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Eugene "Gene" Moore
Cook County Recorder of Deeds
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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS MUNICIPAL DEPARTMENT - FIRST DISTRICT

| | | |
|---|---|------------------|
| CITY OF CHICAGO, a municipal corporation, |) | |
| |) | |
| Plaintiff, |) | No. 12 M1 401117 |
| v. |) | |
| |) | Re: 3649 W. Ohio |
| MATTIE L. THOMAS, et al., |) | |
| |) | |
| Defendants. |) | Courtroom: 1111 |

EMERGENCY ORDER OF DEMOLITION

This cause coming to be heard on 5/8/12, on the complaint of the Plaintiff, City of Chicago, a municipal corporation ("City"), by Stephen Patton, Corporation Counsel of the City of Chicago, against the following named Defendants:

Mattie L. Thomas
 Independent Trust Corporation
 Associates Finance, Inc.
 World Wide Financial Services, Inc.
 Capital One Bank, N.A.
 Wells Fargo Bank, N.A., as Successor by Merger to Wells Fargo Bank Minnesota, N.A.,
 as Trustee f/k/a Norwest Bank Minnesota, N.A., as Trustee for Delta Funding
 Home Equity Loan Trust 1998-1
 Unknown Owners and Non-record Claimants

The Court being fully advised of the premises of this proceeding and having heard the testimony of the City's inspector, finds that:

1. The Court has jurisdiction of the parties hereto and the subject matter, which is the premises located at the following address: 3649 W. Ohio, Chicago, Illinois, and legally described as follows:

LOT 6 IN KNOBLOCK'S SUBDIVISION OF LOTS 46, 47, AND 48 IN THE SUBDIVISION OF BLOCK 10 IN MORTON'S SUBDIVISION OF THE EAST 1/2 OF THE NORTHWEST 1/4 OF SECTION 11, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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This parcel has a Permanent Index Number of 16-11-124-006.

2. Located on the subject property is a two-story brick mixed-use building.
3. The Court having heard testimony and evidence finds that 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) in that:
 - a. The building(s) located on the subject property (“the building”) is vacant.
 - b. The building’s electrical systems are stripped or inoperable with missing fixtures.
 - c. The building’s heating systems are stripped or inoperable with a missing furnace.
 - d. The building has missing studding.
 - e. The building’s sash are broken, missing, or inoperable.
 - f. The building’s stairs have damaged decking and damaged handrails.
 - g. The building’s stairs have undersized joists.
 - h. The building’s stairs have smoke, fire, and/or water damage.
 - i. The building’s floors are missing or warped.
 - j. The building’s glazing is broken or missing.
 - k. The building’s joists are over notched with smoke, fire, and/or water damage.
 - l. The building’s masonry has holes with loose or missing brick.
 - m. The building’s masonry has step or stress fractures with washed out mortar joints.
 - n. The building has scabbed columns at the basement.
 - o. The building is fire damaged.
 - p. The building’s roof has been vented.
 - q. The building has evidence of drug use.

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- r. The building has running water at the basement.
- 4. Demolition of the subject property, as a whole, is the least restrictive alternative available to effectively abate the conditions now existing there.

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WHEREFORE, IT IS HEREBY ORDERED THAT:

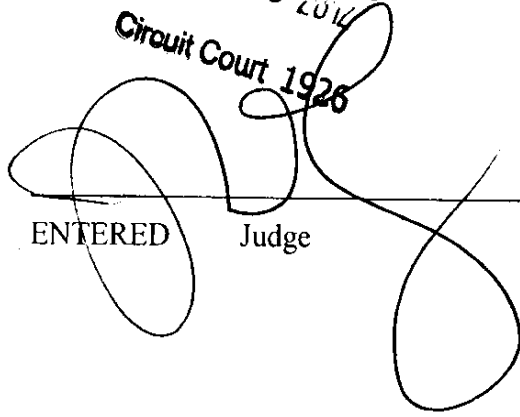
- A. Judgment is entered in favor of Plaintiff City of Chicago and against Defendants on Counts I and IV of the City of Chicago's complaint for demolition.
- B. The remaining counts of the City's complaint for demolition are voluntarily dismissed.
- C. Pursuant to 65 ILCS 5/11-31-1 and the City's police 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. The authority granted in Paragraph C. above shall become effective immediately.
- E. The City's performance under this order will result in a statutory in rem lien that attaches only to the subject parcel of real estate. If the City seeks a personal judgment against any individual party to this action, it will proceed by separate motion directed to that party.
- F. Mattie L. Thomas is ordered to keep the property secure until it is demolished.
- G. Defendants with either possession or control of the subject property shall remove any and all persons, if any, occupying the subject property and all personal property from said premises no later than the effective date so that said premises will be completely vacant and free of personal property before demolition is commenced.
- H. Pursuant to Illinois Supreme Court Rule 304(a), this is a final and appealable order. The Court finds no just reason for delay in the enforcement or appeal of this order.

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- I. The Court reserves jurisdiction of this cause to enforce the terms of this order and for the purpose of ascertaining and approving the demolition and litigation costs.

Judge James M. McGinnis

MAY 06 2014
Circuit Court 1926



ENTERED Judge

PLAINTIFF, CITY OF CHICAGO
STEPHEN PATTON, Corporation Counsel

By: Maggie Rizzo
Maggie Rizzo

Assistant Corporation Counsel
Building and License Enforcement Division
30 N. LaSalle Street, Suite 700
Chicago, Illinois 60602
Phone: (312)742-1935 Facsimile: (312)744-1054
ATTY NO. 90909

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