

UNOFFICIAL COPY

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

THE DEPARTMENT OF TRANSPORTATION)
of the State of Illinois,)

Plaintiff,)

vs.)

CNL NET LEASE INVESTORS, L.P. a)
California Limited Partnership, HMS HOST)
FAMILY RESTAURANTS, INC., f/k/a)
MARRIOTT FAMILY RESTAURANTS, INC.,)
IHOP PROPERTIES, INC., and UNKNOWN)
OWNERS,)

Defendants.)

Case No. 02 L 051380

Parcel No. 0EF0012PE



Doc#: 0717839076 Fee: \$28.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 06/27/2007 10:45 AM Pg: 1 of 3

FINAL JUDGMENT ORDER

THIS MATTER COMING on to be heard on Motion of the Plaintiff, THE DEPARTMENT OF TRANSPORTATION, STATE OF ILLINOIS, for the Entry of a Final Judgment Order and upon the verified complaint of Plaintiff to ascertain just compensation for taking the property sought to be taken for highway purposes, as more fully set forth in the complaint, due notice having been given all parties entitled thereto;

The Plaintiff having appeared by LISA MADIGAN, Attorney General of the State of Illinois, and ROBERT W. FIORETTI, Special Assistant Attorney General;

All defendants having been served as provided by statute either by personal service or by publication, and Defendant, CNL NET LEASE INVESTORS, L.P. having entered its appearance, and Defendants, HMS HOST FAMILKY RESTAURANTS, INC. f/k/a MARRIOTT FAMILY and IHOP PROPERTIES, INC. and UNKNOWN OWNERS, having been found in default, and the Court having jurisdiction of this proceeding and of all parties hereto;

Due notice of this hearing having been given to all parties entitled thereto;

The Court having heard and considered the evidence and the representations of counsel, and being fully advised in the premises;

THE COURT FINDS:

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1. The owner and interested party in Parcel 0EF0012PE, which is legally described in Exhibit A which is attached hereto and made a part hereof by reference is:

CNL NET LEASE INVESTORS, L.P.

2. Said party is entitled to receive the sum of ELEVEN THOUSAND FIVE HUNDRED DOLLARS (\$11,500.00) as full just compensation for the permanent easement to Parcel 0EF0012PE.

3. Just compensation to the owner and interested party for the taking of said permanent easement is ELEVEN THOUSAND FIVE HUNDRED DOLLARS (\$11,500.00) and judgment is entered in said amount in favor of the Defendant, CNL NET LEASE INVESTORS, L.P. Said amount includes any claims for interest due from the Plaintiff to the Defendant.

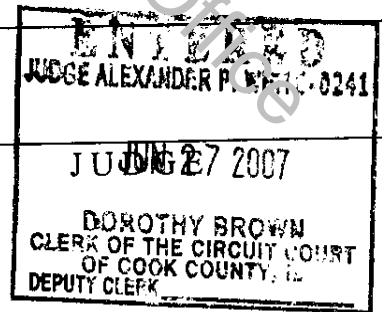
4. A motion was made by the Plaintiff for the immediate vesting of title in the Plaintiff to a permanent easement in Parcel 0EF0012PE pursuant to the statutes thereto appertaining and on March 4, 2003, Plaintiff deposited with the Cook County Treasurer the sum found to be preliminary just compensation, and on March 13, 2003, the Court ordered that the Plaintiff be vested with title to the permanent easement to Parcel 0EF0012PE, and authorized Plaintiff to take possession thereof.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that no further monies be deposited with the Treasurer of Cook County and the payment of ELEVEN THOUSAND FIVE HUNDRED DOLLARS (\$11,500.00) to CNL NET LEASE INVESTORS, L.P. is full just compensation for the taking of the permanent easement to Parcel 0EF0012PE.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the judgment entered on January 15, 2003, in the sum of ELEVEN THOUSAND FIVE HUNDRED DOLLARS (\$11,500.00) which is full and just compensation for the permanent easement impressed on Parcel 0EF0012PE, be and the same is hereby declared satisfied and said judgment entered on January 15, 2003, against the Plaintiff is hereby released.

Dated: _____

ENTER: _____



ROBERT W. FIORETTI
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JUN 27 2007

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PIN: 06-01-200-019

Owner: CNL LEASE INVESTORS,
L.P., A CALIFORNIA
LIMITED PARTNERSHIP

Route: F.A.P. 362

Section:

County: Cook

Job No.: R-90-065-01

Parcel : OEF0012 PE

Station: 21+572 to 21+579

That part of Lot 5 in Barrington Pointe Subdivision, a subdivision in the East Half of Fractional Section 1, Township 41 North, Range 2 East of the Third Principal Meridian, according to the plat thereof recorded February 24, 1987 as Document No. 87106425, in Cook County, Illinois, described as follows:

Beginning at the Northeast corner of Lot 5 aforesaid; thence on an assumed bearing of South 00 degrees 14 minutes 19 seconds East along the east line of said Lot 5, a distance of 6.401 meters [21.00 feet]; thence North 55 degrees 14 minutes 47 seconds West, 8.504 meters [27.90 feet]; thence South 89 degrees 45 minutes 41 seconds West, 20.770 meters [68.14 feet]; thence North 00 degrees 14 minutes 19 seconds West, 1.524 meters [5.00 feet] to the north line of Lot 5 aforesaid; thence North 89 degrees 45 minutes 41 seconds East along said north line of Lot 5, a distance of 27.737 meters [91.00 feet] to the point of beginning.

Said parcel contains 59 square meters, more or less, or 0.015 acres more or less, or 638 square feet, more or less of land.

