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KAREN A. YARBROUGH

COOK COUNTY CLERK

DATE: 07/29/2022 12:58 PM PG: 1 OF 6

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COOK COUNTY RECORDING OF CERTIFIED COPY OF FINAL JUDGMENT ORDER

THE ILLINOIS STATE TOLL HIGHWAY AUTHORITY v.
ESTATE OF JOSEPH A. SPURR, *et al.*

Cook County Case No. 2022 L 050073

P.I.N. No.: 18-16-118-016

Common Address: Landlocked parcel located +/- 67 feet west of 4064 Western Avenue
Western Springs, Illinois 60558

INSTRUMENT PREPARED BY:

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

THE ILLINOIS STATE TOLL HIGHWAY
 AUTHORITY, an instrumentality and
 administrative agency of the State of Illinois,

 Plaintiff,

 ESTATE OF JOSEPH A. SPURR, deceased;
 ESTATE OF ANN M. SPURR, aka Anna Spurr,
 deceased; UNKNOWN OWNERS AND NON-
 RECORD CLAIMANTS,

 Defendants.

)
)
) Case No. 2022 L 050073
)
) Condemnation
)
) Parcel No. TW-5-16-093
)
) JURY DEMAND
)
) CALENDAR 1
)
)
)

FINAL JUDGMENT ORDER

8001

THIS CAUSE coming on to be heard upon the Condemnation Complaint of the Plaintiff, the Illinois State Toll Highway Authority ("Plaintiff"), for the ascertainment of just compensation to be paid by the Plaintiff for the taking, uses and purposes stated and set forth therein, to wit, for the taking of fee simple title to Parcel No. TW-5-16-093, such parcel being legally described in Exhibit "A," attached hereto, and made a part hereof. The Court being advised as set forth herein.

And the Plaintiff appearing by Karen Kavanagh Mack, Special Assistant Attorney General, and this matter being before this Court, subject to the *in personam* jurisdiction thereof;

And the Court having jurisdiction over the parties hereto and the cause hereof, and the parties interested herein and such parties being before the Court;

And it appearing to the Court that all defendants have been served with process in the manner provided by statute;

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And it appearing to the Court that Defendants Estate of Joseph A. Spurr, deceased, Estate of Ann M. Spurr, aka Anna Spurr, deceased, Unknown Owners and Non-Record Claimants were found in default for their failure to file an appearance or otherwise plead in this matter;

And it appearing to the Court that the Plaintiff, has filed its Motion for Summary Judgment and Entry of Final Judgment Order, with due notice being given, requesting that the sum of Two Hundred, Seventy Dollars and No Cents (\$270.00) be determined by this Court to constitute full, final and just compensation for the taking of fee simple title to Parcel No. TW-5-16-093;

And no party hereto having raised an objection to the Plaintiff's Motion for Summary Judgment and Entry of Final Judgment;

**AND NOW BEING FULLY ADVISED IN THE PREMISES, THE COURT
HEREBY FINDS:**

1. As provided by Sections 20-5-5 through 20-5-15 of the Illinois Eminent Domain Act 735 ILCS 30/20-5-5 - 20-5-15 (2007), Plaintiff possesses the authority to exercise the right of eminent domain;
2. The property which Plaintiff seeks to acquire herein is subject to the exercise of such right;
3. Plaintiff's authority to exercise the right of eminent domain is being properly exercised in this proceeding;
4. A reasonable necessity exists for taking the property sought by Plaintiff in the manner requested in the Complaint;

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5. The amount to be paid by the Plaintiff as full and final just compensation to the owner or owners of and party or parties interested in the property described in Exhibit "A" attached hereto (i.e. Parcel No. TW-5-16-093), in which the Plaintiff seeks to acquire fee simple title is as follows: to the owner or owners of and party or parties interested in Parcel No. TW-5-16-093, legally described in Exhibit "A" hereto, as full and final just compensation therefore, the sum of Two Hundred, Seventy Dollars and No Cents (\$270.00).

6. The Court further orders that such compensation is inclusive of damage, if any, to any remainder or adjacent real estate, as a consequence of the taking of fee simple title to TW-5-16-093.

7. The Court further finds that the payment of said sum to the owner or owners of and party or parties interested in said real property will fully compensate said owner or owners of, and party or parties interested in, said property for the taking by the Plaintiff of fee simple title to Parcel No. TW-5-16-093.

8. This is an award of final and full just compensation, inclusive of interest and inclusive of any damages to the remainder, for the taking by the Plaintiff of fee simple title to Parcel No. TW-5-16-093, and not an award of preliminary just compensation relative to the taking thereof.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED THAT: *How*

9. Within not more than ninety (90) days from the date of the entry of this Order, Plaintiff shall deposit with the Treasurer of Cook County, Illinois as final just compensation for the acquisition of fee simple title to Parcel No. TW-5-16-093, the sum of Two Hundred, Seventy Dollars and No Cents (\$270.00); and

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10. Upon presentment of evidence to this Court of the deposit of said sum, the Court shall, upon notice and motion, enter an order vesting in Plaintiff fee simple title to Parcel No. TW-5-16-093.

ENTER: [Signature] 2103

ENTERED
Judge Daniel Duffy-2103
JUL 20 2022
IRIS Y. MARTINEZ
CLERK OF THE CIRCUIT COURT
OF COOK COUNTY, IL

Attorney for Plaintiff
Karen Kavanagh Mack
Special Assistant Attorney General
Burke, Warren, MacKay & Scritella, P.C.
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312/840-7000
Firm No. 41704

I hereby certify that the document to which this certification is affixed is a true copy.
Date IRIS Y. MARTINEZ JUL 27 2022
IRIS Y. MARTINEZ
Clerk of the Circuit Court
of Cook County, IL



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LEGAL DESCRIPTION:

LOT 21 IN BLOCK 10 IN JEFFERSON GARDENS, A SUBDIVISION OF PART OF THE WEST HALF OF SECTION 6, TOWNSHIP 38 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, AS PER PLAT OF SAID SUBDIVISION RECORDED AUGUST 17, 1929 AS DOCUMENT 10457275, IN COOK COUNTY, ILLINOIS, BEARINGS BASED ON ILLINOIS STATE PLANE COORDINATES, EAST ZONE, NAD 83 (2011 ADJUSTMENT).

EXCEPT:

THAT PART OF LOT 21 IN BLOCK 10 IN JEFFERSON GARDENS, BEING A SUBDIVISION RECORDED AS DOCUMENT 10457275 ON AUGUST 17, 1929 OF A PART OF THE WEST HALF OF SECTION 6, TOWNSHIP 38 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING WEST OF A LINE EXTENDING ACROSS SAID LOT WHICH LINE INTERSECTS THE NORTH LINE OF SAID LOT AT A POINT 122.74 FEET EAST OF THE NORTH WEST CORNER OF SAID LOT, WHICH LINE ALSO INTERSECTS THE SOUTH LINE OF SAID LOT AT A POINT 120.19 FEET EAST OF THE SOUTH WEST CORNER OF SAID LOT, SITUATED IN THE COUNTY OF COOK, STATE OF ILLINOIS.

SAID PARCEL TW-5-16-093 CONTAINS 0.012 ACRES, OR 537 SQUARE FEET, MORE OR LESS.

EXHIBIT

A

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