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Recorder's Stamp

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

FREMONT INVESTMENT & LOAN )

PLAINTIFF, )

VS. )

TRACY A. SHYMKUS, RICHARD WITHERSPOON III, )  
AVERS-AINSLIE CONDOMINIUM, UNKNOWN OWNERS, )  
GENERALLY, AND NON-RECORD CLAIMANTS. )

DEFENDANTS. )

NO: 02CH-22057

**NOTICE OF FORECLOSURE  
(LIS PENDENS NOTICE)**

Pursuant to 735 ILCS 5/15-1503 and 5/2-1901, the undersigned certifies that the above entitled cause was filed on ~~DEC 09 2002~~ 12/10/02 and is now pending.

1. Name of the Plaintiff and the case number are identified above.
2. The Court in which said action was brought is identified above.
3. The name of the title holders of record are: Tracy A. Shymkus and Richard Witherspoon III;
4. The real estate to be foreclosed is legally described on Exhibit A;
5. The common address of the property is: 4855 North Avers Avenue, Chicago, IL 60625
6. The permanent real estate index number is: 13-11-324-035-1008

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7. The mortgages sought to be foreclosed are further identified as follows:

- (a) Name of Mortgagor(s): Tracy A. Shymkus, and Richard Witherspoon III
- (b) Name of Mortgagee in the Mortgage: Fremont Investment & Loan
- (c) Date and Place of Recording: March 2, 2001, Cook County Recorder's Office
- (d) Identification of Recording: Document No. 0010170614
- (e) Interest encumbered by the Mortgage: Fee Simple;

  
\_\_\_\_\_  
Attorney of Record

Prepared by and after  
recording return to:  
Kluever & Platt, LLC  
65 E. Wacker Place, Ste. 1700  
Chicago, IL 60601  
(312) 201 66 79  
Attorney No. 38413

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## EXHIBIT A

### LEGAL DESCRIPTION:

#### PARCEL 1:

UNIT NO. 4855-2 IN AVERS-AINSLIE CONDOMINIUM, AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE: LOTS 1 AND 2 IN BLOCK 2 IN THE RESUBDIVISION OF LOTS 25 TO 48, INCLUSIVE, IN BLOCK 1, ALSO OF LOTS 30 TO 47, INCLUSIVE, IN BLOCK 2 IN FIELDS ADDITION TO ALBANY PARK, A SUBDIVISION OF THE SOUTHWEST 1/4 OF THAT PART BETWEEN THE EAST 60 ACRES AND THE WEST 60 ACRES OF THE SOUTHWEST 1/4 IN SECTION 11, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN; WHICH SURVEY IS ATTACHED TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 00747740, TOGETHER WITH AN UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, IN COOK COUNTY, ILLINOIS.

#### PARCEL 2:

THE EXCLUSIVE RIGHT TO USE STORAGE SPACE S-3, A LIMITED COMMON ELEMENT AS DELINEATED ON THE SURVEY ATTACHED TO THE DECLARATION AFORESAID RECORDED AS DOCUMENT NUMBER 00747740.

P.I.N. 13-11-324-035-1008

COMMON ADDRESS: 4855 North Avers Avenue, Chicago, IL 60625

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