

ORDINANCE NO. 38

AN ORDINANCE FOR THE ANNEXATION OF TERRITORY TO THE LAKESIDE WATER DISTRICT, JACKSON COUNTY, ILLINOIS

WHEREAS, the requisite number of legal voters residing in certain territory contiguous to the Lakeside Water District, Jackson County, Illinois, and more particularly hereinafter described, having filed a Petition in Circuit Court of the First Judicial Circuit, Jackson County, Illinois, on the 6th day of June, 2002, praying for the annexation of the said described territory to the Lakeside Water District, Jackson County, Illinois, and

WHEREAS, a hearing was had on said Petition on the 28th day of June, 2002, giving all interested persons an opportunity to be heard touching upon the sufficiency of the Petition and upon the boundaries of the territory sought to be annexed, and for the purpose of hearing objections to the aforesaid Petition, and

WHEREAS, a Notice of said hearing was published in a newspaper having a general circulation within the said Lakeside Water District and within the territory sought to be annexed thereto, said Notice having been published at least fifteen days prior to the date set for hearing, as provided by law, and

WHEREAS, no objections were made to said Petition at said hearing, and

WHEREAS, the Court having examined said Petition and finding that the same was sufficient and conformed with statutes in such case made and provided, and

WHEREAS, the Court ordered the question of annexation of said territory to the Lakeside Water District, Jackson County, Illinois, be submitted to the Board of Trustees of the Lakeside Water District, as provided by law, and

WHEREAS, a certified copy of said order was filed with the Chairman of the Board of Trustees of the Lakeside Water District, Jackson County, Illinois.

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE LAKESIDE WATER DISTRICT, JACKSON COUNTY, ILLINOIS, that the following described territory, to-wit:

The South One Half (S $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Thirty-Two (32), Township Nine (9) South, Range One (1) East of the Third Principal Meridian, except the following tract; Beginning at the Southeast corner of the above described 80 acre tract; thence run North 728 feet; thence run West 208 feet; thence run South 728 feet to the South line of said 80 acre tract; thence run East 208 feet, to the point of beginning. Subject to an easement of right of way to use

as a means of ingress and egress to and from the above mentioned tract excepted, the present existing North and South road along the East edge of said 80 acre tract. Situated in the in the County of Williamson and State of Illinois.

be and the same is hereby annexed and made a part of the Lakeside Water District, Jackson County, Illinois, for all purposes.

This Ordinance shall be in full force and effect from and after its passage, approval and recording in accordance with law.

Approved: _____

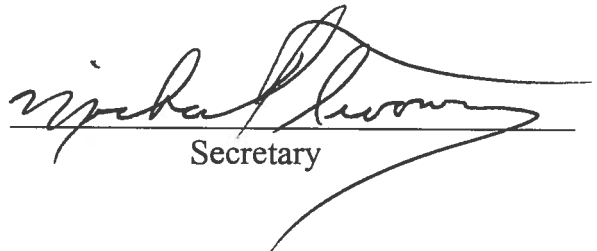

Chairman

Passed: July 8, 2002

Approved: July 8, 2002

Recorded: July 8, 2002

Attest: _____


Secretary

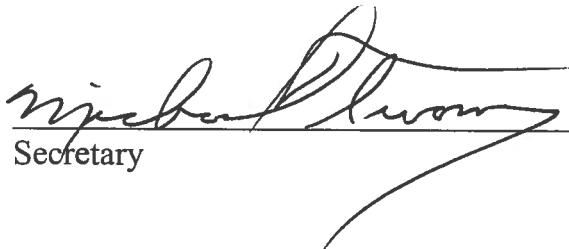
CERTIFICATE

I, Michael R. Twomey, do hereby certify that I am the duly qualified and acting Secretary of the Board of Trustees of Lakeside Water District, Jackson County, Illinois, and as such, I am the keeper of the records and files of said Board.

I further certify that the foregoing is a full, true and complete copy of Ordinance No. 38 of the Ordinances of said Lakeside Water District, providing for the annexation of territory to said Lakeside Water District, as the same was passed at a regular meeting of said Board of Trustees on the 8th day of July, 2002.

I further certify that the foregoing is a true and complete copy of said Ordinance No. 38 of said Lakeside Water District, as it appears in the Minutes of said meeting.

Dated this 8th day of June, 2002.


Secretary

ORDER OF ANNEXATION

STATE OF ILLINOIS)
)
COUNTY OF JACKSON)

SS.

IN THE CIRCUIT COURT OF
THE FIRST JUDICIAL CIRCUIT
JACKSON COUNTY, ILLINOIS

IN RE: Petition for the Annexation No. 60-4
 of Territory to the Lakeside
 Water District, Jackson County,
 Illinois.

02 JUN 28 AM 9:23
FILED
Christina R. Smith
CIRCUIT CLERK
JACKSON COUNTY

Now on this 28th day of June, 2002, this matter coming on to be heard before a Circuit Judge of the Circuit Court of the First Judicial Circuit, Jackson County, Illinois, upon the Petition filed herein requesting annexation of certain property therein described to the Lakeside Water District, Jackson County, Illinois.

And it appearing to the Court that the said Lakeside Water District, Jackson County, Illinois, is a public water district organized and existing under an Act of the Legislature of the State of Illinois entitled, "An Act in Relation to Public Water Districts, approved July 25, 1945, L. 1945, p. 1187. Title as amended by Act approved June 13, 1957, L. 1957, p. 612."

And it further appearing that the above-named territory as described in the aforesaid Petition and sought to be annexed to said Lakeside Water District is contiguous to said Lakeside Water District and is not included in any other public water district, and is so situated that the extension of waterworks properties into said territory will be conducive to the preservation of the public health, comfort and convenience of such territory.

And it further appearing that said Petition is addressed to the Circuit Judge of said Jackson County, and is in due and proper form and signed by more than the requisite number of legal voters residing within the said territory, being a number more than two-thirds of the legal voters resident within said territory, and that said Petition was filed on

the 28th day of June, 2002, in the office of the Circuit Clerk of said Jackson County, as provided by law.

And this matter now coming on to be heard upon said Petition, and it appearing that the court has jurisdiction of the subject matter and of all parties in interest, and evidence in support of said Petition having been heard and considered, and the said Petition having been examined and considered by said Circuit Judge, the said Circuit Judge finds as follows:

That said Petition is addressed to said Circuit Judge and is in due and proper form and is signed by more than the requisite number of legal voters resident within the territory therein described, being a number more than two-thirds of the legal voters resident therein; that said Petition was filed on the 6th day of June, 2002, in the office of the Circuit Clerk of said County of Jackson, that said Petition contains a definite description of the territory sought to be annexed to the Lakeside Water District; that all of the aforesaid territory sought to be annexed to the Lakeside Water District is contiguous to said Lakeside Water District and is not included in any other public water district, and is so situated that the extension of waterworks properties into said territory will be conducive to the preservation of the public health, comfort and convenience of such territory.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the question of annexation of the territory described in said Petition being: be submitted to the Board of Trustees of the Lakeside Water District for final action according to the statute in such case made and provided.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court immediately transmit a certified copy of this Order to the Chairman of the Board of Trustees of the Lakeside Water District.

Dated: June 28, 2002.

ENTER:

William B. Schmitt