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Firm No. 91022

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - DOMESTIC RELATIONS DIVISION

In re the Marriage of
BEATRICE C. PERL,
Petitioner,
and
KARL PERL,
Respondent.

No. 87 D 13489

JUDGMENT OF DISSOLUTION OF MARRIAGE

This cause coming on to be heard on the Petition for Dissolution of Marriage filed by BEATRICE C. PERL, who is represented by MARSHALL J. AUERSACH & ASSOCIATES, LTD. and KARL PERL, who is represented by GRUND, MARCUS & McNISH and this case having been heard as a contested matter and the Court having heard testimony taken under oath in open court in support of BEATRICE C. PERL's Petition for Dissolution of Marriage, and having heard the testimony of the parties and of witnesses presented by both parties, and having considered the exhibits offered and admitted into evidence by the parties, and the Court having considered all arguments of counsel and the memoranda filed by them, and now being fully advised in the premises makes the following findings of fact and conclusions of law:

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A. That this action was commenced by the wife filing a Petition for Dissolution of Marriage on July 14, 1987.

B. The Wife was a resident and domiciliary of Cook County, Illinois at the time she filed her Petition for Dissolution of Marriage, and she has maintained said residence and domicile for over ninety days next preceding the making of these findings.

C. The parties were lawfully married on September 19, 1956 and the marriage is registered in Chicago, Illinois.

D. Three children were born to the parties as a result of this marriage, namely: JOSHUA PERL, BARRON PERL, and SHELDON PERL; four children were adopted by the parties, namely, HARVEY PERL, SETH PERL, KENNETH PERL, and NEIL PERL. All of the seven children are emancipated adults and the wife is not now pregnant.

E. The husband, without cause or provocation on the part of the wife, has been guilty of extreme and repeated acts of mental cruelty.

F. The wife has proved the material allegations of her petition for dissolution of marriage and a judgment of dissolution of marriage should be entered.

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G. The opinion of the Court contained in the Memorandum of Decision dated October 14, 1988 is incorporated herein by reference as additional findings of this Court.

H. The Court has jurisdiction of the parties and of the subject matter of this dissolution of marriage proceeding.

I. The parties' marital property has the following values:

Cash Value of insurance policies	\$ 129,664.00
3612 West Roosevelt Road, Chicago, Illinois	72,000.00
Three Minnesota farms (less \$756,717.10 mortgage)	735,900.00
Farm equipment	247,500.00
Feed and crops	63,720.00
Cattle (disposed of)	155,360.00
6511 Longmeadow Drive, Lincolnwood, Illinois	530,000.00
1446 North Dearborn Street, Chicago, Illinois (less \$80,000.00 mortgage)	1,250,000.00
Perl Brand Foods Corporation	373,000.00
Karl Perl's bank account at Sauk Centre Bank	35,000.00

J. KARL PERL has dissipated \$175,000.00 in marital property.

K. The Minnesota farms are not self-supporting. KARL PERL is the only party who is interested in farming and it is appropriate for BEATRICE C. PERL to be released from the mortgage. Therefore, the farms must be sold.

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L. Each party shall be responsible for his or her own attorneys' fees, costs and expenses. Each party has been advised of his or her rights to a hearing regarding same. BEATRICE C. PERL has stipulated that the reasonable value of her attorneys' fees is \$125,527.22 through the entry of the judgment of dissolution of marriage, that her unused costs totaling of \$11,310.42 shall be applied against this amount, and that \$114,216.80 shall be paid by BEATRICE C. PERL upon receipt by her of her property distribution.

IT IS THEREFORE ORDERED AND ADJUDGED AS FOLLOWS:

1. The bonds of matrimony between the parties are dissolved and the same are dissolved accordingly as to both parties.

2. BEATRICE C. PERL is awarded the property located at 6511 Lincolnwood Drive, Lincolnwood, Illinois, the property located at 3612 West Roosevelt Road, Chicago, Illinois, the Perl Brand Foods Corporation and all of its assets, and all of the life insurance policies. KARL PERL shall execute all documents necessary to transfer his interest in these assets to BEATRICE C. PERL.

3. KARL PERL is awarded the property located at 1446 North Dearborn Street, Chicago, Illinois, and \$35,000.00 from the Sauk Centre Bank. KARL PERL shall be

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solely responsible for the mortgage on 1446 North Dearborn Street and shall hold harmless and indemnify BEATRICE C. PERL with regard thereto. KARL PERL shall be solely responsible for any and all loans from his nephew, Gedon Hertshagen, and shall hold harmless and indemnify BEATRICE C. PERL with regard thereto.

4. KARL PERL shall pay to BEATRICE C. PERL, a lump sum payment of \$137,668.00 which shall be neither income taxable to BEATRICE C. PERL, nor income tax deductible by KARL PERL. This payment shall be made out of the proceeds of the refinancing of 1446 North Dearborn Street, and BEATRICE C. PERL's quitclaim deed to this property shall be exchanged for said lump sum check in an escrow closing. The parties shall equally divide the cost of the escrow, although KARL PERL shall be solely responsible for any other refinancing costs.

5. The three farms located in Stearns County, Minnesota, and all farm assets shall immediately be placed for sale by the receiver, HOWARD ROSENFELD. He shall take all steps necessary to effectuate the sale. He is also ordered and empowered to make whatever claims are necessary to obtain funds which may be due the farm from any set-aside

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drought relief or other programs. HOWARD ROSENFELD is also ordered to collect any other funds due the farm from other sources. After the farm is liquidated, any remaining debt shall be equally divided between the parties. If there are excess funds after the sale, the receiver will hold these funds to apply to any fees or debts outstanding due to this litigation. Any remaining funds will be distributed equally to the parties.

6. Each party shall be responsible for his or her own attorneys' fees, experts' fees, costs and expenses and will hold harmless and indemnify the other in regard thereto. Upon the receipt of her property distribution, BEATRICE C. PERL shall pay the sum of \$114,216.80 to MARSHALL J. AUERBACH & ASSOCIATES, LTD. and judgment is entered thereon. This is in addition to the unused cost retainer of \$11,310.42 which shall be retained by MARSHALL J. AUERBACH & ASSOCIATES, LTD. GRUND, MARCUS & McNISH are granted leave to file a fee petition against KARL PERL within 30 days from the entry of this judgment. Upon the receipt of her property distribution, BEATRICE C. PERL shall pay the sum of \$3,566.09 to HOYSLER ASSOCIATES, INC. and judgment is entered thereon. Upon the receipt of her property distribution, BEATRICE C. PERL shall pay the sum of \$2,550.00 to ROBERT J. HEINZEN, MAI, SRPA and judgment is

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entered thereon. Upon the receipt of her property distribution, BEATRICE C. PERL shall pay the sum of \$650.00 to ASSOCIATED REAL ESTATE APPRAISERS and judgment is entered thereon. Upon the receipt of her property distribution, BEATRICE C. PERL shall pay the sum of \$5,073.53 to HALL, BYERS, HANSON, STEIL & WEINBERGER and judgment is entered thereon.

7. Hearing on the fees of SCHILLERSTROM & KABZA, LTD., as well as BEATRICE C. PERL'S previously filed motion to reconsider memorandum of decision, is set for FEBRUARY 6, 1989 at 11:00 A.M. without further notice.

8. Each party is hereby restrained and enjoined from disposing of or encumbering any assets and incurring additional debt, except as otherwise provided in this judgment, until all receiver and accountant fees are paid.

9. Each party is forever barred from seeking maintenance, alimony or support from the other.

10. The Court retains jurisdiction to enforce the provisions of this judgment.

11. HOWARD ROSENFELD is awarded receiver's fees of \$18,030.88 and each party shall pay one-half of said

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amount and judgment is entered thereon. MICHAEL SILVER & COMPANY, the receiver's accountants, are awarded fees of \$33,412.27, and each party shall pay one-half of said amount and judgment is entered thereon.

12. The receiver is discharged except for the duties imposed upon him pursuant to paragraph 5 hereof and the receiver shall have the power to execute and deliver all documents necessary to effectuate the sale of the farms and farm assets.

13. The receiver's accountants, MICHAEL SILVER & CO. are discharged.

14. Upon entry of this judgment of dissolution of marriage, KARL PERL must immediately cooperate in the obtaining of a Jewish divorce.

15. The issue of the three men's pocket watches requested by KARL PERL from BEATRICE C. PERL is reserved.

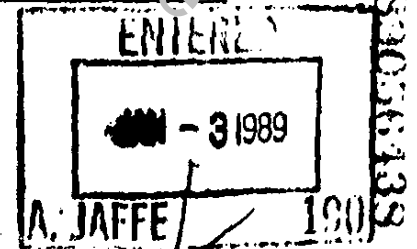
ENTER:

Judge

APPROVED AS TO FORM:

Beatrice C. Perl
Beatrice C. Perl

MARSHALL J. AUERBACH
MARSHALL J. AUERBACH & ASSOCIATES, LTD.
180 North LaSalle Street, Suite 2207
Chicago, Illinois 60601
(312) 853-3300



JAN 3, 1989

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Property of Cook County Clerk's Office

I HEREBY CERTIFY

DATE 1/27/11

[Handwritten Signature]

CLERK

THIS DOCUMENT IS

COURT

PENALTY OF THE LAW

IN SUBJECT TO THE

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In re the Marriage of Perl

Property Located at:

3612-14 Roosevelt Road
Chicago, Illinois

Legal Description:

Lots Five (5) and Six (6) (except the South seventeen (17) feet thereof taken for the widening of 12th Street) in Givins and Gilberts Subdivision of the South fifteen (15) acres of the East half of the East half of the South West quarter of Section fourteen (14), Township thirty-nine (39) North, Range thirteen (13), East of the Third Principal Meridian.

Permanent Real Estate Index Number: 1-18-68-058

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In re the Marriage of Perl

Property Located at:

6511 N. Longmeadow Drive
Lincolnwood, Illinois 60646

Legal Description:

Lots 3 and 4 in Block 13 in Lincolnwood Towers 4th Addition, being a Subdivision of part of the East fractional Half of the South East fractional Quarter of fractional Section 33, Township 41 North, Range 13, East of the Third Principal Meridian, according to corrected Plat thereof recorded September 15, 1953 as Document 15719597, in Cook County, Illinois.

Permanent Real Estate Index Number: 10-31-44-607

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In re the Marriage of Perl

Property Located at:

1446 North Dearborn Street
Chicago, Illinois

Legal Description:

Lots 40 and 41 in Burton's Subdivision of Lot 14
in Bronson's Addition to Chicago, in Section 4,
Township 39 North, Range 14, East of the Third
Principal Meridian, in Cook County, Illinois.

Permanent Real Estate Index Number:

17-04-209-020

. 17-01 RECORDING \$22.00
. 17-252 TRAN 4006 02/06/89 14:14:00
. 180773 B *-89-056438
. COOK COUNTY RECORDER

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1/8/89
AV