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KAREN A. YARBROUGH

COOK COUNTY CLERK

DATE: 10/05/2023 01:14 PM PG: 1 OF 7

Property of Cook County Clerk's Office

**COOK COUNTY RECORDING OF
FINAL JUDGMENT ORDER**

THE DEPARTMENT OF TRANSPORTATION v.
ESTATE OF MELODY BANKS, *et al.*

Cook County Case No. 2022 L 050435

P.I.N. No.: 29-19-209-021

Common Address: 16019 South Wood Street
Harvey, Illinois 60426

INSTRUMENT PREPARED BY:

Karen Kavanagh Mack
Special Assistant Attorney General
Burke, Warren, MacKay & Serritella, P.C.
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Chicago, IL 60611

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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,)	Case No. 2022 L 050435
)	
Plaintiff,)	Condemnation
)	
v.)	Parcel Nos. 0L73008TE-A
)	0L73008TE-B
ESTATE OF MFLODY BANKS, deceased; ESTATE)	
OF FREDERICK BANKS, deceased; MICKEY)	Job No. R-90-011-14
BANKS; JPMORGAN CHASE BANK, N.A.;)	
UNKNOWN OWNERS; and NON-RECORD)	JURY DEMAND
CLAIMANTS,)	
)	CALENDAR 3
Defendants.)	

FINAL JUDGMENT ORDER

THIS CAUSE coming on to be heard upon the Condemnation Complaint of the Plaintiff, the Department of Transportation of the State of Illinois, for and on behalf of the People of the State of Illinois, 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 temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B, such parcels being legally described in Exhibits "A" and "B", 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;

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

And it appearing to the Court that defendants Defendant U.S. Bank Trust National Association, as successor-in-interest to JPMorgan Chase Bank, N.A., and Mickey Banks were dismissed as parties in this matter pursuant to Plaintiff's motions.

And it appearing to the Court that Defendants Estate of Melody Banks, deceased; Estate of Frederick Banks, 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 from the record of this cause that a Motion was heretofore brought by the Plaintiff for the immediate vesting in Plaintiff of temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B, pursuant to the statutes of the State of Illinois and, by virtue thereof, on October 20, 2022, this Court found, adjudged and decreed the amount of preliminary just compensation for the taking of temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B to be Three Hundred and 00/100 Dollars (\$300.00); that on December 14, 2022, Plaintiff deposited said sum with the Treasurer of Cook County, Illinois; that on January 5, 2023, pursuant to the Plaintiff's motion, an Order was entered vesting the Plaintiff with temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B;

And the Plaintiff, having filed its Motion for Entry of Final Judgment Order in the Amount of the Preliminary Award, due notice being given, with said motion requesting that the sum of Three Hundred and 00/100 Dollars (\$300.00) be determined by this Court to constitute full, final and just compensation for the taking of temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B;

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

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

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 Exhibits "A" and "B" attached hereto (i.e. Parcel Nos. 0L73008TE-A and 0L73008TE-B), in which the Plaintiff has acquired temporary easements is as follows:

To the owner or owners of and party or parties interested in Parcel Nos. 0L73008TE-A and 0L73008TE-B, legally described in Exhibits "A" and "B" hereto, as full and final just compensation therefore to the owner or owners of and party or parties interested therein, the sum of Three Hundred and 00/100 Dollars (\$300.00), inclusive of interest and inclusive of any damages to the remainder.

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 temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B.

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 temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B.

And the Court being fully advised in the premises, Orders and Adjudges that the sums of money herein awarded by the Court to the owner or owners of and party or parties interested in said real property described herein is full and final just compensation, inclusive of interest and

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inclusive of any damages to the remainder, to the owner or owners thereof and party or parties interested therein for the taking of temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B.

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 temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B, and not an award of preliminary just compensation relative to the taking thereof.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED THAT:

1. The Order of the Court of January 5, 2023, vesting the Plaintiff with temporary easements across and upon Parcel Nos. 0L73008TE-A and 0L73008TE-B is hereby confirmed in all respects;
2. The sum of Three Hundred and 00/100 Dollars (\$300.00), was deposited by the Plaintiff with the Treasurer of Cook County on December 12, 2022; therefore, the Plaintiff shall be deemed to have fully satisfied this Final Judgment Order; and
3. This judgment is hereby declared satisfied and this matter is hereby stricken from the call.

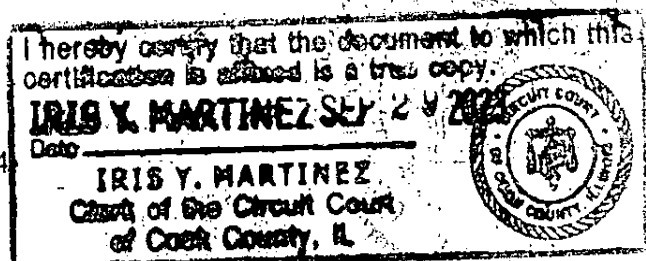
Attorneys for Plaintiff
 Karen Kavanagh Mack
 (kmack@burkelaw.com)
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 330 N. Wabash Ave, Suite 2100
 Chicago, IL 60611
 (312) 840-7000/(312) 840-7900 (fax)
 Firm I.D. 41704

ENTER: _____

Judge Patrick T. Stanton

SEP 18 2023

Circuit Court - 2184



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Route: Wood Street
Section:
County: Cook
Job: R-90-011-14
Parcel: 0L73008TE-A
Sta. 116+96.87 to 117+11.46
Index No.: 29-19-209-021

That Part of the South 34.00 feet of the North 57.00 feet of Lot 3 in Block 6 in Arthur T. McIntosh's Ashland Avenue Addition to Harvey recorded February 3, 1918 as Document 6273028, being a Subdivision in the North 1/2 of the Northeast 1/4 of Section 19, Township 36 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD83 (2011 Adjustment) with a combined factor of 1.00001368, described as follows:

Commencing at the Northwest corner of said Lot 3; thence South 00 degrees 39 minutes 10 seconds East along the West line of said Lot 3 being also the East line of Wood Street 42.40 feet to the Point of Beginning; thence North 89 degrees 20 minutes 50 seconds East 12.00 feet; thence South 00 degrees 39 minutes 10 seconds East 14.59 feet; thence South 89 degree 24 minutes 10 seconds West 12.00 feet to said West line; thence North 00 degrees 39 minutes 10 seconds West 14.57 feet along said West line to the Point of Beginning.

Said parcel containing 175 square feet or 0.004 acres, more or less.

EXHIBIT
A

APPROVED

By William Wright at 8:24 am, Apr 16, 2021

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Route: Wood Street
Section:
County: Cook
Job: R-90-011-14
Parcel: 0L73008TE-B
Sta. 117+25.44 to 117+30.89
Index No.: 29-19-209-021

That Part of the South 34.00 feet of the North 57.00 feet of Lot 3 in Block 6 in Arthur T. McIntosh's Ashland Avenue Addition to Harvey recorded February 3, 1918 as Document 6273028, being a Subdivision in the North 1/2 of the Northeast 1/4 of Section 19, Township 36 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, bearings and distances based on the Illinois State Plane Coordinate System, East Zone, NAD83 (2011 Adjustment), with a combined factor of 1.00001368, described as follows:

Commencing at the Northwest corner of said Lot 3; thence South 00 degrees 39 minutes 10 seconds East along the West line of said Lot 3, being also the East line of Wood Street 23.00 feet to the North line of the South 34.00 feet of the North 57.00 feet of Lot 3 and the Point of Beginning; thence North 89 degrees 23 minutes 56 seconds East 12.00 feet along said North line; thence South 00 degrees 39 minutes 10 seconds East 5.41 feet; thence South 89 degrees 20 minutes 50 seconds West 12.00 feet to said West line; thence North 00 degrees 39 minutes 10 seconds West along said West line 5.42 feet to the Point of Beginning.

Said parcel containing 65 square feet or 0.002 acres, more or less.

**EXHIBIT
B**

APPROVED

By William Wright at 8:24 am, Apr 16, 2021