

Doc#: 1006456006 Fee: \$64.00
Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 03/05/2010 09:30 AM Pg: 1 of 15

09COSA000006
LENDAR/ROOM 3
ME 00:00
Special Assessment

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

IN THE CIRCUIT COURT OF JUDICIAL DISTRICT NO. 1, ILLINOIS
COUNTY DEPARTMENT, COUNTY DIVISION

**IN THE MATTER OF THE SPECIAL
ASSESSMENT OF THE CITY OF EVANSTON
FOR THE PUBLIC ALLEY NORTH OF MADISON PLACE,
EAST OF PITNER AVENUE.**

) File No. 2009 COSA06
) **EVANSTON SPECIAL**
) **ASSESSMENT**
) **NO. 1499**

PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

Your Petitioner, City of Evanston, an Illinois Municipal Corporation, respectfully shows that theretofore, to-wit: on the 27 day of April, 2009, the City Council of said City of Evanston did pass an Ordinance, which was approved by the Mayor of said City of Evanston, on the 30 day of April, 2009, providing that a local improvement be made, namely:

That the unimproved public alley in the block bounded by Washington Street on the north, Madison Place on the south, Pitner Avenue on the west, and Hartrey Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fourteen feet (14'),

as provided in said Ordinance, a copy of which said Ordinance certified by the City Clerk under the corporate seal of said City of Evanston, and also a copy of the Recommendations of the Board of Local Improvements of said City of Evanston and a copy of the Estimate of the cost of said improvement, as approved by said Council, are hereto attached and made a part hereof.

Your Petitioner prays that steps may be taken to levy a Special Assessment for said local improvement in accordance with the provisions of said Ordinance and in the manner prescribed by law.

ELKE B. TOBER-PURZE 40107
KENNETH R. COX 45264
ELIZABETH E. HOWLETT 43981
LISA K. WOODS 43999

CITY OF EVANSTON,
an Illinois Municipal Corporation,
Petitioner herein

By: David Stoneback
David Stoneback, President (Interim)
Board of Local Improvements
City of Evanston, Illinois

CITY of EVANSTON LAW DEPARTMENT
2100 RIDGE AVENUE
EVANSTON, ILLINOIS 60201
(847) 866-2937

Date: 7/10/09, 2009

FILED
JUN 12 AM 9:19
CLERK OF COURT
COOK COUNTY

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ESTIMATE OF ENGINEER OF BOARD OF LOCAL IMPROVEMENTS

To the Board of Local Improvements of the City of Evanston:

Pursuant to a Resolution of the Board of Local Improvements of the City of Evanston, heretofore adopted, providing that the unimproved public alley in the block bounded by Washington Street on the north, Madison Place on the south, Pitner Avenue on the west, and Hartrey Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fourteen feet (14').

Said improvement to be constructed in detail as specified in aforesaid Resolution.

I, herewith submit an estimate of cost of such improvement as described in said Resolution, including labor, materials, and all other lawful expenses attending the proceedings for making said improvement and the cost of making and collecting the assessment therefore as provided by law, viz:

<u>COST ESTIMATE</u>					
<u>ITEM NO.</u>	<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL</u>
1	EARTH EXCAVATION	CU. YD.	199	60.00	\$11,940.00
2	TRENCH BACKFILL	CU. YD.	144	20.00	\$2,880.00
3	SUB-BASE GRANULAR MATERIAL, TYPE B	CU. YD.	10	50.00	\$500.00
4	GRANULAR CRADLE MATERIAL, CA-11	TON	70	30.00	\$2,100.00
5	AGGREGATE BASE COURSE, TYPE B 4'	SQ. YD.	55	10.00	\$550.00
6	INCIDENTAL HOT-MIX ASPHALT SURFACING	TON	7	150.00	\$1,050.00
7	PORTLAND CEMENT CONCRETE PAVEMENT, 8"	SQ. YD.	660	70.00	\$46,200.00
8	STORM SEWERS, 10", TYPE 1 (R. C. P. / CL V)	FOOT	310	110.00	\$34,100.00
9	CATCH BASINS, TYPE A, 4' DIAMETER, TYPE 1 FRAME, OPEN LID	EACH	1	4800.00	\$4,800.00
10	INLET, TYPE A, TYPE 1 FRAME, OPEN LID	EACH	6	1500.00	\$9,000.00
11	COMBINATION CONCRETE CURB AND GUTTER, TYPE B6.12	FOOT	235	25.00	\$5,875.00
12	PAVEMENT REMOVAL	SQ. YD.	65	25.00	\$1,625.00
13	DRIVEWAY PAVEMENT REMOVAL	SQ. YD.	185	22.00	\$4,070.00
14	COMBINATION CONCRETE CURB AND GUTTER REMOVAL	FOOT	235	5.00	\$1,175.00
15	SIDEWALK REMOVAL	SQ. FT.	715	2.00	\$1,480.00
16	PORTLAND CEMENT CONCRETE DRIVEWAY PAVEMENT - 6"	SQ. YD.	60	50.00	\$8,000.00
17	PORTLAND CEMENT CONCRETE SIDEWALK - 5"	SQ. FT.	715	6.00	\$4,290.00
18	PROTECTIVE SEALER	SQ. YD.	820	2.00	\$1,640.00
19	CRUSHED STONE, CA - 14	TON	20	30.00	\$600.00
20	FURNISHING AND PLACING TOPSOIL, 3"	SQ. YD.	80	8.00	\$640.00
21	SODDING, SALT TOLERANT	SQ. YD.	80	15.00	\$1,200.00
22	DETECTABLE WARNINGS	SQ. FT.	25	25.00	\$625.00
ESTIMATED CONSTRUCTION COST					\$144,340.00

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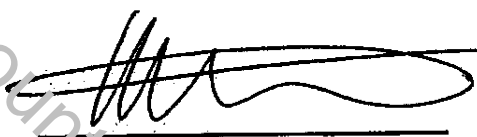
Estimate of Engineer of BLI - S.A. 1499
 (Alley, N/Madison Pl., E/Pitner Ave.)

Cost of Engineering Services.....	\$6,495.30
For Lawful Expenses, etc.....	\$6,495.30
.....	\$12,990.60

RECAPITULATION

Construction Cost.....	\$144,340.00
Engineering.....	\$6,495.30
Legal.....	\$6,495.30
Total Cost.....	\$157,330.60

I hereby certify that in my opinion the above estimate does not exceed the probable cost of the above proposed improvement and the lawful expenses attending the same.



 Sat Nagar, P.E.
 Senior Engineer
 Board of Local Improvements

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2009 COSA 06

**Certificate as Keeper of
Records, Files and Seals**

STATE OF ILLINOIS)
) §
COUNTY OF COOK)

I, **RODNEY GREENE**, City Clerk of the City of Evanston in the County of Cook and State aforesaid, and Keeper of the Records, Files and Seal of said City, do hereby certify that attached hereto is a true and correct copy of 10-0-09 AN ORDINANCE for the Construction of a Local Improvement known as Evanston Special Assessment No. 1499.

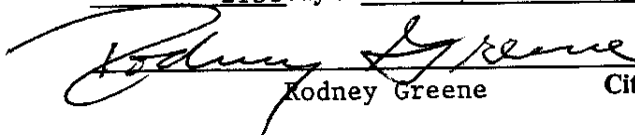
Property of Cook County Clerk's Office

FILED
2009 JUN 12 AM 9:19
CLERK OF THE COUNTY COURT
COUNTY DIVISION

all of which appears from the records and files in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Evanston this

21st day of May 20 09


Rodney Greene City Clerk

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4/2/2009

10-O-09**AN ORDINANCE****for the Construction of a Local Improvement known as
Evanston Special Assessment No. 1499**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
EVANSTON, ILLINOIS:

SECTION 1: That a local improvement shall be made within the City of Evanston, County of Cook, and State of Illinois, the nature, character, locality and description of which is as follows, *to-wit*:

That the unimproved public alley in the block bounded by Washington Street on the north, Madison Place on the south, Pitner Avenue on the west, and Hartrey Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fourteen feet (14'),

SECTION 2: That the Recommendation (Exhibit A) of the Board of Local Improvements of the City of Evanston, Illinois, of this Ordinance, and the Estimate of the Cost (Exhibit B) of said improvement made by the Engineer of said Board, both attached hereto, be and the same are hereby approved and by reference thereto made a part hereof.

SECTION 3: That said improvement shall be made and the cost thereof, including the sum of One Hundred Fifty-Seven Thousand, Three Hundred Thirty and 60/100 Dollars (\$157,330.60), being the cost of making and collecting the Assessment and all other expenses as provided by law, shall be paid for by Special Assessment in accordance with the *Illinois Municipal Code*, Chapter 65, Section 5/9-2-1 *et seq.*

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10-O-09

SECTION 4: That Seventy-Eight Thousand, Six Hundred Sixty-Nine and 30/100 Dollars (\$78,665.30) of the cost of said improvement shall be allocated by the City, Thirty-Nine Thousand, Three Hundred Thirty-One and 97/100 Dollars (\$39,331.97) as private benefit, and Thirty-Nine Thousand, Three Hundred Thirty-Three and 33/100 Dollars (\$39,333.33) as funded by Home Depot.

SECTION 5: That the aggregate amount to be assessed and each individual assessment shall be divided into ten (10) installments in the manner provided by law, and each of said installment shall bear interest at the rate of seven percent (7%) per annum from sixty (60) days after the date of the first voucher issued on account of work done upon said proposed improvement.

SECTION 6: That, for the purpose of anticipating the collection of the installments of said assessment levied against the real estate benefited thereby, general obligation bonds have been issued, fifty percent (50%) of which are payable by the City and fifty percent (50%) of which are payable out of said installments, bearing interest at the rate of seven percent (7%) per annum, payable annually and signed on behalf of the City of Evanston, Illinois, by its Mayor and attested by its City Clerk and its corporate seal affixed thereto; and each interest coupon attached to said bonds shall likewise be executed by and shall bear the official or facsimile signature of the same officers who signed said bonds and who, if facsimile signatures are used, do adopt by their execution of said bonds as and for their proper signatures their respective facsimile signatures appearing on said coupons; and that said bonds shall be issued in accordance with and shall be in all respects conform to the provisions of an Act of the

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10-O-09


General Assembly of the State of Illinois, known as the "Illinois Municipal Code," effective July 1, 1961, and the Amendments thereto.

SECTION 7: That David D. Stoneback, Interim President of the Board of Local Improvements of the City of Evanston, Illinois, be and he is hereby directed to file a Petition in the County Court of Cook County, Illinois, praying that steps may be taken to levy a Special Assessment to pay the cost of said improvement in accordance with the provisions of this ordinance and in the manner prescribed by law.

SECTION 8: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

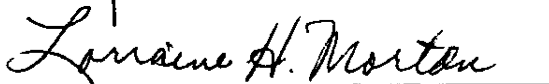
SECTION 9: That this Ordinance 10-O-09 shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Adopted by the City Council of the City of Evanston, Illinois on the 27 day of April, 2009.



Rodney Green, City Clerk

Approved:

April 30, 2009


Lorraine H. Morton, Mayor

Approved as to form:


Elke B. Tober-Purze, Attorney for the Board of Local Improvements of the City of Evanston, Illinois

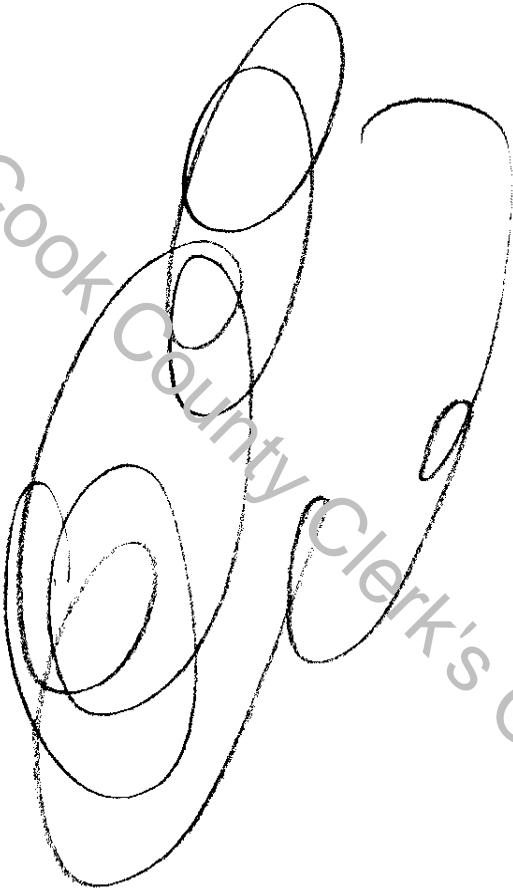
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10-0-09

Exhibit A

Recommendation

Property of Cook County Clerk's Office



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SPECIAL ASSESSMENT NO. 1499

RECOMMENDATION OF THE BOARD OF LOCAL IMPROVEMENTS TO THE CITY COUNCIL OF THE CITY OF EVANSTON, ILLINOIS

The Board of Local Improvements of the City of Evanston, Illinois, herewith submits the draft of an Ordinance for the making of a local improvement within the City of Evanston, County of Cook, and State of Illinois, the nature, character, locality and description of which is as follows, *to-wit*:

That the unimproved public alley in the block bounded by Washington Street on the north, Madison Place on the south, Pitner Avenue on the west, and Hartrey Avenue on the east, in the City of Evanston, be improved by excavating, constructing the necessary drainage system and paving with 8" Portland Cement Concrete Pavement to a width of fourteen feet (14').

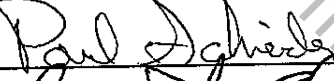
And, as part of said Ordinance, and in conjunction therewith, said Board also herewith submits the plans and specifications of an estimate of the cost of said improvement, including the cost of engineering services, as finally determined by said Board; and said Board hereby recommends the passage of said Ordinance and the making of the improvement described therein.

Respectfully submitted,

BOARD OF LOCAL IMPROVEMENTS
CITY OF EVANSTON, ILLINOIS

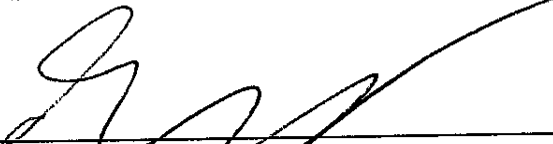
By: 
John Burke, President






other members of the Board

APPROVED AS TO FORM:


Elke B. Tober-Purze,
Attorney for the Board of Local
Improvements of the City of Evanston, Illinois

Date: July 14, 2008

ELKE B. TOBER-PURZE	40107
KENNETH R. COX	45264
ELIZABETH E. HOWLETT	43981
LISA K. WOODS	43999

CITY of EVANSTON LAW DEPARTMENT
2100 RIDGE AVENUE
EVANSTON, ILLINOIS 60201
(847) 866-2937

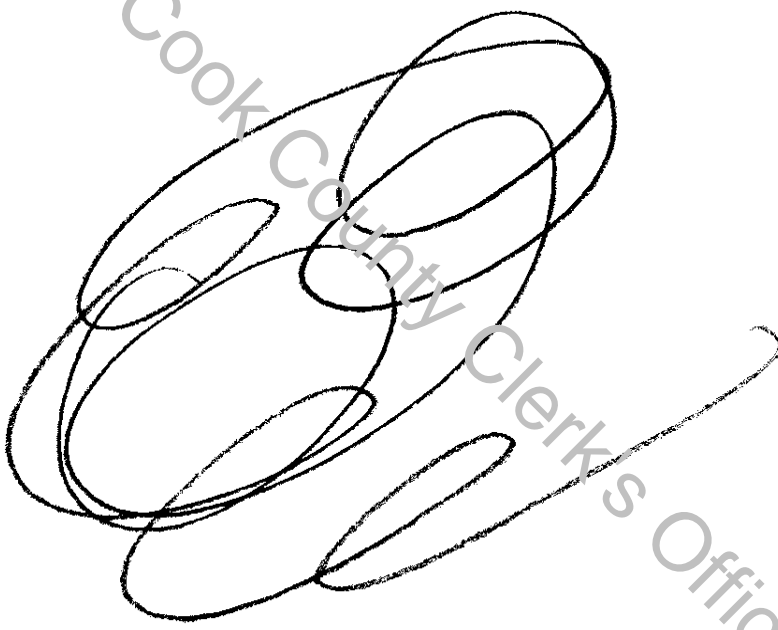
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10-0-09

Exhibit B

Estimate

Property of Cook County Clerks Office



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ESTIMATE OF ENGINEER OF BOARD OF LOCAL IMPROVEMENTS

To the Board of Local Improvements of the City of Evanston:

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Said improvement to be constructed in detail as specified in aforesaid Resolution.

I, herewith submit an estimate of cost of such improvement as described in said Resolution, including labor, materials, and all other lawful expenses attending the proceedings for making said improvement and the cost of making and collecting the assessment therefore as provided by law, viz:

<u>COST ESTIMATE</u>					
<u>ITEM NO.</u>	<u>ITEM</u>	<u>UNIT</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL</u>
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20	FURNISHING AND PLACING TOPSOIL, 3"	SQ. YD.	80	8.00	\$640.00
21	SODDING, SALT TOLERANT	SQ. YD.	80	15.00	\$1,200.00
22	DETECTABLE WARNINGS	SQ. FT.	25	25.00	\$625.00
ESTIMATED CONSTRUCTION COST					\$144,340.00

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Page -2-

Estimate of Engineer of BLI - S.A. 1499
 (Alley, N/Madison Pl., E/Pitner Ave.)

Cost of Engineering Services.....	\$6,495.30
For Lawful Expenses, etc.....	\$6,495.30
.....	\$12,990.60

RECAPITULATION

Construction Cost.....	\$144,340.00
Engineering.....	\$6,495.30
Legal.....	\$6,495.30
Total Cost.....	\$157,330.60

I hereby certify that in my opinion the above estimate does not exceed the probable cost of the above proposed improvement and the lawful expenses attending the same.



 Sat Nagar, P.E.
 Senior Engineer
 Board of Local Improvements

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2009 JUN 12 AM 9:22
DOUGLAS BROWN
CLERK OF COOK COUNTY DIVISION

REPORT AND ASSESSMENT ROLL OF EVANSTON SPECIAL ASSESSMENT NO. S.A. 1499									
NAME AND RESIDENCE OF PERSON WHO PAID THE TAXES DURING THE LAST PRECEDING CALENDAR YEAR WHICH TAXES WERE PAID.	PART OF LOT OR LAND	LOT	SUB LOT	LOT	BLOCK	FIRST INSTALLMENT	INSTALLMENTS INCLUSIVE, EACH	TOTAL ASSESSMENT	
BLOCK 2 IN RESUBDIVISION OF LOTS 1 AND 2 IN BLOCK 3 AND LOTS 15 AND 16 IN BLOCK 2 AND VACATED STREET IN RAY P. TENNE'S FIRST ADDITION TO EVANSTON IN THE SOUTH HALF OF THE MIDDLE ONE - THIRD OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.									
J. A. GAMA 2233 MADISON PLACE EVANSTON, IL 60202	10 - 24 - 305 - 033	ALL OF	D		2	\$205.11	\$220.00	\$2,185.11	
LAWRENCE COURTNEY 2229 MADISON PLACE EVANSTON, IL 60202	10 - 24 - 305 - 034	ALL OF	C		2	\$205.11	\$220.00	\$2,185.11	
SHARON DENISE BOSAN 2225 MADISON PLACE EVANSTON, IL 60202	10 - 24 - 305 - 035	ALL OF	B		2	\$205.11	\$220.00	\$2,185.11	
VIOLA C. WILSON 2221 MADISON PLACE EVANSTON, IL 60202	10 - 24 - 305 - 036	ALL OF	A		2	\$205.11	\$220.00	\$2,185.11	
BLOCK 2 IN RAY P. TENNE'S FIRST ADDITION TO EVANSTON IN THE SOUTH HALF OF THE MIDDLE ONE - THIRD OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF SECTION 24, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.									
GEORGE B. SHANDS JR. 2232 WASHINGTON STREET EVANSTON, IL 60202	10 - 24 - 305 - 001	ALL OF	1		2	\$205.11	\$220.00	\$2,185.11	
ERNEST & ANGELA ABONCE 2228 WASHINGTON STREET EVANSTON, IL 60202	10 - 24 - 305 - 002	ALL OF	2		2	\$205.11	\$220.00	\$2,185.11	

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REPORT AND ASSESSMENT ROLL OF EVANSTON SPECIAL ASSESSMENT NO. S.A. 1499								
NAME AND RESIDENCE OF PERSON WHO PAID THE TAXES DURING THE LAST PRECEDING CALENDAR YEAR WHICH TAXES WERE PAID.	PART OF LOT OR LAND	LOT	SUB LOT	LOT	BLOCK	FIRST INSTALLMENT	INSTALLMENTS INCLUSIVE, EACH	TOTAL ASSESSMENT
10 - 24 - 305 - 003 ESPERANZA V. AYALA 14095 W. LINDEN LANE LIBERTYVILLE, IL 60048	ALL OF	3			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 004 JAIME ROJAS 2220 WASHINGTON STREET EVANSTON, IL 60202	ALL OF	4			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 005 ANNIE FRANCIS AUSTIN 2216 WASHINGTON STREET EVANSTON, IL 60202	ALL OF	5			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 006 CITIZENS LIGHTHOUSE 2212 WASHINGTON STREET EVANSTON, IL 60202	ALL OF	6			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 007 PHYLLIS GRALLA 2208 WASHINGTON STREET EVANSTON, IL 60202	ALL OF	7			2	\$340.11	\$205.00	\$2,185.11
10 - 24 - 305 - 008 RICHARD M. FATTES 2204 WASHINGTON STREET EVANSTON, IL 60202	ALL OF	8			2	\$340.11	\$205.00	\$2,185.11
10 - 24 - 305 - 009 MARGARET SWIFT 738 HARTREY AVENUE EVANSTON, IL 60202	ALL OF	9			2	\$340.11	\$205.00	\$2,185.11
10 - 24 - 305 - 012 KENETH DOSS 2217 MADISON PLACE EVANSTON, IL 60202	ALL OF	14			2	\$340.11	\$205.00	\$2,185.11
10 - 24 - 305 - 013 NICOLAS JOSE COVELLI 2213 MADISON PLACE EVANSTON, IL 60202	ALL OF	13			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 014 LOUISE RHAU 2209 MADISON PLACE EVANSTON, IL 60202	ALL OF	12			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 015 CHARLES TROY 926 LUCERNE COURT MUNDELEIN, IL 60060	ALL OF	11			2	\$205.11	\$220.00	\$2,185.11
10 - 24 - 305 - 016 D.O. FERNANDEZ MORERA 720 HARTREY AVENUE EVANSTON, IL 60202	ALL OF	10			2	\$205.10	\$220.00	\$2,185.10
TOTALS:						\$4,231.97	\$3,900.00	\$39,331.97
PUBLIC CONTRIBUTION:		\$76,665.30						
ADDITIONAL PUBLIC CONTRIBUTION:		\$39,333.33						
PRIVATE BENEFIT:		\$39,331.97						
TOTAL COST OF PROJECT:		\$157,330.60						

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18

STATE OF ILLINOIS)
) SS
 COUNTY OF COOK)

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

IN THE MATTER OF THE SPECIAL) File No. **2009 CO SA 0006**
ASSESSMENT OF THE CITY OF EVANSTON) **EVANSTON SPECIAL**
FOR THE PUBLIC ALLEY NORTH OF MADISON PLACE,) **ASSESSMENT**
EAST OF FITNER AVENUE.) **NO. 1499**

ORDER OF CONFIRMATION OF SPECIAL ASSESSMENT

THIS CAUSE COMING ON TO BE HEARD on the Motion of *Elizabeth E. Howlett*, Attorney in the above cause for the City of Evanston, Illinois, and the Board of Local Improvements of said City of Evanston, Illinois; and the Court heretofore having set this day for application to be made to this Court for the confirmation of said Special Assessment; and Notices having been mailed to all persons paying taxes on the respective lots, blocks, tracts and parcels of land assessed for the proposed improvement, and Notices having been published and posted in regard to such application for confirmation of said Special Assessment, all in accordance with the law as evidenced by Certificates and Affidavits presented to and filed with the Court in these proceedings; and no Objections having been filed to said Special Assessment or to the confirmation thereof; the Court accordingly finds that it has jurisdiction of the subject matter and of the parties involved, and that said *Evanston Special Assessment No. 1499 (File No. 2009 CO SA 0006)* should be confirmed, and said improvement made and Warrant issued for the cost thereof.

IT IS, THEREFORE, HEREBY ORDERED that said *Evanston Special Assessment No. 1499 (File No. 2009 CO SA 0006)*, for the cost of the improvement herein described in accordance with the Special Assessment Roll filed herein, be and the same is hereby in all respects confirmed; and the Board of Local Improvements of the City of Evanston be and it is hereby authorized to proceed with the construction of said improvement; and that the necessary Warrant issued for the cost thereof as set forth in the records herein and in accordance with the law.

Dated: _____, 2009

ELKE B. TOBER-PURZE	40107
KENNETH R. COX	45264
ELIZABETH E. HOWLETT	43981
LISA K. WOODS	43999

CITY of EVANSTON LAW DEPARTMENT
 2100 RIDGE AVENUE
 EVANSTON, ILLINOIS 60201
 (847) 866-2937

ENTERED:

