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

THE COMMUNITY BANK & TRUST CO. OF)
OF EDGEWATER, Trustee under Agreement)
dated March 24, 1979, and KURT A.)
MATHIASSEN, SOLVEIG MATHIASSEN,)
WILLIAM J. HENDRICKS and KATHLEEN)
HENDRICKS,)
Plaintiffs,)

-vs-

NO. 86 L 28411

MIRIAM C. BJUR BERGUS, also known as)
MIRIAM C. BERGUS,)
Defendant.)

DEPT-01 RECORDING \$13.25
T#1111 TRAN 7976 10/13/87 16:18:00
#073 #A *-87-554587
COOK COUNTY RECORDER

MEMORANDUM OF JUDGMENT

THIS CAUSE coming before the Court for Trial to Prove-Up the Default Ordered entered by Judge Michael C. Zissman on August 31, 1987, and the matter being assigned to this Court by Judge Foreman from the Assignment Call for trial, and the Court finding that due notice of this trial was served upon the Defendant's Counsel and the Defendant failing to appear personally or by counsel, and the Plaintiffs' appearing, and the Court taking the testimony of KURT A. MATHIASSEN and WILLIAM J. HENDRICKS, and having viewed documents and photographs tendered by the plaintiffs, and hearing argument of Plaintiff's counsel and taking note of applicable presumptions of law and otherwise being fully advised in the premises FINDS as follows:

1. That the plaintiff's have proved their case on all issues raised in Counts One, Two and Three of the Complaint.
2. That under the terms of the written lease with the defendant paragraph 15, Defendant is contractually obligated to pay Plaintiff's reasonable attorney's fees incurred in this action.
3. That the Defendant's acts complained of in Count Three of the Complaint constitute waste, damage and destruction of the premises and were willful and wanton and with malice.

WHEREFORE, JUDGMENT is entered in favor of the Plaintiffs, THE COMMUNITY BANK & TRUST COMPANY OF EDGEWATER, as Trustee under Trust Agreement dated March 24, 1979, KURT A. MATHIASSEN, SOLVEIG MATHIASSEN, WILLIAM J. HENDRICKS and KATHLEEN HENDRICKS against the Defendant MIRIAM C. BJUR BERGUS also known as MIRIAM C. BERGUS on Count One the sum of \$750.00, on Count Two the sum of \$8,038.00 with \$1,600.00 in attorney's fees and on Count Three \$1,000.00 Exemplary Damages. JUDGMENT FOR PLAINTIFFS against THE DEFENDANT is entered in the Sum of \$11,388.00 plus costs. This Order is Final and there is just reason to delay enforcement or appeal.

ANDRE ANTHONY J. BUSLO

ENTERED:

[Handwritten Signature]
JUDGE

SEP 18 1987

#08323
RITTENBERG & BUFFEN, LTD.
Attorneys for Plaintiff
One N. La Salle St.

CIRCUIT COURT - 8/1

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