

UNOFFICIAL COPY

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

JOHN FLAWS and MERIBETH FLAWS,)
)
Plaintiffs-Counterdefendants,)
)
v.)
)
ARTHUR SCHROEDER, JR.,)
)
Defendant/Counterplaintiff/)
Third-Party Plaintiff)
v.)
)
BEA TURNER, ET AL.,)
)
Third-Party Defendants)

No. 04 CH 21269

Judge Julia M. Nowicki
Jury Demand



Doc#: 0611631079 Fee: \$26.50
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 04/26/2006 12:37 PM Pg: 1 of 2

ORDER OF DEFAULT JUDGMENT

This cause coming on to be heard on Defendant's/Counter-plaintiff's/Third-Party-Plaintiff's Motion for Default and the Court, having been fully advised in the premises, finds as follows: that each of the third-party defendants, Bea Turner, Lois Gurrie, Timothy Gurrie, Phillip Gurrie, Lois Starkey, Gurrie Rhoads, Paul K. Rhoads, Mark Q. Rhoads, Cheryl F. Rhoads, Virginia R. Kingland, Kathleen R. Carpenter, Warren Procton Hopkins, Robert David Hopkins and UNKNOWN OWNERS, UNKNOWN HEIRS AND UNKNOWN LEGATEES, in this cause has been duly and properly brought before this Court either through service of summons or publication, all in a manner provided by law; that due and proper notice has been given each of the third-party and counter-defendants, as required by law, that an Order of Default was entered on February 22, 2006 and Notice of Entry of Default Order, Notice of Filing and Certificate of Service was timely mailed to the named third-party defendants, counterdefendant, and Clerk of the Circuit Court of Cook County on March 1, 2006 and file stamped by the Circuit Court of Cook County on March 9, 2006, and that this Court now has jurisdiction of all the parties to this cause and the subject matter thereof.

It further appears from an affidavit on file herein that it is not known to the Defendant/Counterplaintiff/Third-party Plaintiff whether the third party defendants or any of them are in the military service. Upon examination of the complaint, the Court finds that the issues involved are such that no useful purpose can be served by the filing of a bond for the protection of the service member. It is therefore ordered that this cause proceed to judgment by default.

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And now, upon motion of the Defendant's/Counterplaintiff's/Third-Party Plaintiff's, all of the third party defendants herein are defaulted for want of an appearance, and the complaint is taken as confessed by each and all of them.

It is therefore ordered, adjudged, and decreed by this Court that the claims and alleged rights of all the third-party defendants herein are hereby declared null and void, and such third-party defendants, namely Bea Turner, Lois Gurrie, Timothy Gurrie, Phillip Gurrie, Lois Starkey, Gurrie Rhoads, Paul K. Rhoads, Mark Q. Rhoads, Cheryl F. Rhoads, Virginia R. Kingland, Kathleen R. Carpenter, Warren Preston Hopkins, Robert David Hopkins and UNKNOWN OWNERS, UNKNOWN HEIRS AND UNKNOWN LEGATEES, are hereby restrained and perpetually enjoined from asserting any claim or interest or right or title in or to said premises legally described as:

THE SOUTH 33 FEET OF THE FOLLOWING DESCRIBED TRAC:
 THAT PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 18, TOWNSHIP 38 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SECTION 18, THENCE WEST 973.34 FEET ALONG THE SOUTH LINE OF SAID SECTION 18; THENCE NORTH A DISTANCE OF 330 FEET TO A POINT THAT IS 82.61 FEET EAST OF THE SOUTHEAST CORNER PROPERTY CONVEYED BY WARRANTY DEED FROM JOHN BOOSE AND HIS WIFE TO EDITH MURPHY; THENCE WEST 82.61 FEET; THENCE NORTH ALONG THE EAST LINE OF SAID CONVEYED PROPERTY FOR A DISTANCE OF 297 FEET TO A POINT OF BEGINNING; THENCE EAST AND PARALLEL TO THE SOUTH LINE OF SAID SECTION 18, FOR A DISTANCE OF 82.61 FEET MORE OR LESS TO THE WEST LINE (EXTENDED SOUTH) OF PROPERTY CONVEYED BY WARRANTY DEED FROM ROBERT C. VIAL AND HELEN A. VIAL, HIS WIFE, TO GEORGE W. HEBARD AND CAROLYN E. HEBARD, HIS WIFE, THENCE NORTH ALONG THE SAID WEST LINE EXTENDED SOUTH AND THE WEST LINE OF SAID CONVEYED PROPERTY TO THE CENTER OF PLAINFIELD ROAD; THENCE SOUTHWESTERLY ALONG THE CENTER LINE OF PLAINFIELD ROAD FOR A DISTANCE OF 95.25 FEET MORE OR LESS TO THE NORTHEAST CORNER OF SAID PROPERTY CONVEYED BY WARRANTY DEED FROM JOHN BOOSE AND HIS WIFE, TO EDITH MURPHY; THENCE SOUTH 337.35 FEET MORE OR LESS ALONG THE EAST LINE OF SAID CONVEYED PROPERTY TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS (Disputed Property) adversely to the Defendant/Counterplaintiff/Third-party Plaintiff, Arthur Schroeder, Jr., herein.

Entered this _____ day of March, 2006.

