

Doc#: 0434119038
Eugene "Gene" Moore Fee: \$32.50
Cook County Recorder of Deeds
Date: 12/06/2004 11:06 AM Pg: 1 of 5

Attorney No. 16203

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

GRAND AVENUE RAILROAD RELOCATION)
AUTHORITY, a unit of local government)
Plaintiff,)

No. 03-L-050850

vs.)

WAYNE P. FILOSA and MARIA PAPPAS,)
Cook County Treasurer and Ex Officio Cook)
County Collector,)
Defendants.)

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FINAL JUDGMENT ORDER

This matter coming on to be heard on the complaint of the GRAND AVENUE RAILROAD RELOCATION AUTHORITY to ascertain the just compensation for taking the property sought to be taken for the purpose of constructing a railroad grade crossing, as more fully set forth in the complaint; the Plaintiff by its attorney, Richard J. Ramello of Storino, Ramello & Durkin;

Due notice of this hearing having been given, the Court having heard and considered the stipulations and the representations of counsel;

NOW, THEREFORE, this Court finds that:

1. All of the Defendants have been served with process as provided by statute. The Defendant, WAYNE P. FILOSA, filed an appearance by his attorney, Michael D. Leroy, of the law firm of Neal, Murdock and Leroy, LLC. The Defendant, MARIA PAPPAS, Cook County Treasurer and Ex Officio Cook County Collector filed an appearance by its attorney Elizabeth Howlett, Assistant State's Attorney on behalf of the Honorable Richard A. Devine, State's Attorney of Cook County. The Court having jurisdiction of this proceeding and of all parties;

2. That Motion for the Immediate Vesting of Title in Parcel OF90097TE, that is legally described in Exhibit "A" attached hereto and incorporated herein by reference, was heretofore file and presented by the Plaintiff. On February 24, 2004, the court found and entered an order fixing preliminary just compensation in this matter in the amount of EIGHTEEN THOUSAND DOLLARS (\$18,000.00) and made certain additional findings as required by law.

3. That on March 24, 2004 the Grand Avenue Railroad Relocation Authority deposited with the Cook County Treasurer the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00) as preliminary just compensation for the taking of the temporary construction easement (not to exceed three years) of Parcel OF90097TE.

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GRAND AVENUE RAILROAD RELOCATION)
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Plaintiff,)

No. 03-L-050850

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Defendants.)

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FINAL JUDGMENT ORDER

4. That on March 24, 2004 the court entered an order that the Plaintiff be vested with a temporary construction easement (not to exceed three years) to Parcel OF90097TE and did authorize the Plaintiff to take possession thereof.

5. That the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00) has been stipulated to be just compensation in full to be paid by the Plaintiff for the temporary construction easement (not to exceed three years) to Parcel OF90097TE. The agreed amount includes any claims for interest due from the Plaintiff to the Defendants.

6. The owner and interested parties to Parcel OF90097TE, which are legally described in Exhibit "A" which is attached hereto and incorporated by references are:

- A. Defendant, WAYNE P. FILOSA; and
- B. Defendant, MARIA PAPPAS, Cook County Treasurer and Ex Officio Cook County Collector

Said parties are entitled to receive the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00) as full and final just compensation for the temporary construction easement (not to exceed three years) to Parcel OF90097TE. No other party has a compensable interest in Parcel of OF90097TE.

7. The parties have waived the right to the impaneling of a jury for the viewing of the premises and for the determination of just compensation.

IT IS HEREBY ORDERED THAT:

1. Just compensation to the owner and interested parties for the taking of the temporary construction easement (not to exceed three years) to Parcel OF90097TE is EIGHTEEN THOUSAND DOLLARS (\$18,000.00) and judgment is hereby entered in that amount. The agreed amount includes any claims for interest due from the Plaintiff to the Defendants.

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Attorney No. 16203

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

GRAND AVENUE RAILROAD RELOCATION)
AUTHORITY, a unit of local government)
Plaintiff,)

No. 03-L-050850

vs.)

WAYNE P. FLOSA and MARIA PAPPAS,)
Cook County Treasurer and Ex Officio Cook)
County Collector,)
Defendants.)

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FINAL JUDGMENT ORDER

2. That no further moneys be deposited with the Cook County Treasurer and the payment of the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00) is full and final just compensation for the temporary construction easement (not to exceed three years) to Parcel OF90097TE including all claims for interest due the Defendants from Plaintiff.

3. That the order of March 24, 2004, vesting the Plaintiff with a temporary construction easement (not to exceed three years) to Parcel OF90097TE is confirmed.

4. That the judgment entered herein in the amount of EIGHTEEN THOUSAND DOLLARS (\$18,000.00), as full and just compensation for temporary construction easement of Parcel OF90097TE, be and the same is hereby declared satisfied and the judgment entered herein against the Plaintiff is hereby released.

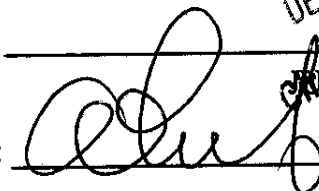
ENTER:

Judge Alexander P. White

DEC 1 - 2004

Circuit Court - 1241

DATE:



JUDGE

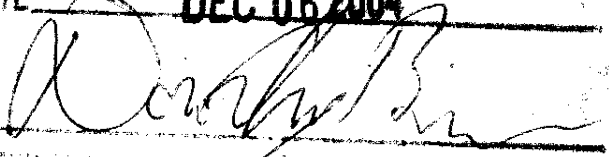
Richard J. Ramello
Storino, Ramello & Durkin
Cook County Attorney No. 16203
9501 West Devon Avenue
Suite 800
Rosemont, Illinois 60018
(847) 318-9500

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Property of Cook County Clerk's Office

I HEREBY CERTIFY THE ABOVE TO BE CORRECT

DATE DEC 06 2004



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

UNOFFICIAL COPY**EXHIBIT A****PARCEL 0F90097TE**

PIN: 12-27-502-001 (PT.)	Owner:	Wayne P. Filosa
12-27-502-002 (PT.)	Route:	F.A.U. 1376 (Grand Avenue)
	Section:	464 SB-78
	County:	Cook
	Job No.:	R-90-011-91
	Parcel:	0F90097TE

That part of Lots 2 to 11 inclusive in Block 6 in Franklin Park, taken as a tract, which is included between two lines drawn parallel with, one on each side of, and each 16.5 feet distant from, the center line of the abandoned track of the railroad of the Wisconsin Central Railroad Company's Franklin Park Spur, so called, of the Chicago and Wisconsin Railroad Company, as located over and across said Lots on February 9, 1891, and as shown on Exhibit "A" to the warranty deed from lesser Franklin and Wife to said Chicago and Wisconsin Railroad Company dated February 9, 1891, and recorded August 18, 1891, as document 1521525, said Franklin Park being a Subdivision in Fractional Section 27, North of the Indian Boundary Line, Township 40 North, Range 12 East of the Third Principal Meridian, according to the plat thereof recorded June 20, 1890, as document 1290329, in Cook County, Illinois.

Parcel 0F90097TE herein described contains 0.172 acre or 7,509 square feet, more or less.

It is not the intent of this instrument to encumber any building or structure lying within this easement area.