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1624645028

Doc#: 1624645028 Fee: \$50.00
RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 09/02/2016 11:03 AM Pg: 1 of 7

PREPARED BY AND
PLEASE RETURN TO:

Janella L. Barbrow
Schmidt & Barbrow, P.C.
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Property of Cook County Clerk's Office

Parcel No.: OGT0130 and OGT0130TE
PIN: 28-11-230-026
Street Address: 3200 West 147th Street, Midlothian, IL

Pleading: Final Judgment Order
Case Name: IDOT v. Chicago Title Land Trust Co., as Trustee under Trust Agreement Dated August 10, 2007,
Known as Trust No. 8002349228
Case No.: 2012 L 50161

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

THE DEPARTMENT OF TRANSPORTATION)
OF THE STATE OF ILLINOIS, for and on)
behalf of THE PEOPLE OF THE STATE OF)
ILLINOIS)

Plaintiff,)

v.)

CHICAGO TITLE LAND TRUST COMPANY,)
as TRUSTEE UNDER TRUST AGREEMENT)
DATED AUGUST 10, 2007 known as TRUST)
NO. 8002349228; CHESTER BORSUK; ELM)
LIMITED, LLC; COOK COUNTY TREASURER;)
COOK COUNTY CLERK, and UNKNOWN)
OWNERS AND NON-RECORDED CLAIMANTS,)

Defendants.)

CASE NO.: 12 L 50161

Condemnation

Parcel No.: 0GT0130
0GT0130TE

Job No.: R-90-004-09

JURY DEMAND

FINAL JUDGMENT ORDER

This matter, coming on to be heard on the Complaint of THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS for and on behalf of the People of the State of Illinois, to ascertain the just compensation for the taking of property sought to be taken for roadway improvement purposes, as more fully set forth in the Complaint, Plaintiff having appeared by Lisa Madigan, Attorney General, State of Illinois, and Mark T. Schmidt and Janella L. Barbrow, Special Assistant Attorneys General, and Defendants CHICAGO TITLE LAND TRUST COMPANY, as TRUSTEE UNDER TRUST AGREEMENT DATED AUGUST 10, 2007 KNOWN AS TRUST NO. 8002349228, and CHESTER BORSUK, et al. having appeared by attorneys John M. Morrone and Michelle M. Morrone;

All Defendants having been served as provided by Statute or having entered their appearances, and the Court having jurisdiction of this proceeding and of all parties;

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Due notice of this hearing having been given, and the demand for trial by jury having been waived by the Plaintiff and all the Defendants who have appeared;

The Court having heard and considered the representations of counsel, and being otherwise fully advised in all the premises, the Court noting that this Final Judgment Order is being entered by agreement of the Parties:

NOW, THEREFORE, THIS HONORABLE COURT FINDS THAT:

1. The Owner and Interested Parties in Parcel Nos. 0GT0130 and 0GT0130TE, which are legally described in Exhibits A and B, which are attached hereto and incorporated herein by reference, are:

- CHICAGO TITLE LAND TRUST COMPANY, as TRUSTEE UNDER TRUST AGREEMENT DATED AUGUST 10, 2007 KNOWN AS TRUST NO. 8002349228
- CHESTER BORSUK

2. Said parties are entitled to receive the sum of TEN THOUSAND, FOUR HUNDRED AND NO/100's DOLLARS (\$10,400.00) as and for full and final just compensation for the fee simple title to Parcel No. 0GT0130 and for the impressment of a temporary construction easement to, over and upon Parcel No. 0GT0130TE, for a period not to exceed five years.

3. Final Just Compensation to the owner and interested parties for the taking of said real property is TEN THOUSAND, FOUR HUNDRED AND NO/100's DOLLARS (\$10,400.00), and judgment is hereby entered in that amount. The agreed amount includes any claims for damage to the remainder, for interest due or for attorney's fees due from the Plaintiff to the Defendants.

4. A motion was previously made by the Plaintiff for the immediate vesting of title in favor of Plaintiff for the fee simple title to Parcel No. 0GT0130 and for the impressment of a

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temporary construction easement to, over and upon Parcel No. 0GT0130TE, for a period not to exceed five years, pursuant to the statutes thereto appertaining; that on August 17, 2012; the Plaintiff deposited with the Treasurer of Cook County the sum of \$10,400.00, said sum having been found to be the preliminary just compensation; that on September 6, 2012, this Honorable Court ordered that the Plaintiff be vested with fee simple title to Parcel No. 0GT0130 and a temporary construction easement to, over and upon Parcel No. 0GT0130TE, for a period not to exceed five years, and authorized the Plaintiff to take possession thereof.

5. On March 25, 2014, Defendant CHESTER BORSUK, presented a Motion to Withdraw Preliminary Just Compensation, which was granted, and an Order of Withdrawal was entered by this Court on June 2, 2014. Pursuant to the Court's Order, said Defendant withdrew the \$10,400.00 deposited by the Plaintiff with the Treasurer of Cook County.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. That no further moneys be deposited with the Treasurer of Cook County and that the payment of \$10,400.00 for the benefit of the owner or interested parties as follows;

- CHICAGO TITLE LAND TRUST COMPANY, as TRUSTEE UNDER TRUST AGREEMENT DATED AUGUST 10, 2007 KNOWN AS TRUST NO. 8002349228; and
- CHESTER BORSUK

is full and final just compensation, including all claims for interest or attorney's fees

2. That the above-described order of September 6, 2012, which vested THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS with the fee simple title to Parcel No. 0GT0130 and with the impressment of a temporary construction easement to, over and upon Parcel No. 0GT0130TE, for a period not to exceed five years is confirmed.

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3. That this judgment in the amount of \$10,400.00, as full and just compensation for Parcel Nos. OGT0130 and OGT0130TE, be and the same is hereby declared satisfied and this judgment against the Plaintiff is hereby released.

8001 P 8301 P
Q381

ENTER:

JUDGE: E. Ham

DATE: Judge Edward S. Harmening

JUL 22 2014 KS
Circuit Court - 1994

Firm No. 31561
Janella L. Barbrow
Special Assistant Attorney General
SCHMIDT & BARBROW, P.C.
300 S. County Farm Road, Suite F
Wheaton, IL 60187
630-690-0100

I hereby certify that the document to which this certification is attached is a true and correct copy of the original.
Date _____
Clerk of the Court
of Cook County, Illinois

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Route: FAI 57
County: Cook
Job No: R-90-004-09
Parcel No: 0GT0130
Sta. to Sta.: 1005+90.84 to 1006+10.78 LT.
(147th Street)

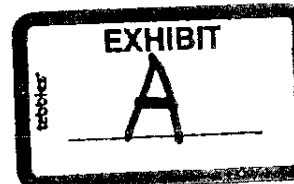
Owner: Chicago Title Land
Trust Co., Trustee,
Trust No. 8002349228
Index No.: 28-11-230-026

That part of Lot 10 in Block 12 in Arthur T. McIntosh and Company's Midlothian Home Gardens Subdivision in the South Half of the Northeast Quarter of Section 11, Township 36 North, Range 13 East of the Third Principal Meridian, according to the plat thereof recorded October 19, 1925 as Document Number 9069431, in Cook County, Illinois, described as follows:

Commencing at the Northeast corner of said Lot 10; Thence South 2 degrees 05 minutes 05 seconds East on the east Line of said Lot 10, a distance of 95.00 feet to the Point of Beginning, said point being 30.00 feet Northerly of the Southeast corner of said Lot 10; Thence South 2 degrees 05 minutes 05 seconds East continuing on said East line 10.00 feet; Thence South 43 degrees 03 minutes 24 seconds West, 14.11 feet to a point on a line 10.00 feet northerly and parallel with the South line of said Lot 10; Thence South 88 degrees 11 minutes 54 seconds West on said parallel line, 10.00 feet; Thence North 43 degrees 03 minutes 24 seconds East, 28.21 feet to the Point of Beginning.

Parcel 0GT0130 herein described contains 0.003 acre or 150 square feet, more or less.

1/31/2011



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Route: FAI 57
County: Cook
Job No: R-90-004-09
Parcel No: OGT0130TE
Sta. to Sta.: 1005+83.78 to 1006+10.69 LT.
(147th Street)

Owner: Chicago Title Land
Trust Co., Trustee,
Trust No. 8002349228
Index No.: 28-11-230-026

That part of Lot 10 in Block 12 in Arthur T. McIntosh and Company's Midlothian Home Gardens Subdivision in the South Half of the Northeast Quarter of Section 11, Township 36 North, Range 13 East of the Third Principal Meridian, according to the plat thereof recorded October 19, 1925 as Document Number 9069431, in Cook County, Illinois, described as follows:

Commencing at the Northeast corner of said Lot 10; Thence South 2 degrees 05 minutes 05 East on the east Line of said Lot 10, a distance of 87.95 feet to the Point of Beginning; Thence South 2 degrees 05 minutes 05 seconds East continuing on said East line, 7.05 feet to a point being 30.00 feet Northerly of the Southeast corner of said Lot 10; Thence South 43 degrees 03 minutes 24 seconds West, 28.21 feet to a point on a line 10.00 feet northerly and parallel with the South line of said Lot 10; Thence South 88 degrees 11 minutes 54 seconds West on said parallel line, 7.05 feet; Thence North 43 degrees 03 minutes 24 seconds East, 35.17 feet to the Point of Beginning.

Parcel OGT0130TE herein described contains 0.004 acre or 106 square feet, more or less.

1/31/2011

