucas L. Johnson
Notary

David A. Johnson
William H. Johnson

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STATE OF ILLINOIS)
)SS
COUNTY OF COOK)

I, RITA L. MULLINS, do hereby certify that I am the duly elected, qualified and acting Clerk of the Village of Palatine, Cook County, Illinois, and that I am the keeper of the records, journals, entries, ordinances and resolutions of the said Village of Palatine.

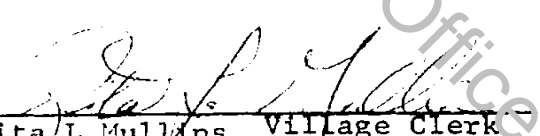
I do further certify that the foregoing Ordinance is a true and correct copy of an ordinance passed and adopted by the Board of Trustees of the Village of Palatine at a Regular meeting held on the 8th day of December, 1986, and that said ordinance as aforesaid was deposited and filed in the office of the Village Clerk on the 21st day of December, 1986.

I do further certify that the original, of which the foregoing is a true copy, is entrusted to my care for safe-keeping and that I am the keeper of the same.

I further certify that the vote of the Board of Trustees on the motion to adopt said ordinance was as follows:

AYES: 4 NAYS: 0 ABSENT: 2 PASS: 0

BY WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Palatine this _____ day of _____, 19 _____.


Rita L. Mullins, Village Clerk
Village of Palatine, Illinois

(S E A L)

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