

UNOFFICIAL COPY



09123681

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

9343/0121 28 001 Page 1 of 3
1999-12-01 14:59:57
Cook County Recorder 25.50

09123681

CITY OF CHICAGO, a municipal
corporation,

CONDEMNATION

Plaintiff,

CASE NO.: 99 L 50306

v.

PROJECT: RIVER SOUTH TIF
PARCEL: 5-2

VICTOR J. CACCIATORE, et. al.,

FULL TAKING

Defendants.

AGREED JUDGMENT ORDER

This matter is before the court upon the Complaint of the City of Chicago, a municipal corporation ("City"), for the ascertainment of just compensation to be paid for the property described therein, being Parcel 5-2, located at 1610-26 South Dearborn Street, Chicago, Illinois; the Complaint to Condemn having been filed on April 13, 1999, and the City appearing by Mara Georges, Corporation Counsel and Joseph R. Spillane, Assistant Corporation Counsel, its attorneys, and Defendant Victor J. Cacciatore, individually and as trustee under trust agreement dated May 15, 1970 and known as trust #3 and the beneficiaries of said trust, appearing by Victor J. Cacciatore II.

The Court finds that all Defendants to this proceeding *as have been defaulted or dismissed,* have been served by process as provided by statute or have entered their appearances; and that the Court has jurisdiction of the subject matter of this proceeding and of all parties thereto; that the demand for trial by jury has been waived and that the City possesses the authority to exercise the right of eminent domain and such right is being properly exercised in this proceeding.

The Court having heard and considered the representations of counsel pursuant to the Stipulation for Agreed Judgment Order, finds that the owner or owners of and any parties interested in Parcel 5-2 legally described as follows:

LOT 1 AND LOTS 3 TO 13, BOTH INCLUSIVE, IN ASSESSOR'S SECOND DIVISION OF LOTS 3 TO 6 INCLUSIVE IN BLOCK 2 IN CANAL TRUSTEE'S NEW SUBDIVISION OF THE SOUTHEAST FRACTIONAL 1/4 OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Address: 1610-26 South Dearborn Street
PINS: 17-21-401-003 through 17-21-401-008
17-21-401-010 through 17-21-401-016

are awarded as full and just compensation for the fee simple title to the aforesaid Parcel 5-2, the sum of Eight Hundred Thousand Dollars and 00/100 (\$800,000.00).

"Just Compensation" as used in this Judgment shall include, but not be limited to the fair cash market value of the property acquired on the date of filing the Complaint for Condemnation, April 13, 1999.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED:

A. That Eight Hundred Thousand Dollars and 00/100 (\$800,000.00) is herein awarded by the Court pursuant to the Stipulation for Agreed Judgment Order to Victor J. Cacciatore, the owner of said real property described herein as Parcel 5-2.

B. The City shall, within ninety (90) days from the entry of this Order, pay to the Treasurer of Cook County, Illinois, for the benefit of Victor J. Cacciatore, the sum of Eight Hundred Thousand Dollars and 00/100 (\$800,000.00) as full compensation for the taking of said parcel plus 6% interest from the date of this Order plus \$104.00 court costs.

C. That upon payment, the City shall be vested with the fee simple absolute title to the property; and the City shall be authorized and empowered to enter upon and take immediate possession of the property. Upon deposit by the City of the condemnation award and statutory interest, all liens, including tax liens, shall attach to the award and shall be extinguished and void as to the Property.

D. That the Stipulation for Agreed Judgment Order is incorporated herein as if stated verbatim.

E. There is no just reason for delaying the entry, enforcement or appeal from this Judgment Order.

APPROVED and ENTERED:

JUDGE JOHN A. WARD

DEC 01 1999

Circuit Court-1537

John Ward
Judge Presiding

UNOFFICIAL COPY

AGREED:

CITY OF CHICAGO



VICTOR J. CACCIATORE,
individually and as trustee under trust
agreement dated May 15, 1970 and
known as trust #3, Defendant

By:



Joseph R. Spillane
Assistant Corporation Counsel
30 North LaSalle Street, Suite 1610
Chicago, Illinois 60602
(312)742-0372
Attorney Number: 90909



Victor J. Cacciatore, II, his attorney
100 West Monroe Street Suite 2204
Chicago, Illinois 60603
(312)781-1855



Joseph R. Spillane
Assistant Corporation Counsel
30 North LaSalle Street
Chicago, Illinois 60602
(312)742-0372
Attorney Number: 90909

h:\docs\condem\river south\5-2agr d jmt

CLERK OF COOK COUNTY Clerk's Office