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IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT

MACON COUNTY, ILLINOIS

90564494

FIRST NATIONAL BANK OF DECATUR,)
 a National Banking Association,)
)
 Plaintiff,)
)
 vs.) No. 89-L-1017
)
 LEE SIEGEL,)
)
 Defendant.)

NOV 1990
 FILED
 PAUL M. HOGAN
 CIRCUIT CLERK

DEPT-01 RECORDS \$13.00
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 #2053 # H *-90-564494
 COOK COUNTY RECORDER

FINDINGS AND ORDER

THIS CAUSE CAME ON FOR HEARING on the 28th day of August, 1990, and the Plaintiff appeared by its attorneys, WILSON, DYAR, MOSS & STATZER, and the Defendant appeared by his attorney FRANK BYERS, SR., and the court having heard the evidence produced in open court, examined the exhibits, heard the argument of counsel, and being fully advised in the premises, FINDS:

1. That the court has jurisdiction of the parties and the subject matter of this proceeding.
2. That the Plaintiff proved by a preponderance of the evidence that there is due to the Plaintiff from the Defendant pursuant to the previous agreement between the parties dated August 9, 1988, admitted into evidence in this proceeding as Plaintiff's Exhibit 1, the following sums:

A. Monies advanced by Plaintiff prior to August 9, 1988:	\$28,197.24
B. Current balance of interest arrearage existing on August 9, 1988:	<u>15,436.28</u>
Total due pursuant to August 9, 1988 Agreement:	\$43,633.52

3. That there is due to the Plaintiff from the Defendant the sum of \$175.00 for monies advanced to General Fence Company for repairs to the premises.

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4. That as of August 9, 1988, there was due to the Plaintiff from the Defendant the sum of \$270,653.10 principal and that all payments in reduction of principal and interest and all additions as set forth in Plaintiff's Exhibit 2 were properly made except the additions for utilities, including the alleged water bill payments made on April 12, 1990, and June 22, 1990.

5. That after deleting from Exhibit 2 the additions for utilities, including the alleged water bill payments made on April 12, 1990, and June 22, 1990, and recalculating the interest on the resulting balance from time to time, there is due to the Plaintiff from the Defendant the sum of \$269,330.69.

6. That the additions for the utility bills are not authorized by the terms of the note or mortgage or the agreement dated August 9, 1988.

7. That the balance of rental funds held by the Plaintiff, being the sum of \$1,175.99, may be used for payment of utilities and to reimburse Plaintiff for utility bills previously paid.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That judgment is entered in favor of the Plaintiff, FIRST NATIONAL BANK OF DECATUR, a National Banking Association, and against the Defendant, LEE SIEGEL, in the sum of \$313,139.21 plus costs of suit.

2. That the balance of rental funds being held by the Plaintiff in the sum of \$1,175.99 may be used for the payment of utilities and to reimburse Plaintiff for utility bills previously paid.

Dated this 1st day of November, 1990.

ENTER:


Judge John K. Greanias

Approved as to form:

Attorney for Defendant

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PAUL M. HOGAN
CIRCUIT CLERK

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CLERK'S CERTIFICATE OF COPY - WITH JUDGE'S VERIFICATION - 4 9 4

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STATE OF ILLINOIS, }
COUNTY OF MACON } ss. I, PAUL M. HOGAN
Clerk of the Circuit Court in and for said County, in the State aforesaid, do hereby certify the foregoing to be a true, perfect and complete copy of FINDINGS AND ORDER in cause No. 89-L-1017 entitled
FIRST NATIONAL BANK OF DECATUR vs. LEE SIEGEL as the same appears by the original
FINDINGS AND ORDER now on file in this office remaining.

(Seal of court)

Dated November 2, 1990

Paul M. Hogan
(Clerk of the Circuit Court)

By: M. Neff
(Deputy)

STATE OF ILLINOIS, }
COUNTY OF MACON } ss. I, JOHN K. GREANIAS
Judge of the Circuit Court of said County, do hereby certify that PAUL M. HOGAN
_____, whose name is subscribed to the foregoing Certificate of Attestation, now is, and was at the time of signing and sealing the same, Clerk of the Circuit Court of MACON County aforesaid, and keeper of the Records and Seal thereof, duly elected and qualified to office; that full faith and credit are and of right ought to be given to all his official acts as such in all Courts of Record and elsewhere; and that his said attestation is in due form of law, and by the proper officer.

(Seal of court)

John K. Greanias
(Judge)

STATE OF ILLINOIS, }
COUNTY OF MACON } ss. I, PAUL M. HOGAN
Clerk of the Circuit Court in and for said County, in the State aforesaid, do hereby certify that JOHN K. GREANIAS
_____, whose genuine signature appears to the foregoing certificate, was at the time of the signing the same, Judge of the Circuit Court of said County duly commissioned and qualified; that full faith and credit are and of right ought to be given to all his official acts as such in all Courts of Record and elsewhere.

(Seal of court)

Dated November 2, 1990

Paul M. Hogan
(Clerk of the Circuit Court)

By: M. Neff
(Deputy)

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IN SENATE
JANUARY 11, 1900

REPORT
OF THE
COMMISSIONERS OF THE LAND OFFICE
IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE
MAY 15, 1899

Property of Cook County Clerk's Office

THE LAND OFFICE HAS THE HONOR TO ACKNOWLEDGE THE RECEIPT OF THE REPORT OF THE COMMISSIONERS OF THE LAND OFFICE IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE MAY 15, 1899.

AND TO ADVISE THAT THE SAME HAS BEEN FILED IN THE OFFICE OF THE CLERK OF THE SENATE.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL OF OFFICE AT CHICAGO, ILLINOIS, THIS 11TH DAY OF JANUARY, 1900.

CLERK OF THE SENATE

RECORDED