



### **Aerial Photograph**

2400 Spring Creek Road Barrington Hills, Illinois

# Petition for Disconnection of Certain Real Property from the Village of Barrington Hills 2400 Spring Creek Road, Barrington Hills, IL 60010 Pursuant to the Provisions of 65 ILCS 5/7-3-4

This Petition for Disconnection, dated this 17<sup>th</sup> day of July, 2017, is made by BHFW, LLC, an Illinois limited liability company, d/b/a Barrington Hills Farm (hereinafter referred to as "Owner"), to the Village of Barrington Hills, an Illinois municipal corporation (hereinafter referred to as the "Village").

WHEREAS, Section 65 ILCS 5/7-3-4 of the Illinois Municipal Code provides:

Any territory, within any municipality, which is upon the border but within the boundary of the municipality may be disconnected from the municipality, in the discretion of its corporate authorities as follows: A written petition, signed by owners of record representing a majority of the area of land in such territory, shall be filed with the clerk of the municipality, requesting that the specified territory be disconnected from the municipality. The petition shall be filed at least 30 days before it is considered by the corporate authorities. The petition shall be accompanied with the certificate of the proper county clerk, showing that all city taxes or assessments due up to the time of presenting the petition are fully paid. The corporate authorities, in their discretion, may disconnect the territory from the municipality, by an ordinance passed by a majority of the members elected to the city council, or board of trustees, as the case may be.

WHEREAS, the undersigned Owner is the sole owner of record of certain real property legally described on **Exhibit A** attached hereto and made part hereof and having the common address of 2400 Spring Creek Road, Parcel Identification Number: 19-25-400-005 (the "Subject Territory");

WHEREAS, the Subject Territory is currently situated within the Village's corporate limits but is contiguous on three sides to real property, also owned by Owner, in unincorporated McHenry County;

WHEREAS, Owner desires to disconnect the Subject Territory, including that portion lying within Spring Road) from the Village in accordance with the provisions of 65 ILCS 5/7-3-4;

WHEREAS, in accordance with 65 ILCS 5/7-3-4 Owner is filing or has filed this Petition with the Clerk of the Village at least 30 days prior to the corporate authorities considering this Petition; and

WHEREAS, attached hereto as **Exhibit B** and made part hereof is a certificate of the McHenry County Clerk showing all Village taxes or assessments due up to the time of Owner presenting this Petition are fully paid.

NOW, THEREFORE, Owner hereby specifically petitions and requests that the Village take all necessary and appropriate actions as required to disconnect the Subject Territory from the Village, including the adoption of an Ordinance consenting to and providing for said disconnection, pursuant to 65 ILCS 5/7-3-4.

#### Signature Page to

Petition for Disconnection of Certain Real Property from the Village of Barrington Hills 2400 Spring Creek Road, Barrington Hills, IL 60010 Pursuant to the Provisions of 65 ILCS 5/7-3-4

**OWNER:** 

BHFW, LLC, an Illinois limited liability company

Name: JR Davis, Chairman

State of Illinois

)SS

County of Cook

**ACKNOWLEDGMENT** 

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that JR Davis, personally known to me to be the Chairman of BHFW, LLC, an Illinois Limited Liability Company, d/b/a Barrington Hills Farm, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that, as such Chairman, he signed and delivered the said instrument and caused the corporate seal of said company to be affixed thereto, pursuant to authority given by the company, as his free and voluntary act, and as the free and voluntary act and deed of said company, for the uses and purposes therein set forth.

GIVEN under my hand and official seal, this 17<sup>th</sup> day of July, 2017. nielle Methy (asse) Notary Public

ANIELLE MELTZER CASSEL NOTARY PUBLIC, STATE OF ILLINOIS Commission Expires 02/01/2020

RECEIVED by me on behalf of the VILLAGE OF BARRINGTON HILLS this 17 day of

By:

July, 2017.

Name: Anna Paul Title: Village Clerk

VILLAGE OF BARRINGTON HILLS

2997284.4

### EXHIBIT A LEGAL DESCRIPTION OF SUBJECT TERRITORY TO BE DISCONNECTED

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 25, TOWNSHIP 43 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SAID SOUTHEAST QUARTER; THENCE NORTH 0 DEGREES, 05 MINUTES, 37 SECONDS WEST, ALONG THE WEST LINE OF SAID EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE NORTHERLY EXTENSION THEREOF, FOR A DISTANCE OF 1373.35 FEET; THENCE NORTH 88 DEGREES, 21 MINUTES, 14 SECONDS EAST, 527.41 FEET; THENCE SOUTH 82 DEGREES, 09 MINUTES, 52 SECONDS EAST, 57.52 FEET; THENCE SOUTH 62 DEGREES, 01 MINUTES, O1 SECONDS EAST, 64.86 FEET; THENCE SOUTH 45 DEGREES, 20 MINUTES, 08 SECONDS EAST, 71.53 FEET; THENCE SOUTH 35 DEGREES, 42 MINUTES, 14 SECONDS EAST, 69.88 FEET; THENCE SOUTH 26 DEGREES, 51 MINUTES, 53 SECONDS EAST, 72.88 FEET; THENCE SOUTH 13 DEGREES, 02 MINUTES, 41 SECONDS EAST, 89.19 FEET; THENCE SOUTH 22 DEGREES, 32 MINUTES, 18 SECONDS EAST, 59.63 FEET: THENCE SOUTH 26 DEGREES, 54 MINUTES, 39 SECONDS EAST, 82.40 FEET: THENCE SOUTH 18 DEGREES, 52 MINUTES, 55 SECONDS EAST, 96.11 FEET; THENCE SOUTH 06 DEGREES, 20 MINUTES, 47 SECONDS WEST, 99.03 FEET; THENCE SOUTH 02 DEGREES, 05 MINUTES, 01 SECONDS EAST, 762.42 FEET TO A POINT ON THE SOUTH LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89 DEGREES, 15 MINUTES, 51 SECONDS WEST, 892.03 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING, IN MCHENRY COUNTY, ILLINOIS.

GROSS AREA: 1,152,442 SQUARE FEET OR 26.456 ACRES MORE OR LESS.

NET AREA: 1,116,789 SQUARE FEET OR 25.637 ACRES MORE OR LESS.

AREA IN 40 FOOT STRIP: 35,653 SQUARE FEET OR 0.818 ACRES MORE OR LESS.

## EXHIBIT B MCHENRY COUNTY CLERK CERTIFICATE

#### COUNTY CLERK'S CERTIFICATION OF PAID REAL ESTATE TAXES

Re: Petition for Disconnection of Certain Real Property from the Village of Barrington Hills Pursuant to the Provisions of 65 ILCS 5/7-3-4

Address: 2400 Spring Creek Road, Barrington Hills, IL 60010
PIN: 19-25-400-005
STATE OF ILLINOIS)

County of McHenry )

I, Mary E. McClellan, County Clerk of McHenry County, Illinois do hereby certify that there are no delinquent general taxes, no unpaid current general taxes, no unpaid forfeited taxes, and no redeemable tax against any of the land included in captioned property index number and address.

I further certify that all statutory fees in connection with this certification have been paid in full.

Given under my hand and seal of the County at Woodstock, Illinois this May of July,

2017.

County Cherr

**SEAL**