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Eugene "Gene" Moore
Cook County Recorder of Deeds
Date: 03/11/2010 03:12 PM Pg: 1 of 3

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
MUNICIPAL DEPARTMENT - FIRST DISTRICT

THE CITY OF CHICAGO,)
a Municipal Corporation,)
Plaintiff,)
v.)

No.: 07 M1 401756

BRITTANY SMITH, HSBC BANK)
U.S.A. NATIONAL ASSOCIATION,)
AS INDENTURE TRUSTEE UNDER)
THE INDENTURE RELATING TO)
PEOPLE'S CHOICE LOAN)
SECURITIES TRUST, SERIES 2005-3)
MORTGAGE BACK NOTES, SERIES)
2005-3, REO PROPERTIES)
CORPORATION DATE 5/9/06)
DOC. 0612939087 CASE# 06CH9305,)
MUD CATS REAL ESTATE LLC,)
Defendants.)

Re: 11038 S. STATE STREET

Courtroom 1109

ORDER OF DEMOLITION

This cause coming on to be heard on **March 11, 2010**, on the Plaintiff, City of Chicago, a municipal corporation's ("City"), by Mara S. Georges, Corporation Counsel of the City of Chicago, against the following named defendants:

Brittany Smith,
Alaba Olusaga,
Victor Osaque,
Unknown Owners and
Non-Record Claimants.

The Court being fully advised in the premises and having heard the evidence after a trial on the merits, finds that:

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1. The Court has jurisdiction of the parties and the subject matter, which is the property located at: 11038 S. State St., Chicago, Illinois, ("subject property"), and legally described as follows:

LOT 93 AND THE SOUTH ½ OF LOT 92 IN VANDENBERG'S ADDITION, BEING A SUBDIVISION OF THE SOUTH ½ OF LOT 57 AND LOT 64 (EXCEPT THE SOUTH 165 FEET THEREOF) IN SCHOOL TRUSTEES' SUBDIVISION OF SECTION 16, TOWNSHIP 37 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

This parcel is commonly known as 11038 S. State St., Chicago, Cook County Illinois and has Permanent Index Number (PIN) of 25-16-430-017.
2. The subject property is located in a residential area. It is a two-story residential building of frame construction.
3. The Court finds that on or about May 8, 2006, and continuing to the present, dangerous and unsafe conditions existed at the subject property, in that:
 - a. The building is vacant and has a history of being open.
 - b. The electrical systems are stripped or inoperable.
 - c. The plumbing systems are stripped or inoperable.
 - d. The heating systems are stripped or inoperable.
 - e. There is broken and loose plaster in the walls and ceilings.
 - f. The window sashes and frames are loose and rotten.
 - g. The window glazing is broken or missing.
 - h. The door frames are loose, rotten and broken, or missing.
 - i. The porch members are rotten and broken or missing.
 - j. The siding is rotten or missing.
 - k. There is trash and debris in the interior of the building.
 - l. There is trash and debris surrounding the exterior of the building.
 - m. The interior of the building has been vandalized.
 - n. The exterior of the building has been vandalized.
4. The building located on the subject property is dangerous, hazardous, unsafe and beyond reasonable repair under the Unsafe Buildings Statute, 65 ILCS 5/11-31-1 (1996).
5. Major reconstruction would be necessary to correct the conditions that currently exist at the subject property.
6. Demolition of the subject property as a whole, is the least restrictive alternative available to effectively abate the conditions now existing there.

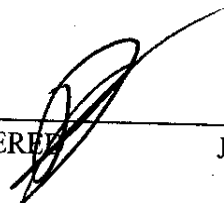
WHEREFORE, IT IS ORDERED THAT:

- A. Judgment is entered in favor of Plaintiff City of Chicago and against Defendants on Counts I, III and IV of the City's Complaint for Demolition.

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- B. All remaining Counts of the City's Complaint for Demolition were previously voluntarily dismissed without prejudice.
- C. Pursuant to 65 ILCS 5/11-31-1 and the City's police powers under Article VII of the Illinois Constitution, the City is granted authorization to demolish the building on the subject property, and is entitled to a lien for the costs of demolition, court costs and other costs enumerated by statute, and/or other statutory remedies.
- D. Pursuant to Illinois Supreme Court Rule 304(a), this is a final and appealable order and the Court finds no just reason for delaying the enforcement or appeal of this order.
- E. The Court retains jurisdiction of this cause to enforce the terms of this order and for the purpose of ascertaining the demolition and litigation costs for entry of a money judgment against the Defendant(s).

"Duplicate Original"

ENTERED  Judge William G. Pileggi

By: Marc Augustave
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Associate Judge William G. Pileggi

MAR 11 2010
 Circuit Court 1764