



# AFFIDAVIT OF EXCEPTION TO THE PLAT ACT

-765 ILCS 205

State of Illinois )  
) SS  
County of Winnebago )

\_\_\_\_\_, being duly sworn on oath, states that he/she  
resides at \_\_\_\_\_, and the attached deed represents:  
*Print Name*  
*Street Address* *City / State / ZIP*

## Review and Initial the Exemption Which is Applicable to the Attached Deed:

- The attached deed does not represent any type of division of an existing parcel of land.
- The division or subdivision of land into parcels or tracts of five (5) acres or more in size which does not involve any new streets or easements of access.
- The division of lots or blocks of less than one (1) acre in any recorded subdivision which does not involve any new streets or easements of access.
- The sale or exchange of parcels of land between owners of adjoining and contiguous land.
- The conveyance of parcels of land or interests therein for use as a right-of-way for railroads or other public utility facilities and other pipe lines, which does not involve any new streets or easements of access.
- The conveyance of land owned by a railroad or other public utility which does not involve any new streets or easements of access.
- The conveyance of land for highway or other public purpose or grants or conveyances relating to the dedication of land for public use or instruments relating to the vacation of land impressed with a public use.
- The conveyance is made to correct descriptions in prior conveyances.
- The sale or exchange of parcels or tracts of land following the division into no more than two (2) parts of a particular parcel or tract of land existing on July 17, 1959, and not involving any new streets or easements of access.
- The sale of a single lot of less than five (5) acres from a larger tract when a survey is made by an Illinois Registered Land Surveyor; provided, that this exemption shall not apply to the sale of any subsequent lots from the same larger tract of land, as determined by the dimensions and configuration of the larger tract on October 1, 1973, and provided also that this exemption does not invalidate any local requirements applicable to the subdivision of land.

Note: Winnebago County's zoning ordinance states that newly created agriculture parcels with less than six (6) acres or frontage of less than 250 ft. requires a Special Use Permit. See Regional Planning & Economic Development Department, Zoning Division, Room 403, for details.

Section 765 ILCS 205/5 of the Illinois Compiled Statutes states that whoever knowingly submits a false affidavit is in violation and may be prosecuted. This non-compliance may also result in your revision not being processed.

Affiant further states that this affidavit is made and submitted for the purpose of inducing the Recorder of Winnebago County, Illinois to accept the attached deed for recording.

\_\_\_\_\_  
*Signature*  
Subscribed and Sworn to Before Me On This \_\_\_\_\_ Day of \_\_\_\_\_, 20 \_\_\_\_\_.

Notary: \_\_\_\_\_ (Notary seal)  
*Notary's Signature*

This affidavit only ensure the Recorder's Office compliance with the State Plat Act. If the property is located within a municipality or within 1 ½ miles of a municipality, local ordinances may apply. For your protection, it is recommended that you have this land division reviewed and approved by the municipality.

Name of Municipality where property is located: \_\_\_\_\_

\_\_\_\_\_  
Municipal Planning Officials Signature

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Municipal Address Official's Signature  
(may be same as Planning Official)

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Date

Property Address(es) is (are) attached:  
\_\_\_\_\_ Yes \_\_\_\_\_ No

This form provided by:  
Winnebago County Recorder's Office, Lori Gummow  
404 Elm Street, Room 405, Rockford, IL 61101