

Doc#: 1300329116 Fee: \$84.00 Karen A. Yarbrough RHSP Fee:\$10.00 Cook County Recorder of Deeds Date: 01/03/2013 04:22 PM Pg: 1 of 8

#### JUDGMENT OF FORECLOSURE BY CONSENT

CERTIFIED COPY OF JUDGMENT OF FORECLOSURE AFFECTING THE PROPERTY LEGALLY DESCRIPED AS FOLLOWS:

LOTS 21 AND 22 IN BLOCK 2 IN VENDLEY AND COMPANY'S FOURTH ADDITION TO HILLSIDE, BEING A SUBDIVISION OF BLOCK 2, I'N SUBDIVISION OF PART OF THE SOUTH 1/2 OF THE EAST 1/2 OF THE SOUTHEAST FRACTIONAL QUARTER (NORTH OF THE INDIAN BOUNDARY LINE), LYING SOUTH OF THE RIGHT OF WAY OF AURORA, ELGIN AND CHICAGO RAILWAY COMPANY, IN SECTION 7, ALSO PART OF THE 13.25 ACRES (SOUTH OF THE INDIAN BOUNDARY LINE), OF THE SOUTHEAST FRACTIONAL QUARTER OF SECTION 7, ALSO PART OF THE EAST 7 ACRES OF THAT PART OF THE NORTHEAST 1/4 OF SECTION 18, LYING NORTH OF THE CENTER LINE OF BUTTERFIELD ROAD, ALL IN TOWNSHIP 32 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILL INOIS.

**COMMONLY KNOWN AS:** 

4840 BUTTERFIELD ROAD HILLSIDE, ILLINOIS 60162

PIN: 15-07-416-042-0000

Prepared By:

Fuchs & Roselli, Ltd. 440 W. Randolph, Suite 500 Chicago, Illinois 60606 Upon Recording Return To:

Fuchs & Roselli, Ltd. Attn: K. Shaylan Baldwin, Esq. 440 W. Randolph, Suite 500 Chicago, Illinois 60606

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

INLAND BANK AND TRUST,	)
Plaintiff,	)
v.	) Case No. 11 CH 44627
TERRANCE CRONIN, AS TRUSTEE OF THE TERRANCE CHONIN DECLARATION FOR TRUST DATED THE 10 <sup>TH</sup> DAY OF OCOTBOER 2005, INDELIBLE IMPRESSION CONSTRUCTION, INC.; JOE'S BARBEQUE; EVANS JOE WEST; EVANS WEST, JR.; IDEAL HOME MORTGAGE, INC.; PROBERT P. MOUGH, JR. UNKNOWN OWNER, LEGATEES and NO NRECORD CLAIMANTS,	) ) 4840 Butterfield Road ) Hillside, IL 60162 ) ) ) ) ) ) ) ) ) )
Defendants.	70.

#### JUDGMENT OF FORECLOSURE 37 CONSENT

THIS CAUSE HAVING BEEN HEARD by the Court upon the motion of Plaintiff, Inland Bank and Trust ("Inland Bank"), for entry of this Judgment of Foreclosure by Consent and upon the Stipulation for Consent Foreclosure, due notice having been given and the Court being fully advised in the premises, the Court finds that:

- 1. Plaintiff, Inland Bank, filed its Verified Complaint on December 29, 2011 (the "Complaint"). The Complaint includes an action to foreclose a Mortgage dated January 25, 2006 and recorded with the Cook County Recorder of Deeds on August 3, 2006 as Document Number 0621504179 against the real property which is described in Exhibit A hereto (the "Property").
- 2. All of the Defendants in this cause (collectively, the "Defendants") have been duly and properly brought before this Court, either through service of Summons and Complaint,

Publication in the Law Bulletin, via appearance and / or via Waiver of Service of Process, all in the manner provided by law, or have executed the Stipulation for Consent Foreclosure, and this Court now has personal jurisdiction over all the parties to this cause and the subject matter hereof.

- 3. The Terrance Cronin Declaration for Trust Dated the 10<sup>th</sup> Day of October 2005 ("Cronin Trust") has executed a Stipulation for Consent Foreclosure.
  - 4. Tenence Cronin ("Cronin") has executed a Stipulation for Consent Foreclosure.
- 5. Indelible impression Construction, Inc. was served with Summons and the Verified Complaint on February 21, 2012.
- 6. Joe's Barbeque was served with Summons and the Verified Complaint on January 12, 2012.
- 7. Evans Joe West was served with Summons and the Verified Complaint on February 12, 2012.
- 8. Evans West, Jr. was served with Summons and the Verified Complaint on February 12, 2012.
- 9. Ideal Home Mortgage, Inc. was served with Summons and the Verified Complaint on February 9, 2012.
- 10. Robert P. Mough, Jr. was served with Summons and the Verified Complaint on February 9, 2012.
- 12. The affidavit required to make Unknown Owners, Heirs Legatees and Non-Record Claimants parties to this action was duly filed and Unknown Owners, Heirs Legatees and Non-Record Claimants were subsequently served by publication in the Chicago Daily Law Bulletin during the weeks of January 4, 11, 18, 2012.

- 13. In accordance with the Affidavit of Publication, Unknown Owners, Heirs Legatees and Non-Record Claimants were to have filed their appearances and answers to the Verified Complaint on or before February 6, 2012. To date, no appearance or verified answer has been filed by any Unknown Owners, Heirs Legatees and Non-Record Claimants.
- 14. Inland Bank, Cronin Trust and Cronin have executed Stipulations agreeing to the entry by this Court of this Judgment of Foreclosure by Consent, pursuant to Section 15-1402 of the Illinois Mortgage Foreclosure Law, 735 ILCS 5/15-1402, satisfying the indebtedness evidenced by the Mortgage being foreclosed through the Verified Complaint, such documents being attached to the Verified Complaint, by vesting absolute title to the Property in Inland Bank's assignee / designee, Series ΤΓ οι IBT Holdings, LLC, free and clear of all rights, title, interests, claims or liens, if any, of Cronin Frust and Cronin or any other person or entity who is or may be liable for the indebtedness evidenced by the Note, or obligations secured by the Mortgage.
- 15. In accordance with 735 ILCS 5/15-1402(c), Joland Bank waives any right to a personal judgment for deficiency against defendants, or any other person or entity who is or may be liable for the indebtedness evidenced by the Note and/or Commercial Guaranty, or obligations secured by the Mortgage.
- 16. The Mortgage appears on file in the office of the Recorder of Decds Cook County, Illinois as Document Number 0621504179. The Property is legally described in Exhibit A attached hereto and hereby incorporated by reference.
- 17. The rights, title, interests, claims or liens, if any, in the Property of Cronin Trust, Cronin, Indelible Impression Construction, Inc., Joe's Barbeque, Evans Joe West, Evans West, Jr., Ideal Home Mortgage, Inc., Robert P. Mough, Jr., Unknown Owners, Heirs Legatees and

Non-Record Claimants are inferior to the lien of Inland Bank's Mortgage and are terminated by this Judgment.

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED and judgment is hereby entered as follows:

- (a) Absolute title to the Property as defined above and which is legally described in Exhibit A attached hereto is hereby vested in Inland Bank and Trust's assignee / designee, Series TT of IBT Holdings, LLC, free and clear of all rights, title, interests, claims or liens, if any, of Cronin Trust, Cronin, Indelible Impression Construction, Inc., Joe's Barbeque, Evans Joe West, Evans West, Jr., Ideal Home Mortgage, Inc., Robert P. Mough, Jr., Unknown Owners, Heirs Legatees and Non-Record Claimants.
- (b) The indebtedness evidence by the Note and secured by the Mortgage is deemed satisfied;
- (c) Inland Bank and Trust is barred from obtaining a deficiency judgment Cronin Trust, Cronin or any person or entity who is or may be liable for the indebtedness evidenced by the Notes or other obligations secured by the Mortgage;
  - (d) All rights of reinstatement and redemption are barred;
- (e) Cronin Trust and Cronin waive all rights to modify, vacate, set aside or appeal this Judgment; and

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Cronin Trust's, Cronin's, Indelible Impression Construction, Inc.'s, Joe's (f) Barbeque's, Evans Joe West's, Evans West, Jr.'s, Ideal Home Mortgage, Inc.'s, Robert P. Mough, Jr.'s, Unknown Owners', Heirs Legatees' and Non-Record Claimants' rights, title, interests, claims or liens, if any, in the Property, are inferior to the lien of Inland Bank and Trust's Mortgage and are terminated by this Judgment of Foreclosure by Consent.

	ASSOC. JUDGE DAD-
Ox	ASSOC JUDGE DARRYL B. SIM
00/	CIRCUIT COURT 1823
Ilin C	Judge
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D COOR I hereby certify that the document to which this certification is affixed is a true copy.

Dorothy Brown Clerk of the Circuit Court

of Cook County, R.

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#### EXHIBIT A

#### LEGAL DESCRIPTION:

LOTS 21 AND 22 IN BLOCK 2 IN VENDLEY AND COMPANY'S FOURTH ADDITION TO HILLSIDE, BEING A SUBDIVISION OF BLOCK 2, IN SUBDIVISION OF PART OF THE SOUTH 1/2 OF THE EAST 1/2 OF THE SOUTHEAST FRACTIONAL QUARTER (NORTH OF THE INDIAN BOUNDARY LINE), LYING SOUTH OF THE RIGHT OF WAY OF AURORA, FLGIN AND CHICAGO RAILWAY COMPANY, IN SECTION 7, ALSO PART OF THE 13.25 ACRES (SOUTH OF THE INDIAN BOUNDARY LINE), OF THE SOUTHEAST FRACTIONAL QUARTER OF SECTION 7, ALSO PART OF THE EAST 7 ACRES OF THAT PART OF THE NORTHEAST 1/4 OF SECTION 18, LYING NORTH OF THE CENTER LINE OF BUTTERFIELD ROAD, ALL IN TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRL PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN AS:

4840 Potterfield Road Hillside, in Linois 60162

PIN: 15-07-416-042-0000