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Doc#: 1131822109 Fee: \$44.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds Date: 11/14/2011 02:37 PM Pg: 1 of 5

Line above is for recording purposes.

Calendar Number 63

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

Aurora Loan Services LLC

PI AINTIFF

Vs.

Sophia C. Natiello; et. al.

No. 10 CH 050271

DEFENDANTS

CONSENT JUDGMENT FOR FORE CLOSURE

THIS CAUSE having been duly heard by this Court upon the record perein on the merits of the Complaint for Foreclosure filed by the Plaintiff and on Plaintiff's Motion for entry of Consent Judgment for Foreclosure (hereinafter referred to as Judgment), and Defendants-Mortgagors consenting, the Court FINDS:

- (1) **JURISDICTION:** The Court has jurisdiction over the parties hereto and the subject matter hereof.
- (2) **ALLEGATIONS PROVEN:** All the material allegations of the Complaint filed pursuant to 735 ILCS 5/15-1504 and 5/15-1402(a)(2), those allegations being both required and those deemed alleged by virtue of subsection (c), are true and proven, that by entry of this Consent Judgment for Foreclosure, the Mortgage and Note which is the subject matter of these proceedings is extinguished and merged into Judgment and default no longer exists, but has been replaced by Judgment, and that by virtue of the Mortgage, and the evidences of indebtedness secured thereby alleged in the Complaint, there is due to the Plaintiff, and it has a valid subsisting lien on the property described hereafter for the following amounts:

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Principal, Accrued Interest and Advances by Plaintiff through 8/17/2011: \$85,302.00

Costs of Suit: \$988.00

Attorneys' Fees: \$1,200.00

Interest at a rate of \$18.02 from 8/18/2011 to 10/11/2011: \$991.10

TOTAL \$88,481.10

All the foregoing amounts have been accounted for in the Affidavit(s) filed by Plaintiff.

- (3) ATTORNEY FEJS: By its terms said Mortgage provides that the attorneys for the Plaintiff shall be entitled to an award of reasonable attorneys fees herein, and, that included in the above indebtedness are attorneys' fees in the sum of \$1,200.00.
- (4) COURT COSTS: Under the provisions of said Mortgage, the costs of foreclosure are an additional indebtedness for which the Frantiff should be reimbursed, and that such expenses incurred to date totaling \$988.00 are hereby allowed to the Plaintiff.
- (5) **ADVANCES:** That advances made in order to protect the lien of the Judgment and preserve the real estate, such as, but not limited is real estate taxes or assessments, property inspections, property maintenance and insurance premiums incurred by the Plaintiff and not included in this judgment, shall become an additional indebtedness secured by the Judgment lien and bear interest from the date of the advance at the nortgage rate of interest pursuant to 735 ILCS 5/15-1503 and 15-1603.
- (6) **PROPERTY FORECLOSED UPON:** The Mortgage described in the Complaint and hereby foreclosed appears of record in the Office of the Recorder and/or Registrar for Cook County, Illinois, as Document No. 0705302077, and the property herein referred to is described as follows:

LOT 24 IN BLOCK 8 OF THE VILLAGE OF PARK FOREST AREA NUMBER DEING A SUBDIVISION OF THE NORTHWEST 1/4 AND THE NORTHEAST 1/4 OF SECTION 30, TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE RIGHT OF WAY OF ELGIN, JOLIET AND EASTERN RAILROAD IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN AS:

261 Arcadia Street Park Forest, IL 60466

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TAX PARCEL NUMBER: 32-30-208-024

(7) MORTGAGE NOTE: The Mortgage herein referred to secures a Mortgage Note in the sum \$77,400.00 which has been duly accelerated pursuant to the terms of said Note and executed by:

Sophia C. Natiello

Sophia C. Natiello has filed a Chapter 7 bankruptcy and is not subject to any personal deficiency.

- (8) **EXHIBITS:** That true and correct copies of the original mortgage and the original note are attached to the Complaint filed herein.
- (9) **REDEMPTION AND WAIVER OF DEFICIENCY:** The owner(s) of the equity of redemption are the Mortgagors, Property Owners and any other Party Defendant named in the Complaint with the statutor, right of redemption, with the exception of the Registrar of Titles, if named, and any party dismissed by order of Court.
 - (a) The subject real estate is Pes'dential as defined in 735 ILCS 5/15-1219.
 - (b) The Court has obtained jurisdiction over the owners of the right of redemption as set forth in The Attorney's Certificate of Service and Defaulted Parties.
 - (c) That the Mortgagor(s) have waived any and all rights to redeem the mortgaged premises whether by statute or in equity pursuar. 13 735 ILCS 5/15-1601(c).
 - (d) That in consideration of entry of this Judgmen, by Consent, the plaintiff hereby waives any and all rights to a personal judgment for dericincy against the Mortgagor(s), and against all other persons liable for the indebtedness or other obligations secured by the mortgage described herein. This is pursuant to 735 ILCS 5/15-1402(c).
 - (e) That no party has filed an objection to entry of this Judgment by Consent, nor paid the amount required to redeem in accordance with 735 ILCS 5/15-1603.
 - (10) Based upon the pleadings, proofs and admission(s), Plaintiff has standing, cabacity and authority to maintain this cause.
 - (11) The pleadings and proofs presented in the cause are sufficient to support the entry of this judgment.

IT IS HEREBY ORDERED AND ADJUDGED THAT:

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- (1) **JUDGMENT:** A Consent Judgment for Foreclosure be entered pursuant to 735 ILCS 5/15-1506 and 735 ILCS 5/15-1402.
- (2) **VESTING TITLE:** Barring any objection filed by any other party other than the Mortgagor in the above captioned cause within 30 days of the date of this Consent Judgment for Foreclosure, and redemption by any such parties within 30 days of the date of this Consent Judgment for Foreclosure pursuant to 735 ILCS 5/15/1402, title to the real estate described herein is vested absolutely in Federal Home Loan Mortgage Corporation and this executed, recorded order shall be deemed sufficient evidence to establish title vesting in Federal Home Loan Mortgage Corporation. Defendants shall deliver to Plaintiff all applicable documentation as may be required by the Office of the Recorder of Deeds of Cook County, Illinois.
- (3) **TERMINATION OF SUBORDINATE INTERESTS:** The Court gained jurisdiction over all parties to the forcelosure as required by law; and no objections to this consent judgment having been filed of record, then the defendants and all persons claiming by, through or under them, or any of them since the commencement of this suit are forever barred, and foreclosed of any right, title, interest, claim, hen or right to redeem in and to the mortgaged real estate.
 - (a) This Judgment and all orders entered pursuant to said judgment are valid as stated above. The inadvertent failure of them a subordinate record claimant will not invalidate this judgment. Plaintiff may take title and file a subsequent action to determine the redemptive rights of such a party. Should such a claimant not exercise its redemptive rights within the stated time, they shall be forever barred and foreclosed of any right, title, interest, claim, lien or right to redeem or otherwise enforce its claim against the subject property.
- (4) **POSSESSION:** The plaintiff or his or her legal representative or assigns be let into possession of said premises 30 days after entry of this order, and that any of the parties to this cause who shall be in possession of said premises or any portion thereof, or any person who may have come into such possession under them or any of them since the commencement of this suit shall surrender possession of said premises.
- (5) **JURISDICTION:** The Court retains jurisdiction over the parties and subject matter of this cause for the purpose of enforcing this Judgment or vacating said Judgment.
- (6) **APPEALABILITY:** This is a final and appealable order and there is no just cause for delaying the enforcement of this judgment or appeal therefrom.
- (7) The Sheriff of Cook County is hereby directed to evict Sophia C. Natiello from the premises commonly known as 261 Arcadia Street, Park Forest, IL 60466 without further delay and without further order of the court 30 days after entry of this order.

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(8) IT IS FURTHER ORDERED that the Consent Judgment to be issued hereunder is a transaction that is exempt from all transfer taxes, either state or local, and the County Recorder of Deeds is ordered to permit immediate recordation of the Judgment issued hereunder without affixing any transfer stamps.

735 ILCS 5/9-117 is not applicable to this Judgment. This is a final and appealable Judgment with no just cause for further delay.

(9) This order may be recorded with the appropriate county recorder.

ENTER:

DATED:

Notice pursuant to 735 ILCS 5/15-1509.5

1000 PT

atic.
County Clarks Office Grantee: Federal Home Loan Mortgage Convoration

Contact:

Robin Lockhart HomeSteps Asset Services 5000 Plano Parkway Carrollton, TX 75010 (703) 762-4385

Prepared by and Mail to After Recording:

Codilis & Associates, P.C. Attorneys for Plaintiff 15W030 North Frontage Road, Suite 100 Burr Ridge, IL 60527 (630) 794-5300 Cook #21762 14-10-41362