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Stat.(1979) Ch. 120, §716a as in effect on August 15, 1980.

(b) That prior to the sale above-mentioned, the Cook County Collector had duly published an advertisement giving notice of the intended application for judgment for sale of the subject property, under and pursuant to the provisions of Ill.Rev.Stat.(1979) Ch.120, §716a.

(c) That prior to the sale above-mentioned, the Cook County Collector made application for judgment for sale of the subject property, under and pursuant to the provisions of Ill.Rev.Stat.(1979) Ch.120, §716a.

(d) That prior to the above-mentioned sale, there was entered in the Circuit Court of Cook County a judgment, under and pursuant to the provisions of Ill.Rev.Stat.(1979) Ch.120, §716a, for the amount of general taxes, special taxes, special assessments, interest, penalties, and costs upon the subject property as were included in the aforesaid advertisement.

(e) That the aforesaid judgment directed that the subject property be sold by the County Collector at public sale to the highest cash bidder, notwithstanding the bid might be less than the full amount of taxes, special taxes, special assessments, interest, penalties, and costs for which judgment had been entered, under and pursuant to the provisions of Ill.Rev.Stat.(1979) Ch.120, §716a.

(f) That the aforesaid sale of the subject property was shortly thereafter duly confirmed by the Circuit Court of

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Cook County, and the Clerk of Cook County and the Cook County Collector thereupon issued to the tax purchaser a certificate of purchase, all under and pursuant to the provisions of Ill.Rev.Stat.(1979) Ch.120, §716a as in effect on August 15, 1980.

(g) That the owner failed to redeem the aforesaid sale of the subject property within the time allowed by law, but that the tax purchaser failed to petition the court for a tax deed within the time allowed by law and no tax deed issued on the aforesaid tax certificate of purchase.

(h) That this Court on February 10, 1987 entered herein its findings that the in rem lien upon the subject property for unpaid 1973-77 real estate taxes was extinguished upon confirmation of the sale as aforesaid pursuant to Ill. Rev.Stat.(1985), Ch.120, §716a, but that the extinguishment of the in rem lien was voided and the lien revived upon failure of tax deed to issue within the time allowed by law pursuant to Ill.Rev.Stat.(1985), Ch.120, §752.

(i) That the Illinois Supreme Court thereafter ruled, in Application of Rosewell, 127 Ill.2d 404, 537 N.E.2d 762 (1989), that such tax liens are extinguished upon confirmation of the sale, and are not retroactively revived by operation of Ill.Rev.Stat.,Ch.120, §752.

(j) That the subject property is located at and commonly known as 8309 S. 79th Avenue, Oak Lawn, Illinois 60453 and is legally described as:

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Lot 54 in Frank DeLugach's 83rd Street Highlands, being a Subdivision of the North 42/80th of the West half of the South West quarter of Section 36, Township 38 North, Range 12 East of the Third Principal Meridian in Cook County, Illinois.
P.I.N. 18-36-302-014, Vol. 085 (1973-78).
P.I.N. 18-36-302-025, Vol. 085 (after 1980 Tax Division).

NOW, THEREFORE IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the aforesaid August 15, 1980 tax sale of the subject property, and the tax certificate of purchase issued subsequent thereto, are null and void by reason of the tax purchaser's failure to timely petition for issuance of tax deed and failure of tax deed to issue, pursuant to Ill.Rev. Stat., Ch.120, §752;

2. That, notwithstanding the foregoing, the in rem lien upon the subject property for unpaid back taxes for 1973-77, entered in tax year 1978, and for interest, penalties and costs, was extinguished upon and by, and from and after, confirmation of the aforesaid August 15, 1980 sale of the subject property, and said lien was not revived by operation of Ill.Rev.Stat., Ch.120, §752 upon failure of tax deed to issue in connection with said sale;

3. That the defendants, and each of them, and their respective agents, attorneys, deputies and successors, and all persons acting on their behalf, be and are hereby permanently enjoined from asserting the aforesaid in rem lien

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upon the subject property, and from collecting or attempting to collect on the basis of or pursuant to said in rem lien, any additional general real estate taxes, or interest, penalties or costs therefor, charged against the subject property for the tax years 1973 through 1977, inclusive, and

4. That the Collector and County Clerk of Cook County shall mark their books with respect to the subject property in accordance with this Order.

5. That the question of in personam liability for said back taxes, if any, of the owner/s of the subject property during the tax years 1973 through 1977 or thereafter is hereby specifically reserved, and no provision of this Order shall be deemed to be res judicata or estoppel as to said question.

6. That the Court finds that there is no just reason to delay the appeal or enforcement of this Order.

7. That this cause be and is hereby dismissed.

_____, 1989.
CIRCUIT COURT - 355
ENTER: AUG 3 1989

JUDGE
JUDGE MARY M. CONRAD

EDMUND CRAIG
Attorney for Plaintiffs
20 South Clark Street
Chicago, Illinois 60603
(312) 3332-1757
Attorney I.D. No. 25132

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Property of Cook County Clerk's Office

DEPT-01 RECORDING \$16.25
T#0000 TRAN 5659 09/15/89 15:00:00
#3764 & C * -89-436770
COOK COUNTY RECORDER

I HEREBY CERTIFY THE ABOVE TO BE CORRECT.



-89-436770

to Edmund ~~CORREIA~~ 9-15-89
20 South Clark Street Aurelia Puzanski
Suite 800
Chicago, Ill. 60603

CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.

THIS ORDER IS THE COMMAND OF THE CIRCUIT COURT AND VIOLATION THEREOF IS SUBJECT TO THE

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SENA... ..