

# UNOFFICIAL COPY

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.

DICRISTINA HOLDINGS, LLC, A  
LIMITED LIABILITY COMPANY;  
MTAG CUST CAZ CREEK IL; FNA  
ELM LLC; COOK COUNTY  
TREASURER; FOUNDERS BANK  
AND TRUST CO. AS TRUSTEE  
UNDER TRUST NO. 4069 BY  
REASON OF DOCUMENT  
0403527149; FIRST MIDWEST  
BANK AS SUCCESSOR TO  
BREMEN BANK & TRUST  
COMPANY AS TRUSTEE UNDER  
TRUST NO. 82-2145 BY REASON  
OF DOCUMENT 11011629018; AND  
UNKNOWN OWNERS AND NON-  
RECORD CLAIMANTS, generally,  
Defendants.



\*1726944068\*

Doc# 1726944068 Fee \$46.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

KAREN A. YARBROUGH

COOK COUNTY RECORDER OF DEEDS

DATE: 09/26/2017 03:55 PM PG: 1 OF 5

Case No. 17 L 050575

## ORDER VESTING TITLE

Property Address: 5445 West 127<sup>th</sup> Street, Crestwood, Cook County, Illinois 60445  
PIN: 24-33-100-029

### Prepared by:

Name: Amanda J. Ripp, Special Assistant Attorney General (Firm ID#41812)  
Attorney for: Plaintiff  
Address: Walker Wilcox Matousek LLP, One North Franklin Street, Suite 3200  
City/State/Zip: Chicago, Illinois 60606  
Phone: (312) 244-6700

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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. )

DICRISTINA HOLDINGS, LLC, A LIMITED )  
LIABILITY COMPANY; MTAG CUST CAZ CREEK )  
IL; FNA ELM LLC; COOK COUNTY TREASURER; )  
FOUNDERS BANK AND TRUST CO. AS TRUSTEE )  
UNDER TRUST NO. 4069 BY REASON OF )  
DOCUMENT 0403527149; FIRST MIDWEST BANK )  
AS SUCCESSOR TO BREMEN BANK & TRUST )  
COMPANY AS TRUSTEE UNDER TRUST NO. 82- )  
2145 BY REASON OF DOCUMENT 11011629018; )  
AND UNKNOWN OWNERS AND NON-RECORD )  
CLAIMANTS, generally, )

Defendants. )

Case No. 17 L 050515

Condemnation

Parcel OJY0003  
OJY0003TE

Job No. R-90-009-13

**JURY DEMAND**

### ORDER VESTING TITLE

This case coming to be heard on the Department of Transportation of the State of Illinois's ("IDOT") Motion for Entry of Order Vesting Title and Defaulting Unknown Owners and Non-Record Claimants, due notice having been given, and the Court, having been fully advised in the premises,

#### **HEREBY FINDS:**

1. On July 24, 2017, the Court entered an order pursuant to 735 ILCS 30/20-5-10 setting the preliminary just compensation at \$2,600.00. IDOT seeks to acquire full fee simple title to real property designated as Parcel OJY0003, legally described in Exhibit A, and a temporary easement for construction purposes for a period not to exceed five years, or until

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completion of construction operations, whichever occurs first, across and upon real property designated as Parcel 0JY0003TE, legally described in Exhibit B.

2. IDOT deposited the preliminary just compensation of \$2,600.00 with the Cook County Treasurer on September 1, 2017.

3. The following defendants are in default for want of an appearance and failure to plead after proper service by publication: Unknown Owners and Non-Record Claimants.

### IT IS THEREFORE ORDERED:

A. Pursuant to 735 ILCS 30/20-5-15, the Department of Transportation of the State of Illinois is vested with the following property rights:

1. Full fee simple title to real property designated as Parcel 0JY0003; and
2. a temporary easement for construction purposes for a period not to exceed five years, or until completion of construction operations, whichever occurs first, across and upon real property designated as Parcel 0JY0003TE.

B. IDOT is authorized to take immediate possession of the property rights described in Paragraph A of this Order, and to exercise immediately all the property rights now vested in IDOT. *430719420*

C. That judgment by default pursuant to 735 ILCS 5/2-1301(d) is entered against Unknown Owners and Non-Record Claimants. *430719420*

Dated: September 13, 2017

Entered: \_\_\_\_\_

JUDGE

Amanda J. Ripp  
 Matthew W. Casey  
 Special Assistant Attorneys General  
 Walker Wilcox Matousek LLP  
 One North Franklin, Suite 3200  
 Chicago, Illinois 60606  
 (312) 244-6700 (Phone)  
 (312) 244-6800/6801 (Fax)  
 Firm ID: 41812


*Judge James M. McGinnis*

SEP 13 2017

I hereby certify that the document to which this certificate is affixed is a true copy.

SEP 14 2017

Dorothy Brown  
 Clerk of the Circuit Court  
 of Cook County, IL.



**UNOFFICIAL COPY****EXHIBIT A**

Route : IL Route 83  
 Section: At 127<sup>th</sup> Street  
 Job No: R-90-009-13  
 County: Cook  
 Parcel : 0JY0003  
 Sta. : 10+28.89 to  
 Sta. : 10+78.44  
 Owner: DiCristina Holdings, LLC, a limited  
 liability company  
 Pin No.: 24-33-100-029

That part of Lot 1 (except the east 384 feet and except the west 233 feet thereof and that part conveyed to the County of Cook by deed recorded December 2, 1938 and December 22, 1938 as document 12244101 and 12252216) in Circuit Court Partition in the West Half of the Northwest Quarter of Section 33, Township 37 North, Range 13 East of the Third Principal Meridian, more particularly described as follows:

Commencing at a the northeast corner of the west 233 feet of said Lot 1; thence South 02 degrees 02 minutes 37 seconds East, (bearings based on Illinois State Plane Coordinates System, NAD83, East Zone) along the east line of the west 233 feet of said Lot 1, a distance of 12.33 feet to a point on the south line of that part of Lot 1 conveyed by documents 12244101 and 12252216, said point also being the Point of Beginning;

Thence easterly 49.78 feet, along the north line of property conveyed by said documents, being the arc of a non-tangent circle to the left, having a radius of 592.50 feet and whose chord bears South 86 degrees 59 minutes 17 seconds East, 49.77 feet to a point on a non-tangent line; thence South 01 degrees 46 minutes 41 seconds East, 3.51 feet to a point on a line 53.00 feet south of and parallel with the north line of said Northwest Quarter; thence South 88 degrees 13 minutes 19 seconds West, along said parallel line, 49.56 feet to a point on the east line of the west 233 feet of said Lot 1; thence North 02 degrees 02 minutes 37 seconds West, along said east line, 7.67 feet to the Point of Beginning, situated in the County of Cook and the State of Illinois.

Said Parcel Containing 260 square feet or 0.006 acres, more or less.

Dated: April 28, 2016

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 JUN 01 2016 *PK*  
**PLATS & LEGALS**

**UNOFFICIAL COPY****EXHIBIT B**

Route : IL Route 83  
 Section: At 127<sup>th</sup> Street  
 Job No: R-90-009-13  
 County: Cook  
 Parcel : 0JY0003TE  
 Sta. : 10+78.44 to  
 Sta. : 11+17.42  
 Owner: DiCristina Holdings, LLC, a limited  
 liability company  
 Pin No.: 24-33-100-029

That part of Lot 1 (except the east 384 feet and except the west 233 feet thereof and that part conveyed to the County of Cook by deed recorded December 2, 1938 and December 22, 1938 as document 12244101 and 12252216) in Circuit Court Partition in the West Half of the Northwest Quarter of Section 33, Township 27 North, Range 13 East of the Third Principal Meridian, more particularly described as follows:

Commencing at a the northeast corner of the west 233 feet of said Lot 1; thence South 02 degrees 02 minutes 37 seconds East, (bearings based on Illinois State Plane Coordinates System, NAD83, East Zone) along the east line of the west 233 feet of said Lot 1, a distance of 12.33 feet to a point on the south line of that part of Lot 1 conveyed by documents 12244101 and 12252216; Thence easterly 49.78 feet, along the north line of property conveyed by said documents, being the arc of a non-tangent circle to the left, having a radius of 592.50 feet and whose chord bears South 86 degrees 59 minutes 17 seconds East, 49.77 feet to the Point of Beginning;

Thence continuing easterly 24.64 feet, along the north line of property conveyed by said documents, being the arc of a circle to the left, having a radius of 592.50 feet and whose chord bears North 89 degrees 24 minutes 49 seconds East, 24.64 feet to a point of tangency; thence North 88 degrees 13 minutes 19 seconds East, 14.29 feet to a point on the west line of the east 384 feet of said Lot 1; thence South 02 degrees 02 minutes 11 seconds East, along said west line, 10.00 feet to a point on a line 60.00 feet south of and parallel with the north line of said Northwest Quarter; thence South 88 degrees 13 minutes 19 seconds West, along said parallel line, 38.97 feet; thence North 01 degrees 46 minutes 41 seconds West, perpendicular to the last course, 10.51 feet to the Point of Beginning, situated in the County of Cook and the State of Illinois.

Said Parcel Containing 394 square feet or 0.009 acres, more or less.

Dated: April 28, 2016

**RECEIVED**  
 JUN 01 2016 *hsk*  
**PLATS & LEGALS**