#### IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

DELORES MASTRO and JOSEPH MASTRO,

Plaintiffs,

NO. 85 CH 10559

86291903

PHILIP ENGELKING and VERA ENGELKING,

Defendants.

AGREED ORDER PAGE ONE

THIS CAUSE coming on to be heard on the Verified Complaint of. the Plaintiffs, Joseph Mastro and Delores Mastro, and the Verified Answer and Affirmative Derenses of the Defendants, Philip Engelking and Vera Engelking, and the Court having conducted a Pretrial of those issues before the Court, and on the motion of the parties, and the parties presentation of an Agreed Order to the Court, and the Court having heard the arguments of coursel and being fully advised in the premises:

THE COURT FINDS that with respect to the Plaintiffs' three count complaint, the following;

> 1. That an encroachment exists as alleged in Count 1 of the Plaintiffs' complaint, in that the corner gate and support Tence post encroaches on the property of the Plaintiffs, as indicated in the survey conducted by Rudolph Sylvan Jr., on the Plaintiffs' property, on June 6, 1985.

> 2. That an encroachment exists as alleged in Count 2 of the Plaintiffs' complaint, in that the driveway servicing the defendants' property, encroachs on the property of the Plaintiffs, as indicated in the survey conducted by Rudolph Sylvan, Jr., on the Plaintiffs' property, on June 6, 1985, said driveway encroaching .43' North of the Defergants' lot line, on to the Plaintiffs' property 70.41' from the East lot line of the Defendants' property, and encroaching .05' at North East corner of the Defendants' property of the Plaintiffs'.

Atty No. 54951

JEFFREY E. MAREK

Actorney for Flaintiffs

5544 St. Charles-Suite 400 Address

Berkeley, Illinois 60163 Cltv

(312) 547-8170 Telephone

ENTER:

JUN 1 8 1986

Judge Alchanu Lighton. . .

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FINLEY, CLERK OF THE CIRCUIT COURT OF COOK COUNTY

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IN THE CERCUIT COURT OF COCK COUNTY, ILLINOIS

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NO. 95 OH 10559

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TATE ENGERHING and VEHA ENGELHING,

Notendants.

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Attorney To

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## IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

DELORES MASTRO and JOSEPH MASTRO,

Plaintiffs,

NO.

85 CH 10559

PHILIP ENGELKING and VERA ENGELKING.

Defendants.

#### AGREED ORDER PAGE TWO

3. That an encroachment exists as alleged in Count 3 of the Plaintiffs' complaint, in that 2 sections of wooden fence belonging to the Defendants are built and installed onto the property of the Plaintiffs, and the Defendants have certain metal fastners installed in the side yard fence belonging to the Illintiffs, and use these metal fastners support the driveway gate of the Defendants!

IT IS THEREFORE ORDERED that with respect to each parcel of real property affected by this Order, said Order shall be recorded in the Recorder of Deeds Office for the County of Cook, against each such parcel, and those properties are as follows:

Property of the Plaintiffs' commonly known as 142 South Maple Avenue, Hillside, Cook County, Illinois, 60162, and described as:

LOT 8 (EXCEPT THE NORTH 35 FEET) AND THE NORTH 35 FEET OF LOT 9 IN BOEGER'S FOURTH ADDITION TO HILLSIDE, BEING A SUBDIVISION OF PART OF THE SOUTHWEST 4 OF SECTION 17, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PIN. :15-17-304046 40

Property/of the Defendants', commonly known as 146 South Maple Avenue, Hillside, Cook County, Illinois, 60162, and described as:

54951 Atty No.

Address

Telephone

City

JEFFREY E. MAREK

Plaintiffs Attorney for

5544 St. Charles Rd.-Suite 400 Berkeley, Illinois 60163

(312) 547-8170

JUN 1 8 1986 JUDGE RICHARD L. JUNNE

Judge's No.

MORGAN M. FINLEY, CLERK OF THE CIRCUIT COURT OF COOK COUNTY

IN THE CINCUIT COURT OF COOK COUNTY, BEINGIS

CENTRAL MARRIED and FURTHER MARRIED, 3.是其其为的[a24]。 15 15 1 THE THE ELWING AND MENN INCHES THE Lettandante. AGREED DRIDER PAGE 1:0 will continue the contact of the contact of the contact of the Prating Tip Country in Endt & sections of wooden trops belianging to the Octandence are but to are larrathed onto the bedrux we the chain elainess to be somewhere man and the second of the second seco and the will be the best of more and the second of the sec Land to the said to be a survey of the said with the said the said of the said To ledge note to sougher of would camped the transfer at the real property althered by this order, and order and the recorder in the Rocorder of District Same and the Rocorder of Colors of Same and the Same and properties are as the resident of the same and properties are as the same and the same are same as the same are Because the second of the second respondence of the second second of the renies Hillstide Coordinate Williams a collective and the contractive and co: To Tuer an engler her cha (then an Arthuration T**einne) The College** na tornaviagis a algibe vagisalle oktoravit**ora (bilanda bibah) salabubu**bu PART OF THE SOUTHWEST , OF SECTION VV. FONESLIE 39 NURTH. AND AND SECTION. 12 310102 11 11 STORES HER DO TO BE THE THE REVOCAL HEREBYS CERTIFY THE ABOVE TO BE CORRECT OF THE coor dooner, think And had not been exped as: CLERK OF THE CIRCUIT COURT OF COOK COL [11, 1001, s. 601, 1.7] THIS ORDER IS THE COMMAND OF THE CIRCUM model furnishment in commit Wis Lines COURT AND VIOLATION THEREOF IS SHOULD IN and a subset of PENALTY OF THE LAW **marivanja etikeev, ceelul op ti**st alval et come een eerok eraleer

### IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

DELORES MASTRO and JOSEPH MASTRO,

Plaintiffs,

NO. 85 CH 10559

PHILIP ENGELKING and VERA ENGELKING,

Defendants.

AGREED ORDER PAGE THREE

Lot 9 (except the North 35 Feet thereof) and the North 55 feet of Lot 10 in Boeger's 4th Addition to Hillside being a Subdivision of part of the Southwest 1/4 of Section 17, Township 39 Norte, Range 12, East of the Third Principal Meridian, in Cook County, Illinois, 15-17-304-047

IT IS FURTHER ORDERED that the Defendants acknowledge that no property rights accrue to them in any manner, as a result of the encroachment aforesaid, in the property of the Plaintiffs, by prescription , or otherwise.

. IT IS FURTHER ORDERED that each party be and hereby is responsible for the payment of their own attorney fees in this cause.

IT IS FURTHER ORDERED that this cause be and hereby is dismissed with**ëu**t prejudice.

Atty No.

54951

JEFFREY E. MAREK

Attorney for Plaintiffs

Address

5544 St. Charles Rd.-Suite 400

City

Telephone

Berkeley, Illinois 60163

(312) 547-8170

ENTER:

JUN 1 8 1986

Judge المناطقة عموه المناطقة ا المناطقة ا DEPUTY CLERK

Judge's No.

MORGÁN M. FINLEY, ČLERK OF THE CIRCUIT COURT OF COOK COUNTY

## **UNOFFICIAL COPY**

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINEAR

THE STATE OF THE MASTRO

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THE ENGELYING and VERA LNOSLETNO.

Defendants.

AGREED

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DATE 6-18-8

CLERK OF THE CIRCUIT COURT OF COOK

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