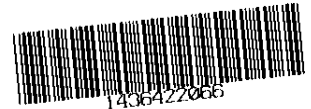


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Doc#: 1436422066 Fee: \$44.00  
RHSP Fee: \$9.00 RPRF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 12/30/2014 02:29 PM Pg: 1 of 4

space reserved for recording information

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## RECORDING COVER SHEET NOTICE OF COURT ORDER REFORMING MORTGAGE

This notice is being recorded to provide notice to all parties that a court order was entered in case 10 CH 27999 *Wells Fargo Bank, N.A v. Martinez a/k/a Cidronio Salgado Martinez a/k/a Cidronio Martinez Salgado, Cidronio, et al.*, an order was entered reforming the legal description of the mortgage recorded December 23, 2004 as document 0435847249. A copy of the order is attached hereto.

### Prepared by and return to:

This instrument was prepared by/return to:  
SHAPIRO KREISMAN & ASSOCIATES, LLC F/K/A FISHER AND SHAPIRO, LLC  
2121 Waukegan Road, Suite 301  
Bannockburn, IL 60015  
(847) 291-1717

10-038242

# UNOFFICIAL COPY

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

WELLS FARGO BANK, N.A  
PLAINTIFF,

-vs-

CIDRONIO MARTINEZ A/K/A CIDRONIO SALGADO  
MARTINEZ A/K/A CIDRONIO MARTINEZ SALGADO;  
VICTORIA MARTINEZ A/K/A VICTORIA M. MARTINEZ;  
CAPITAL ONE BANK (USA), NATIONAL ASSOCIATION  
F/K/A CAPITAL ONE BANK

DEFENDANTS

NO. 10 CH 27999

**ORDER OF REFORMATION**

THIS CAUSE coming before the Court upon Plaintiff's Motion for Judgment on the portion of its Complaint seeking the reformation of a mortgage, due notice having been given, and the Court being fully advised in the premises;

THE COURT FINDS:

1. On or about December 13, 2004, Cidronio Martinez and Victoria Martinez executed a mortgage granting a security interest in the Mortgaged Premises to Plaintiff or Plaintiff's predecessor herein.
2. The legal description on the Subject Mortgage contains errors and is stated on the mortgage, with said errors, as follows:

**See attached Exhibit A**

3. That the Subject Mortgage correctly purports to affect the property with a common street address of 1645 West Olive Avenue, Chicago, IL 60660, bearing a permanent index number of 14-06-412-012. The accurate legal description is:

LOT 49 IN BLOCK 6 IN ASHLAND AVENUE AND CLARK STREET ADDITION TO EDGEWATER, A SUBDIVISION OF PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 6 AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

4. It was the intent of the parties that the mortgage be an encumbrance against the property commonly known as 1645 West Olive Avenue, Chicago, IL 60660, bearing permanent index No. 14-06-412-012 and that the legal description on the mortgage be accurate.
5. The error/omission appearing in the mortgage legal description was inadvertent and without the knowledge of either of the parties to the mortgage.
6. Notwithstanding this inadvertent omission, the mortgage still contains sufficient information necessary to identify the property commonly known as 1645 West Olive Avenue, Chicago, IL 60660.

# UNOFFICIAL COPY

7. Notwithstanding this inadvertent omission, the mortgage still encumbers, and is a valid lien upon the property commonly known as 1645 West Olive Avenue, Chicago, IL 60660.

**IT IS THEREFORE ORDERED:**

A) That the Mortgage dated December 13, 2004 and recorded December 23, 2004 as document number 0435847249, is and remains a valid lien against the property commonly known as 1645 West Olive Avenue, Chicago, IL 60660.

B) That the Mortgage dated December 13, 2004 and recorded December 23, 2004 as document number 0435847249, together with any subsequent assignments thereof, are hereby reformed to reflect the correct legal description, which is as follows:

LOT 49 IN BLOCK 6 IN ASHLAND AVENUE AND CLARK STREET ADDITION TO EDGEWATER, A SUBDIVISION OF PART OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 6 AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

C) That the plaintiff is authorized to record this order to reflect the correct legal description for the property commonly known as 1645 West Olive Avenue, Chicago, IL 60660, IL bearing a permanent index number of 14-06-412-012; and

D) That the Court finds no just reason to delay either enforcement or appeal of this order pursuant to Ill. Supreme Court Rule 304(a).

Dated: 8/23/11

Entered: DJK

ASSOC JUDGE DARRYL B. SIMKO  
Judge  
AUG 23 2011

Randal Scott Berg  
Fisher and Shapiro, LLC  
Attorneys for Plaintiff  
2121 Waukegan Road, Suite 301  
Bannockburn, IL 60015  
(847)291-1717 Ext: 4348  
Attorney No: 42168

CIRCUIT COURT 1823  
Office

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Exhibit A

0435847249 Page: 17 of 24

## TICOR TITLE INSURANCE

Commitment Number: [REDACTED]

### SCHEDULE C PROPERTY DESCRIPTION

The land referred to in this Commitment is described as follows:

LOT 49 IN BLOCK 8 IN ASHLAND AVE AND CLARK STREET ADDITION TO EDGEWATER, A SUBDIVISION OF PART OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 6 AND PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 5, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN AS:  
1645 W. OLIVE ST.  
CHICAGO, ILLINOIS 60680

P.I.N. 14-08-412-012-0000

Property of Cook County Clerk's Office

ALTA Commitment  
Schedule C

(2004110394.PFD/2004110394/5)

Public Record