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Doc#: 1614544039 Fee: \$46.00
RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 05/24/2016 12:49 PM Pg: 1 of 5

Line above is for recording purposes.

Calendar Number 62

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

HSBC Bank USA, National Association as Trustee for
MASTR Repperforming Loan Trust 2006-1
PLAINTIFF

Vs.

David R. Richter; Robert D. Richter; Diane M. Richter;
Citizens Bank, National Association; Windwood
Condominium No. 1; Windwood Residential
Condominium Association; Windwood Umbrella
Association; Unknown Owners and Nonrecord Claimants
DEFENDANTS

No. 15 CH 013381

22423 York Court Unit #2B
Richton Park, IL 60471

Box 70
Cobills & Associates, PC. CONSENT JUDGMENT FOR FORECLOSURE

THIS CAUSE having been duly heard by this Court upon the record herein 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) **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. 96281618, and the property herein referred to is described as follows:

UNIT 2B-BUILDING 3 AS DESCRIBED IN SURVEY DELINEATED ON AND
ATTACHED TO AND A PART OF A DECLARATION OF CONDOMINIUM

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OWNERSHIP REGISTERED ON THE 11TH DAY OF AUGUST, 1983 AS DOCUMENT NUMBER 3323281. TOGETHER WITH A PERCENTAGE OF THE COMMON ELEMENTS APPURTENANT TO SAID UNIT AS SET FORTH IN SAID DECLARATION, AND AS AMENDED FROM TIME TO TIME. IN AND TO THE FOLLOWING DESCRIBED PREMISES: THE EAST 405.00 FEET OF THE NORTH 417.00 FEET OF THE SOUTH 1726.50 FEET OF THE WEST 1/2 OF THE NORTH WEST 1/4 OF SECTION 35, TOWNSHIP 35 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN EXCEPTING THEREFROM THE WEST 310.00 FEET OF THE SOUTH 156.20 FEET AND ALSO EXCEPTING THE WEST 232.00 FEET THEREOF IN COOK COUNTY, ILLINOIS.

COMMONLY KNOWN AS: 22423 York Court Unit #2B
Richton Park, IL 60471

TAX PARCEL NUMBER: 21-35-100-047-1100

(3) **MORTGAGE NOTE:** The Mortgage herein referred to secures a Mortgage Note in the sum \$46,150.00 modified to \$38,599.51 which has been duly accelerated pursuant to the terms of said Note and executed by:

David R. Richter
Robert D. Richter

(4) **EXHIBITS:** That true and correct copies of the original mortgage and the original note are attached to the Complaint filed herein.

(5) **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 statutory 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 Residential 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 pursuant to 735 ILCS 5/15-1601(c).

(d) That in consideration of entry of this Judgment by Consent, the plaintiff hereby waives any and all rights to a personal judgment for deficiency 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).

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- (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.
- (6) Based upon the pleadings, proofs and admission(s), Plaintiff has standing, capacity and authority to maintain this cause.
- (7) The pleadings and proofs presented in the cause are sufficient to support the entry of this judgment.

IT IS HEREBY ORDERED AND ADJUDGED THAT:

- (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:** Title to the real estate described herein is vested absolutely in HSBC Bank USA, National Association as Trustee for MASTR Reperforming Loan Trust 2006-1 and this executed, recorded order shall be deemed sufficient evidence to establish title vesting in HSBC Bank USA, National Association as Trustee for MASTR Reperforming Loan Trust 2006-1. 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 foreclosure 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, lien 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 to name 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 on or before 5/12/2016, 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. Any defendant presently in possession of the subject property is hereby ordered to vacate said premises on or before 5/12/2016.

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(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 David R. Richter; Robert D. Richter; Lois E. Richter; Diane M. Richter; Citizens Bank, National Association; Windwood Condominium No. 1; Windwood Residential Condominium Association; Windwood Umbrella Association from the premises commonly known as 22423 York Court Unit #2B, Richton Park, IL 60471 without further delay and without further order of the court immediately upon entry of this order.

(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: _____

Judge Daniel Patrick Brennan
MAY 17 2016
Circuit Court 1932

DATED: _____

GRANTEE IS THE HOLDER OF A MORTGAGE OF AN ASSIGNEE PURSUANT TO A MORTGAGE FORECLOSURE PROCEEDING. THIS DEED IS EXEMPT FROM REAL ESTATE TRANSFER TAX UNDER 35 ILCS 200/31-45 (L)

Notice pursuant to 735 ILCS 5/15-1509.5

Grantee: HSBC Bank USA, National Association as Trustee for MASTR Reperforming Loan Trust 2006-1

Contact:

Drew Hohensee
1 Home Campus, Des Moines, IA 50328
414-214-9270

Prepared by and Mail to After Recording:

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14-15-14353

NOTE: This law firm is a debt collector.

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