

STATE OF ILLINOIS)
) SS
COUNTY OF WILL)

**BEFORE THE CORPORATE AUTHORITIES OF THE
VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS**

**IN THE MATTER OF A PETITION TO)
ANNEX CERTAIN TERRITORY)
TO THE VILLAGE OF ELWOOD)**

PETITION FOR ANNEXATION

**To the Honorable President and Board of Trustees
The Village of Elwood, Will County, Illinois:**

NOW COMES the undersigned Petitioner(s), the Owners of Records of the Territory hereafter described herein pursuant to Section 7-1-8 of the Illinois Municipal Code (65 ILCS 5/7-1-8) and, under oath, petitions the Corporate Authorities of the Village of Elwood, Will County, Illinois, as follows:

1. The Petitioner(s) are the owners of record of all land within the Territory described herein sought to be annexed to the Village of Elwood.
2. No electors reside on the land within the Territory.
3. The Petitioner(s) request the annexation of all land within the Territory legally described in **Exhibit A, Parcel 1** which is attached hereto and by reference specifically made a part hereof (herein sometimes referred to as Territory) to the Village of Elwood.
4. The Territory is not located within the corporate limits of any municipality and is contiguous to the Village of Elwood.
5. That the Village of Elwood does not provide fire protection nor a public library.

6. That the land to be annexed does not include any highway under the jurisdiction of any township.

WHEREFORE, the Petitioner(s) requests the Corporate Authorities of the Village of Elwood, Will County, Illinois, to annex the Territory to the Village of Elwood, Will County, Illinois.

Respectfully submitted,

OWNER(S) OF RECORD:

Signature

Signature

Printed Name

Printed Name

Address

Address

Signature

Signature

Printed Name

Printed Name

Address

Address

IF PROPERTY OWNED IN A LAND TRUST:

(Signature, full name and address of Land Trustee(s))

ATG Trust 006-027
Angelina McClain
Signature Land Trust Officer

ANGELA McCLAIN

Printed Name

ATG Trust Company
1 S. Wacker Dr., Ste. 2400
Address Chicago, IL 60606

Indication provision required in
submitting ATG Trust Company
entity documents or files with the
Board of Appeals or the
Department of Planning and
Development.

Signature

Printed Name

Address

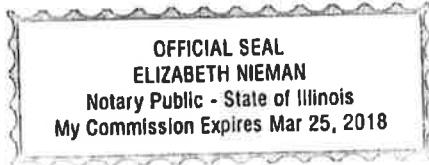
It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against ATG Trust Company or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee, whether or not in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

ATG TRUST COMPANY

ATG TRUST COMPANY
COURT OF COMMON PLEAS
COURT OF APPEALS
COURT OF APPEALS
COURT OF APPEALS

THE SIGNATORIES, HAVING BEEN ADVISED ON THE PENALTIES OF PERJURY, APPEARED BEFORE ME THIS 30 DAY OF NOV, 2016, AND STATED ON OATH THAT THE ASSERTIONS WITHIN THIS PETITION ARE TRUE AND CORRECT, AND IF CALLED UPON, COULD TESTIFY COMPETENTLY TO SAME.

Elizabeth Nieman
NOTARY PUBLIC



Prepared by: Thomas J. Gilbert, Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd., of 9990 West 190th St., Suite A, Mokena IL 60448

EXHIBIT A

File Edit View Go Tools Window Help

OConnor-Parcels-2014.pdf (1 page)

95% Sat 10:22 AM

PARCEL 1

THAT PART OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 29, IN TOWNSHIP 34 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN; DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTH HALF OF THE SOUTHWEST QUARTER; THENCE SOUTH 88 DEGREES 11 MINUTES 31 SECONDS WEST ALONG THE SOUTH LINE OF SAID NORTH HALF OF THE SOUTHWEST QUARTER 1176.38 FEET; THENCE NORTH 33 DEGREES 56 MINUTES 34 SECONDS EAST 79.10 FEET TO THE POINT OF BEGINNING (PARCEL 1); THENCE NORTH 60 DEGREES 08 MINUTES 09 SECONDS WEST 500.00 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 53; THENCE NORTHEASTERLY 750.18 FEET ALONG THE ARC OF SAID SOUTHEASTERLY RIGHT OF WAY LINE (THE CHORD OF WHICH BEARS NORTH 36 DEGREES 13 MINUTES 13 SECONDS EAST 750.06 FEET) TO THE SOUTH LINE OF THE NORTH 399.98 FEET OF THE AFORESAID SOUTHWEST QUARTER; THENCE NORTH 88 DEGREES 13 MINUTES 33 SECONDS EAST ALONG SAID SOUTH LINE 582.86 FEET; THENCE SOUTH 34 DEGREES 10 MINUTES 36 SECONDS WEST 1054.18 FEET TO THE POINT OF BEGINNING (PARCEL 1); EXCEPTING THEREFROM THAT PART CONVEYED BY TRUSTEE'S DEED, RECORDED FEBRUARY 3, 2009, AS DOCUMENT NUMBER R2009011971; IN WILL COUNTY, ILLINOIS. Containing 10.000 acres more or less.

PARCEL 2

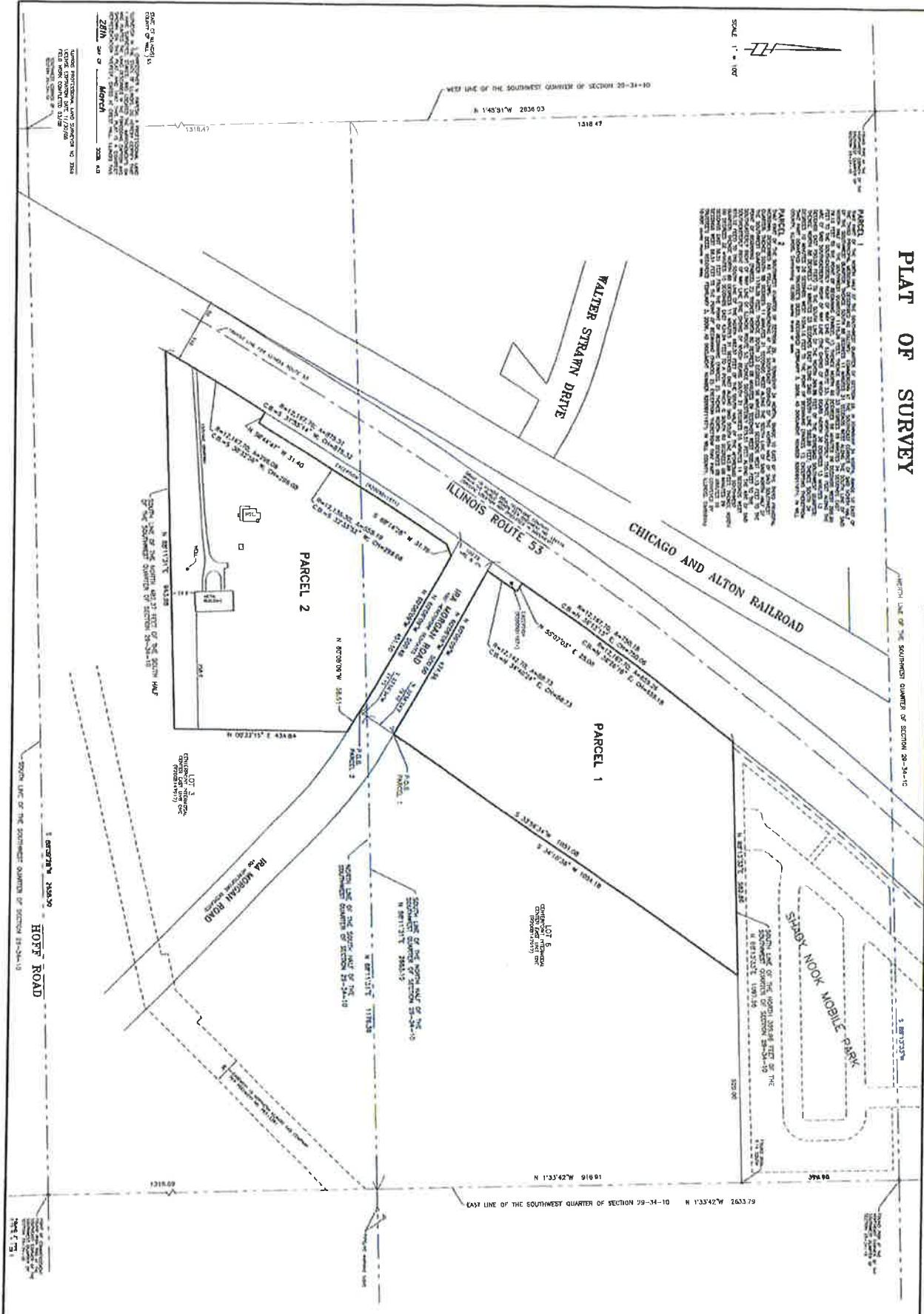
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Property Is Commonly known as: 26935 Route 53, Elwood, IL 60421

PIN Numbers: 10-11-29-300-016-0000 and 10-11-29-300-015-0000

PLAT OF SURVEY

Exhibit A



GEOTECH INC.
CONSULTING ENGINEERS — LAND SURVEYORS

PLAT OF SURVEY

DRAWN BY: RWD. JOB # 17243-1BDT
CHECKED BY: CWR DATE: 03/27/08

DATE BY REVISION

STATE OF ILLINOIS)
) SS
COUNTY OF WILL)

**BEFORE THE CORPORATE AUTHORITIES OF THE
VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS**

**IN THE MATTER OF A PETITION TO)
ANNEX CERTAIN TERRITORY)
TO THE VILLAGE OF ELWOOD)**

PETITION FOR ANNEXATION

**To the Honorable President and Board of Trustees
The Village of Elwood, Will County, Illinois:**

NOW COMES the undersigned Petitioner(s), the Owners of Records of the Territory hereafter described herein pursuant to Section 7-1-8 of the Illinois Municipal Code (65 ILCS 5/7-1-8) and, under oath, petitions the Corporate Authorities of the Village of Elwood, Will County, Illinois, as follows:

1. The Petitioner(s) are the owners of record of all land within the Territory described herein sought to be annexed to the Village of Elwood.
2. The undersigned electors reside on the land within the Territory and are at least 51% of the total electors residing on the land within the Territory.
3. The Petitioner(s) request the annexation of all land within the Territory legally described in **Exhibit A, Parcel 2** which is attached hereto and by reference specifically made a part hereof (herein sometimes referred to as Territory) to the Village of Elwood.
4. The Territory is not located within the corporate limits of any municipality and is contiguous to the Village of Elwood.
5. That the Village of Elwood does not provide fire protection nor a public library.

6. That the land to be annexed does not include any highway under the jurisdiction of any township.

WHEREFORE, the Petitioner(s) requests the Corporate Authorities of the Village of Elwood, Will County, Illinois, to annex the Territory to the Village of Elwood, Will County, Illinois.

Respectfully submitted,

OWNER(S) OF RECORD:

Signature

Signature

Printed Name

Printed Name

Address

Address

Signature

Signature

Printed Name

Printed Name

Address

Address

IF PROPERTY OWNED IN A LAND TRUST:

(Signature, full name and address of Land Trustee(s))

ATG Trust 006-022
Angela McClain

Signature

Land Trust Officer

Signature

ANGELA McCLAIN

Printed Name

Printed Name

ATG Trust Company
1 S. Wacker Dr., Ste. 2400
Address
Chicago, IL 60606

Address

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against ATG Trust Company or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee, whether or not in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

ATG Trust Company

10/22/2014

ELECTORS RESIDING IN THE TERRITORY:

Dennis O'Connor

Signature

Signature

DENNIS OCONNOR

Printed Name

Printed Name

26935 State Rt. 53, Elwood, IL 60421

Address

Address

Terrance F.O'Connor

Signature

Signature

Terrance F.O'Connor

Printed Name

Printed Name

26935 Stet 53, Elwood, IL 60421

Address

Address

Signature

Signature

Printed Name

Printed Name

Address

Address

Signature

Signature

Printed Name

Printed Name

Address

Address

THE SIGNATORIES, HAVING BEEN ADVISED ON THE PENALTIES OF PERJURY, APPEARED BEFORE ME THIS 30 DAY OF Nov, 2016, AND STATED ON OATH THAT THE ASSERTIONS WITHIN THIS PETITION ARE TRUE AND CORRECT, AND IF CALLED UPON, COULD TESTIFY COMPETENTLY TO SAME.

Elizabeth Niles
NOTARY PUBLIC

OFFICIAL SE
ELIZABETH NILES
Notary Public - State
Commission Expires

Prepared by: Thomas J. Gilbert, Ottosen Britz Kelly Cooper Gilbert & DiNolfo, Ltd., of 9990 West 190th St., Suite A, Mokena IL 60448

EXHIBIT A

PARCEL 1

THAT PART OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 29, IN TOWNSHIP 34 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN; DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTH HALF OF THE SOUTHWEST QUARTER; THENCE SOUTH 88 DEGREES 11 MINUTES 31 SECONDS WEST ALONG THE SOUTH LINE OF SAID 79.10 FEET TO THE POINT OF BEGINNING (PARCEL 1); THENCE NORTH 60 DEGREES 08 MINUTES 09 SECONDS WEST 500.00 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 53; THENCE NORTHEASTERLY 750.18 FEET ALONG THE ARC OF SAID SOUTHEASTERLY RIGHT OF WAY LINE (THE CHORD OF WHICH BEARS NORTH 36 DEGREES 13 MINUTES 13 SECONDS EAST 750.06 FEET) TO THE SOUTH LINE OF THE NORTH 399.98 FEET OF THE AFORESAID SOUTHWEST QUARTER; THENCE NORTH 88 DEGREES 13 MINUTES 33 SECONDS EAST ALONG SAID SOUTH LINE 582.86 FEET; THENCE SOUTH 34 DEGREES 10 MINUTES 36 SECONDS WEST 1054.18 FEET TO THE POINT OF BEGINNING (PARCEL 1); EXCEPTING THEREFROM THAT PART CONVEYED BY TRUSTEE'S DEED, RECORDED FEBRUARY 3, 2009, AS DOCUMENT NUMBER R2009011971; IN WILL COUNTY, ILLINOIS. Containing 10.000 acres more or less.

PARCEL 2

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 29, IN TOWNSHIP 34 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN; DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE NORTH HALF OF SAID SOUTHWEST QUARTER; THENCE SOUTH 88 DEGREES 11 MINUTES 31 SECONDS WEST ALONG THE SOUTH LINE OF SAID NORTH HALF OF THE SOUTHWEST QUARTER 1176.38 FEET; THENCE SOUTH 33 DEGREES 56 MINUTES 34 SECONDS WEST 21.15 FEET TO THE POINT OF BEGINNING (PARCEL 2); THENCE NORTH 60 DEGREES 08 MINUTES 09 SECONDS WEST 500.48 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 53; THENCE SOUTHWESTERLY 875.51 FEET ALONG THE ARC OF SAID SOUTHEASTERLY RIGHT OF WAY LINE (THE CHORD OF WHICH BEARS SOUTH 31 DEGREES 55 MINUTES 14 SECONDS WEST 875.32 FEET) TO THE SOUTH LINE OF THE NORTH 482.37 FEET OF THE SOUTH HALF OF THE AFORESAID SOUTHWEST QUARTER; THENCE NORTH 88 DEGREES 11 MINUTES 31 SECONDS EAST ALONG SAID SOUTH LINE 943.98 FEET; THENCE NORTH 00 DEGREES 32 MINUTES 15 SECONDS EAST 434.84 FEET TO A POINT WHICH IS SOUTH 60 DEGREES 08 MINUTES 09 SECONDS EAST 58.51 FEET FROM THE POINT OF BEGINNING (PARCEL 2); THENCE NORTH 60 DEGREES 08 MINUTES 09 SECONDS WEST 58.51 FEET TO THE POINT OF BEGINNING (PARCEL 2); EXCEPTING THEREFROM THAT PART CONVEYED BY TRUSTEE'S DEED, RECORDED FEBRUARY 3, 2009, AS DOCUMENT NUMBER R2009011971; IN WILL COUNTY, ILLINOIS. Containing 10.000 acres more or less.

Property Is Commonly known as: 26935 Route 53, Elwood, IL 60421

PIN Numbers: 10-11-29-300-016-0000 and 10-11-29-300-015-0000

**STATE OF ILLINOIS)
COUNTY OF WILL)
) SS**

**BEFORE THE CORPORATE AUTHORITIES OF THE
VILLAGE OF ELWOOD, WILL COUNTY, ILLINOIS**

**IN THE MATTER OF A PETITION OF)
TERRANCE O'CONNOR AND)
DENNIS O'CONNOR FOR A)
ZONING MAP AMENDMENT)**

PETITION FOR ZONING MAP AMENDMENT
(Section 162.022)

**To the Honorable President and Village Board of Trustees
The Village of Elwood, Will County, Illinois:**

NOW COMES the undersigned Petitioners, the ATG Illinois Land Trust No. 006-027, the Owner of Record of all land within the territory described in **Exhibit A**, and Terrance O'Connor and Dennis O'Connor, beneficiaries thereof with the power to direct said Trust, and pursuant to Section 162.022 of the Village of Elwood Code of Ordinances, petitions the Corporate Authorities of the Village of Elwood, Will County, Illinois, for a zoning map amendment from G-R General Residence District to C-2 Community Shopping District, and in support hereof states the following:

1. The Petitioners are the owners of record of all land within the territory hereafter described for which a zoning map amendment is sought in **Exhibit A** (hereinafter the "TERRITORY").
2. The existing use on zoning of properties in the immediate area of the TERRITORY is multi-family residential and large scale planned industrial with industrial park overlay.

3. The zoning classification of property within the general area of the TERRITORY is R-3 Multi-Family Residential and I-4 Large Scale Planned Industrial with Industrial Park overlay.

4. The Petitioners intend to use the TERRITORY for commercial purposes. Accordingly, the requested zoning will permit a use which is more suitable than the TERRITORY's use as residential/agricultural.

5. The trend of development in the general area of the property in question, as contemplated by the Village's Comprehensive Land Use Plan, is commercial and light industrial. (See **Exhibit B** – Village of Elwood's Comprehensive Land Use Plan)

6. The property has not been vacant as zoned considered in the context of land development in the area surrounding the TERRITORY.

7. Property values will not be diminished by the proposed use of the property as C-2 Community Shopping District.

8. Adequate public facilities and services exist.

9. There is no relative gain to the public where the TERRITORY is limited to residential use. The rezoning of the Territory will allow Petitioners to continue to establish commercial enterprises in the Village of Elwood, which may provide job opportunities and real estate tax revenues.

10. The Petitioners will suffer should the property not be zoned as requested, or not be permitted to be used for commercial purposes, and/or ancillary uses.

11. If the TERRITORY is not zoned as requested nor allowed to be used for commercial purposes, Petitioners may choose not to permit the TERRITORY to be annexed by the Village of Elwood.

12. That the proposed use of the TERRITORY is consistent with Petitioner's requested amendments to the Village of Elwood Comprehensive Land Use Plan. (See Exhibit B).

13. That concurrently submitted with this Petition, Petitioner has submitted petitions for annexation.

WHEREFORE, the Petitioner requests that appropriate hearings be conducted, findings of fact made, and an appropriate ordinance be adopted providing for a zoning map amendment changing the zoning of the TERRITORY to C-2 Community Shopping District.

Dated this 14 day of December, 2016

Respectfully submitted,

ATG Illinois Land Trust No. 006-027

By: Angela McLean 11-30-16
Land Trust Officer

Terrence O'Connor
TERRENCE O'CONNOR
A

Dennis O'Connor
DENNIS O'CONNOR

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against ATG Trust Company or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee, whether or not in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

ACKNOWLEDGEMENT

STATE OF ILLINOIS
Cook) SS

COUNTY OF WILL)
ANGELA MCCLAIN Land Trust Officer

THE SIGNATORIES, HAVING BEEN ADVISED ON THE PENALTIES OF PERJURY,
APPEARED BEFORE ME THIS 20 DAY OF NOV, 2016, AND
STATED ON OATH THAT THE ASSERTIONS WITHIN THIS PETITION ARE TRUE
AND CORRECT, AND IF CALLED UPON, COULD TESTIFY COMPETENTLY TO
SAME.

NOTARY PUBLIC

SUBSCRIBED and SWORN to
before me this 20 day of
November, 2016

Elizabeth Nieman
Notary Public



State of Illinois)
County of Will)

I, the undersigned, a Notary Public in and for said county and state do hereby certify that
Terrance O'Connor and Dennis O'Connor

Personally known to me to be the same person(s) whose name(s) are subscribed to the forgoing
instrument, appeared before me this day in person, and acknowledged that her/she/they signed
and delivered the said instrument as his/her/their free and voluntary act, for the uses and
purposes therein set forth.

Given under my hand and official seal, this 7th day of December, 2016.



Notary Public Julie A. Friebele



HE

EXHIBIT A

PARCEL 1

THAT PART OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 29, IN TOWNSHIP 34 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN; DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID NORTH HALF OF THE SOUTHWEST QUARTER; THENCE SOUTH 88 DEGREES 11 MINUTES 31 SECONDS WEST ALONG THE SOUTH LINE OF SAID NORTH HALF OF THE SOUTHWEST QUARTER 1176.38 FEET; THENCE NORTH 33 DEGREES 56 MINUTES 34 SECONDS EAST 79.10 FEET TO THE POINT OF BEGINNING (PARCEL 1); THENCE NORTH 60 DEGREES 08 MINUTES 09 SECONDS WEST 500.00 FEET TO THE SOUTHEASTERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 53; THENCE NORTHEASTERLY 750.18 FEET ALONG THE ARC OF SAID SOUTHEASTERLY RIGHT OF WAY LINE (THE CHORD OF WHICH BEARS NORTH 36 DEGREES 13 MINUTES 13 SECONDS EAST 750.06 FEET) TO THE SOUTH LINE OF THE NORTH 399.98 FEET OF THE AFORESAID SOUTHWEST QUARTER; THENCE NORTH 88 DEGREES 13 MINUTES 33 SECONDS EAST ALONG SAID SOUTH LINE 582.86 FEET; THENCE SOUTH 34 DEGREES 10 MINUTES 36 SECONDS WEST 1054.18 FEET TO THE POINT OF BEGINNING (PARCEL 1); EXCEPTING THEREFROM THAT PART CONVEYED BY TRUSTEE'S DEED, RECORDED FEBRUARY 3, 2009, AS DOCUMENT NUMBER R2009011971; IN WILL COUNTY, ILLINOIS. Containing 10.000 acres more or less.

PARCEL 2

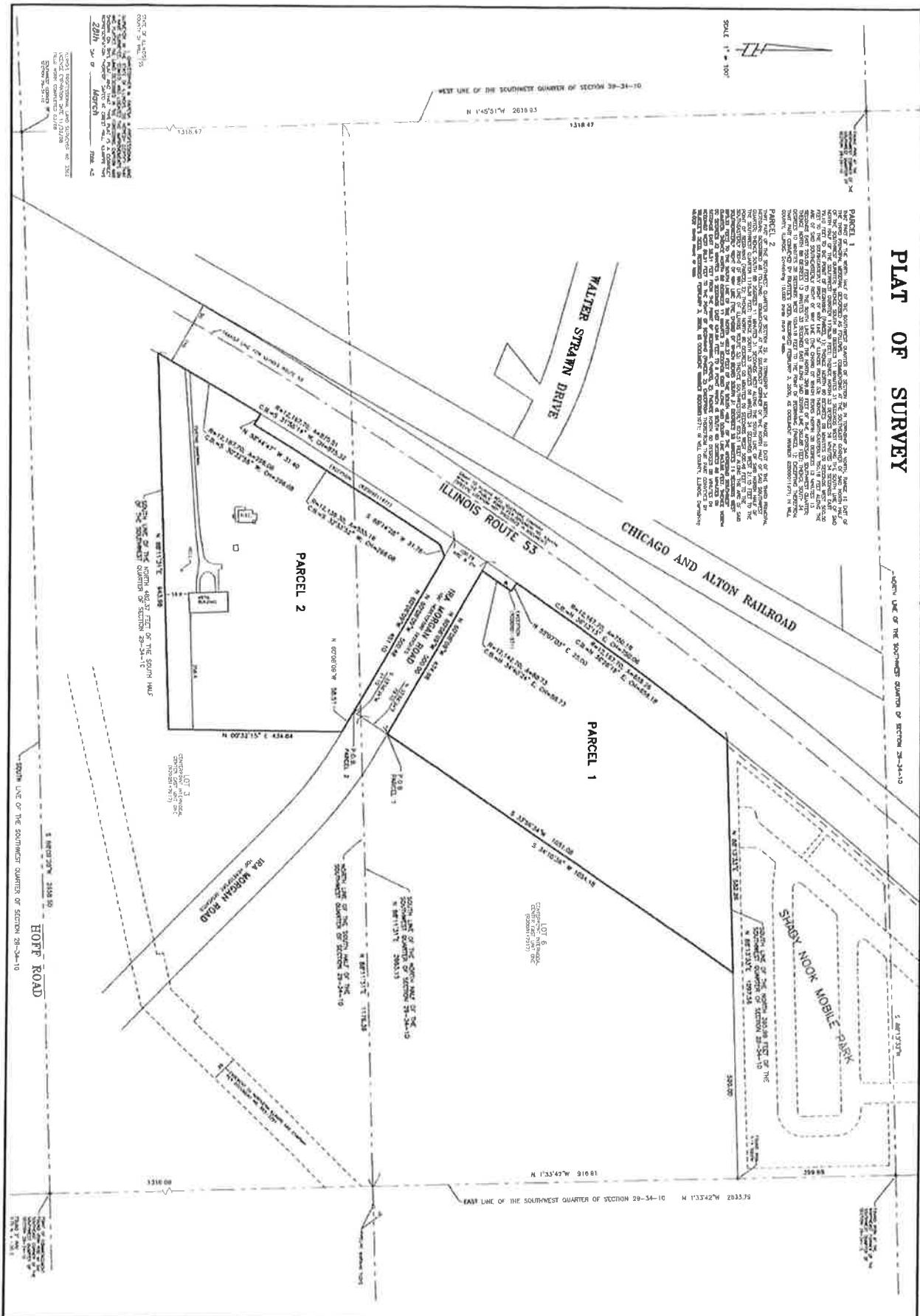
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Property is Commonly known as: 26935 Route 53, Elwood, IL 60421

PIN Numbers: 10-11-29-300-016-0000 and 10-11-29-300-015-0000

PLAT OF SURVEY

1. NORTH, 100' OF THE SOUTHERN QUARTER OF SECTION 22.



GEOTECH INC.
CONSULTING ENGINEERS — LAND SURVEYORS

1203 LIDDELLWOOD DRIVE CREST HILL, ILLINOIS 60403 615/730-1010

PLAT OF SURVEY

DRAWN BY: R.M.D. JOB # 17243-IDOT
CHECKED BY: C.M.P. DATE: 03/27/08

8/18/2014 REVISED LEGAL DESCRIPTION
TO ADD EXCEPTIONS (REMARKS)

Exhibit B

