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

NORTHWESTERN NATIONAL LIFE)
INSURANCE COMPANY and THE)
NORTH ATLANTIC LIFE INSURANCE)
COMPANY OF AMERICA,)

Plaintiffs,)

v.)

No. 93 CH 747

CHICAGO CITY BANK AND TRUST)
COMPANY, not personally but)
solely as Trustee under Trust)
Agreement dated January 4,)
1980 and known as Trust No.)
10689; WACKER PARTNERS; THE)
HIMMEL CORPORATION; EPSTEIN)
PARTNERSHIP; MILES MANAGEMENT)
CORPORATION; FRANKLIN GLASS,)
INC.; CITICORP LEASING, INC.;)
CITICORP INDUSTRIAL CREDIT,)
INC.; ADVENT REALTY LIMITED)
PARTNERSHIP; NONRECORD)
CLAIMANTS AND UNKNOWN OWNERS,)

Defendants.)

MILES MANAGEMENT CORPORATION;)
KIMCO CORPORATION; MARITIME)
CONSTRUCTION COMPANY; AND)
EDWARD MROZEK D/B/A MROZEK)
CABINET COMPANY,)

Defendants/Counterplaintiffs.)

DEPT-01 RECORDING \$33.50
140000 TRAN 5512 12/14/93 11:24:00
14837 * -03-019945
COOK COUNTY RECORDER

JUDGMENT OF FORECLOSURE BY CONSENT

THIS CAUSE having been heard by this court upon the Motion of the Plaintiffs, NORTHWESTERN NATIONAL LIFE INSURANCE COMPANY and THE NORTH ATLANTIC LIFE INSURANCE COMPANY OF AMERICA ("NWNL/NAL"), for entry of this Judgment of Foreclosure by Consent upon the Stipulation for Consent Foreclosure, proper and timely notice having been given, and the Court being fully advised in the premises, the court FINDS THAT:

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

NORTHWESTERN NATIONAL LIFE
INSURANCE COMPANY AND THE
NORTH ATLANTIC LIFE INSURANCE
COMPANY OF AMERICA,

Plaintiffs,

vs.
No. 22 CH 747

CHICAGO CITY BANK AND TRUST
COMPANY, not personally but
solely as trustee under Trust
Agreement dated January 4,
1960 and known as Trust No.
1000; WALTER PARTNER; THE
KIMMEL CORPORATION; PERKINS
PARTNERSHIP; MILES MANAGEMENT
CORPORATION; FRANKLIN GIBBS
INC.; CITICORP LEASING, INC.;
CITICORP INDUSTRIAL CREDIT
INC.; ADVENT REALTY LIMITED
PARTNERSHIP; ROBERTSON
CRANFORDS AND UNKNOWN OWNERS.

Defendants.

MILES MANAGEMENT CORPORATION;
KIMMEL CORPORATION; MARITIME
CONSTRUCTION COMPANY; AND
EDWARD PROSEK DATA PROCESS
CABINET COMPANY,

Defendants, Co-defendants.

PLAINT OF PLAINTIFFS BY COMPLAINT

THIS CASE HAVING BEEN FILED BY THIS COURT UNDER THE
SECTION OF THE STATUTES OF ILLINOIS, NORTHWESTERN NATIONAL LIFE INSURANCE
COMPANY AND THE NORTH ATLANTIC LIFE INSURANCE COMPANY OF AMERICA
("INSURERS"), FOR RECOVERY OF THE AMOUNT OF THE POLICIES OF INSURANCE
ISSUED BY THEM TO THE DEFENDANTS, AND THE COURT BEING FULLY ADVISED IN THE
PREMISES AND COURT UNDER THE STATUTES OF ILLINOIS.

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1. NWNL/NAL filed a Verified Complaint in Chancery to foreclose its Mortgage (the "Mortgage") on certain real estate and personal property described therein.

2. All of the Defendants and Counter-Plaintiffs in this cause (the "Defendants") have been duly and properly brought before this court either through their appearance, service of summons and complaint, or publication and mailing, all in the manner provided by law, and that this court now has personal jurisdiction over all of the parties to this cause and the subject matter hereof.

3. The affidavit required to make Unknown Owners and Nonrecord Claimants parties to this action was duly filed and the affidavit to serve Unknown Owners and Nonrecord Claimants by publication was duly filed herein and said Unknown Owners and Nonrecord Claimants have been duly and regularly made parties to this action in the manner provided by law.

4. Chicago City Bank and Trust Company, not personally but solely as Trustee under Trust Agreement dated January 4, 1980 and known as Trust No. 10689 ("Chicago City Bank Land Trust 10689"), and Wacker Partners, among other parties, have executed a stipulation agreeing to the entry by this court of this judgment pursuant to Section 15-1402 of the Illinois Code of Civil Procedure satisfying the indebtedness evidenced by those certain Promissory Notes dated September 1, 1987 (the "Note") and secured by the Mortgage, all such documents attached to the Complaint filed herein, by vesting absolute title to the mortgaged real estate and the personal property described in paragraph 6 herein (the mortgaged real estate and the personal property described in

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1. The personal property described in paragraph 6 hereof and the assigned real estate and the personal property described in paragraph 7 hereof, all such documents attached to the Complaint filed hereon, and the "decedent's" and "decedent's" real estate and personal property described therein.

2. All of the defendants and counter-plaintiffs in this case, the "decedent's", have been duly and properly brought before this court either through their appearance, service of summons and complaint, or publication and mailing, all in the manner provided by law, and that said court now has personal jurisdiction over all of the parties to this case and the subject matter hereof.

3. The affidavits required to make known the names and addresses of the parties to this case, as duly filed and the affidavits to serve unknown owners and unknown claimants by publication was duly filed herewith and said unknown owners and unknown claimants have been duly and properly made parties to this action in the manner provided by law.

4. Chicago City Bank and Trust Company, not personally and solely as trustee under Trust Agreement dated January 1, 1939 and known as Trust No. 15889, Chicago City Bank and Trust Company, and other parties, stand other parties, have executed a stipulation admitting to the entry of this court of this judgment pursuant to Section 12-1403 of the Illinois Code of Civil Procedure admitting the indebtedness evidenced by these certain promissory notes dated September 1, 1933 and "Note", and recited by the Complaint, all such documents attached to the Complaint filed hereon, by reading attached hereto to the foregoing real estate and the personal property described in paragraph 6 hereof and the assigned real estate and the personal property described in

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paragraph 6 herein shall at times be referred to herein as the "205 Property") in NWNL/NAL.

5. In accordance with Ill. Rev. Stat. ch. 110 para. 15-1402(c), NWNL/NAL waives any right to a personal judgment for deficiency against Chicago City Bank Land Trust 10689 and against any other person or entity who is or may be liable for the indebtedness evidenced by the Note or other obligations secured by the Mortgage.

6. The Mortgage appears on file in the Office of the Recorder of Deeds, Cook County, Illinois as Document No. 87519498. The 205 Property herein referred to includes the real estate commonly known as 205 W. Wacker, Chicago, Illinois which is legally described in Exhibit A attached hereto and hereby incorporated by reference, and the personal property described in Exhibit B attached hereto and hereby incorporated by reference.

7. An order of default has been properly entered against The Himmel Corporation; Epstein Partnership; Franklin Glass, Inc.; Citicorp Leasing, Inc.; Citicorp Industrial Credit, Inc.; Advent Realty Limited Partnership; and Nonecord Claimants and Unknown Owners, and NWNL/NAL's Complaint is taken as confessed by them.

8. All of the rights, title, interest, claims or liens, if any, of all of the Defendants herein in the 205 Property are inferior to the lien of NWNL/NAL's Mortgage and are terminated by this Judgment.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED and JUDGMENT IS HEREBY ENTERED as follows:

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Paragraph 6 herein shall be taken as amended to read as the "1988

Property" in the following:

1. In accordance with the provisions of the 1988

1988 Act, the mortgagor hereby waives any right to a personal judgment for

deficiency against the mortgagor and agrees that the mortgagor shall be

any other person or entity who in any way be liable for the

indebtedness evidenced by the Note or other obligations secured by

the Mortgage.

2. The Mortgage appears on file in the Office of the

Recorder of Deeds, Cook County, Illinois as Instrument No. 1234567.

The 1988 Property herein referred to includes the real estate

commonly known as 1234 W. Jackson, Chicago, Illinois which is legally

described in Exhibit A attached hereto and hereby incorporated by

reference, and the personal property described in Exhibit B

attached hereto and hereby incorporated by reference.

3. In order of priority as herein set forth, the

mortgagee shall have the first priority lien on the real estate

herein described, and the mortgagee shall have the first priority

lien on the personal property herein described, and the mortgagee

shall have the first priority lien on the personal property

herein described, and the mortgagee shall have the first priority

lien on the real estate herein described, and the mortgagee shall

have the first priority lien on the real estate herein described

and the mortgagee shall have the first priority lien on the

real estate herein described.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED AND

JUDGMENT IS HEREBY ENTERED AS FOLLOWS:

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A. Absolute title to the 205 Property, as defined above and which property includes the real estate commonly known as 205 Wacker Drive, Chicago, Illinois which is legally described in Exhibit A attached hereto, and the personal property described in Exhibit B attached hereto, is hereby vested in NWNL/NAL, free and clear of all rights, title, interest, claims or liens, if any, of all Defendants, including Chicago City Bank and Trust Company, not personally but solely as Trustee under Trust Agreement dated January 4, 1980 and known as Trust No. 10689; Wacker Partners; The Himmel Corporation; Epstein Partnership; Miles Management Corporation; Franklin Glass, Inc.; Citicorp Leasing, Inc.; Maritime Construction Co.; Citicorp Industrial Credit, Inc.; Advent Realty Limited Partnership; Kimco Corporation; Edward Mrozek d/b/a Mrozek Cabinet Company; Nonrecord Claimants and Unknown Owners and Counter-Plaintiffs.

B. The indebtedness evidenced by the Note and secured by the Mortgage is deemed satisfied.

C. NWNL/NAL is barred from obtaining a deficiency judgment against Chicago City Bank Land Trust 10689 or any other person or entity who is or may be liable for the indebtedness evidenced by the Note or other obligations secured by the Mortgage.

D. All rights of reinstatement and redemption are barred.

E. Each party shall pay its respective attorneys' fees and costs.

F. The Receiver shall file a Final Report herein and the Receiver shall pay to NWNL/NAL, upon the filing of the Final

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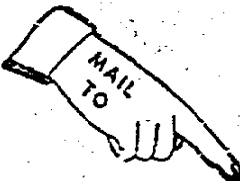
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Report, all funds in its possession and control it collected from the 205 Property in excess of the usual and ordinary expenses and fees of the receivership herein and, upon such payment, the Receiver is discharged and released without any further rights or obligations herein, or with regard to the 205 Property or the parties herein.

G. The counterclaims of Miles Management Corporation and Maritime Construction Co. are dismissed with prejudice and pursuant to Plaintiffs' motions to dismiss.

H. Chicago City Bank Land Trust 10689, Wacker Partners, Miles and Maritime waive all rights to modify, vacate, set aside, or appeal this Judgment. NWNL/NAL waives all rights to modify, vacate, set aside, or appeal this Judgment, except as may be necessary to vest absolute title to the 205 Property in plaintiffs free and clear of all liens and encumbrances.

H. There is no just reason to delay appeal or enforcement of this judgment.



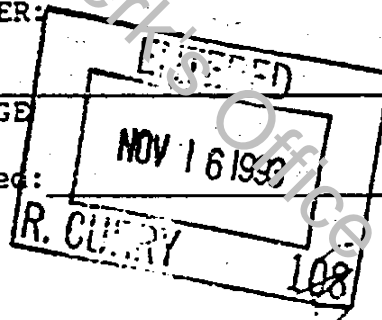
PREPARED BY AND MAIL TO:
Thomas I. Matyas
James M. Dash
ROSENTHAL AND SCHANFIELD
55 East Monroe Street, 46th Floor
Chicago, Illinois 60603
(312) 236-5622
Attorney No. 73100

TAX BILLS SHOULD BE SENT TO: Thomas I. Matyas
Rosenthal and Schanfield
55 East Monroe Street, 46th Floor
Chicago, Illinois 60603

ENTER:

JUDGE

Dated:



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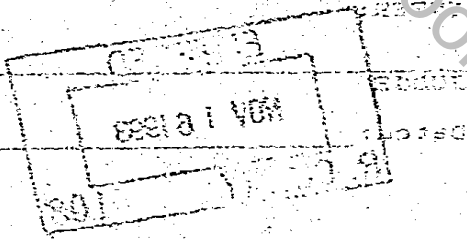
Report, all funds in the possession and control of the 302 Property are to be held in trust for the 302 Property in excess of the actual and ordinary expenses and loss of the 302 Property. The 302 Property is to be held in trust for the 302 Property in excess of the actual and ordinary expenses and loss of the 302 Property. The 302 Property is to be held in trust for the 302 Property in excess of the actual and ordinary expenses and loss of the 302 Property.

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03/02/2009



PREPARED BY THE MAIL ROOM
THOMAS J. WATSON
JAMES M. WATSON
ROCKWELL AND ASSOCIATES
35 East Monroe Street, 15th Floor
Chicago, Illinois 60601
(312) 288-8888
Attorney at Law

Tax filing should be done for:
Thomas J. Watson
Rockwell and Associates
35 East Monroe Street, 15th Floor
Chicago, Illinois 60601



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PARCEL 1: **UNOFFICIAL COPY**

A tract of land described as follows: to wit:

Commencing at the North East corner of original Lot 1 in Block 20 in the original Town of Chicago; thence West along the North line of said original Lot 1 and along the North line of original Lot 2 in said Block 20, a distance of 100 feet 8-1/2 inches; thence South in a straight line to a point in the North line of West Haddock Place, which said point is 100 feet 8-1/2 inches West of the South East corner of said original Lot 1; thence East along the North line of West Haddock Place to the South East corner of said original Lot 1; thence North along the East line of said original Lot 1 to the place of beginning, which tract or parcel of land, herein described is otherwise known and described as follows:

Lots 1 to 9 both inclusive, in Samuel Russell's Subdivision of original Lot 1 in Block 20 in original Town of Chicago, also the East 1/4 of original Lot 2 in said Block 20; in Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

PARCEL 2:

EASEMENT FOR JOINT USE WITH THE OWNERS OF OR PARTIES INTERESTED IN PREMISES WEST AND ADJOINING PARCEL 1 OF THE PARTY CAISSONS DEPICTED IN THE DRAWING DATED JUNE 16, 1927 AND PREPARED BY D.H. BURNHAM AND COMPANY, ATTACHED TO INSTRUMENT RECORDED AUGUST 2, 1927 AS DOCUMENT NUMBER 9735136 AND RE-RECORDED AUGUST 4, 1927 AS DOCUMENT 9738433 AND AS CONSENTED TO BY LESSOR IN INSTRUMENT RECORDED AUGUST 1, 1927 AS DOCUMENT 9734424 ALL IN COOK COUNTY, ILLINOIS.

Permanent Tax Numbers: 17-09-314-002

17-09-314-003

17-09-314-004

17-09-314-005

Volume: 510

205. W. L. Lockett Drive
Chicago, Illinois

Together with all buildings and improvements located thereon, including, but not limited to, the fixtures, attachments, appliances, equipment, machinery, and other articles attached to said buildings and improvements; all privileges, reservations, allowances, hereditaments and appurtenances belonging or pertaining thereto and all rights and other interests of Mortgagor; or other claims, both in law and in equity, all easements, rights-of-way and rights used in tenements, hereditaments and appurtenances thereof and thereto, and all water rights and shares of stock evidencing the same; all right, title and interest of Mortgagor, in and to any land lying within the right-of-way of any street, open or proposed, adjoining thereto, and any and all sidewalks, alleys, strips and gores of land adjacent to or used in connection thereto; all right, title and interest of Mortgagor in and to all options to purchase or lease the whole or any portion thereof or interest therein; all leasehold estate(s), all right, title and interest of Mortgagor in and to all leases or subleases thereof or any portion thereof, and all right, title and interest of Mortgagor thereunder, including, without limitation, all cash or security deposits, advance rentals and deposits or payments of similar nature, if any; and all rents, issues, profits, royalties, income and other benefits derived thereof and therefrom.

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All machinery, fixtures, furniture, heating and air-conditioning equipment, electrical equipment and other articles, equipment, personal property and fixtures of every kind and nature and all building materials (whether or not affixed) and all replacements and renewals of all or any of the foregoing, now or hereafter owned by Debtor and located at or used or useful in connection with the operation of the Premises described in Exhibit B hereto, or used or useful in connection with the renting or maintenance of said Premises or intended to be incorporated in the improvements upon said Premises, but excepting tenants' trade fixtures, furnishings and possessions.

All rents, issues, profits and income generated from the operation of the Premises, including the proceeds of any fire loss or other insurable casualty and any award that may be made by any condemning authority for any partial or total taking of the Premises by condemnation or eminent domain or any conveyance in lieu thereof.

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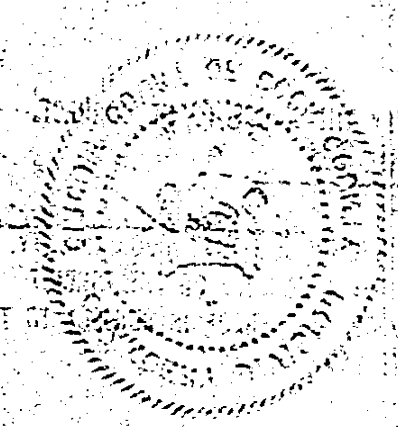


EXHIBIT B

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THE CIRCUIT COURT OF COOK COUNTY, ILL. HAS ORDERED THAT THE ABOVE NAMED PARTY BE RELEASED FROM THE CUSTODY OF THE SHERIFF OF COOK COUNTY, ILL. ON BOND IN THE AMOUNT OF \$10,000.00. THE BOND SHALL BE IN FULL PAYMENT OF THE FINE AND COSTS OF THIS ORDER. THE BOND SHALL BE FORFEITED IF THE PARTY DOES NOT APPEAR IN COURT AS ORDERED. THE BOND SHALL BE IN FULL PAYMENT OF THE FINE AND COSTS OF THIS ORDER. THE BOND SHALL BE FORFEITED IF THE PARTY DOES NOT APPEAR IN COURT AS ORDERED.

I HEREBY CERTIFY THE ABOVE TO BE CORRECT.
DATE NOV 30 1993

[Signature]
CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.
THIS ORDER IS THE COMMAND OF THE CIRCUIT COURT AND VIOLATION THEREOF IS SUBJECT TO THE PENALTY OF THE LAW.