

9113338

Disposed

CERTIFIED COPY (Rev. 6/85)

United States District Court
Northern District of Illinois
Eastern Division

I, H. Stuart Cunningham, Clerk of the United States District Court for the Northern District of Illinois, do hereby attest and certify that the annexed document is a full, true, and correct copy of the original(s) on file in my office and in my legal custody.

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DEPT-01 RECORDING \$17.00
1:3333 TRAN 0184 05/26/91 11:31:00
COC 91-133389
COOK COUNTY RECORDER

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at Chicago, Illinois on 5-14-91.

H. STUART CUNNINGHAM
CLERK

By: Laura Springer
Deputy Clerk

Box 254

UNOFFICIAL COPY

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

20130369

Name of Assigned Judge	Judge Norgle	Sitting Judge or Other Than Assigned Judge	
Case Number	89 C 5196	Date	November 16, 1990
Case Title	Independence One Mortgage Corp. -vs- James Holman Jr.		

MOTION: (In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3d-party plaintiff, and (b) state briefly the nature of the motion being presented.)

MOTION FOR ENTRY OF AN ORDER APPROVING THE REPORT OF SALE AND DISTRIBUTION AND ORDER OF POSSESSION.

NOV 20 1990

Filed on

DOCKET ENTRY: (The balance of this form is reserved for notations by court staff.)

(1) Judgment is entered as follows: (2) [Other docket entry]

Plaintiff's motion for an order approving report of sale and distribution and order of possession is granted.

(3) Filed motion of (use listing in "MOTION" box above)

(4) Brief in support of motion due

(5) Answer brief to motion due _____ Reply to answer brief due _____

(6) Hearing on _____ at _____

(7) Status hearing held continued to set for _____ at _____

(8) Pretrial conference held continued to set for _____ at _____

(9) Trial set for _____ reset for _____ at _____

(10) Bench trial jury trial Hearing held and continued to _____ at _____

(11) This case is dismissed without with prejudice and without costs by agreement pursuant to FRCP 41(j) (failure to serve) General Rule 21 (want of prosecution) FRCP 41(a)(1) FRCP 41(a)(2)

(12) [For further detail see _____ order on the reverse of _____ order attached to the original minute order form.]

No notices required.		number of notices	2
Notices mailed by judge's staff.		date docketed	NOV 20 1990
Notified counsel by telephone.		docketing dpy. initials	[initials]
<input checked="" type="checkbox"/> Docketing to mail notices.		date mid. docket	NOV 20 1990
Mud AO 450 form.		mailing dpy. initials	[initials]
courtroom deputy's initials			
EEF			
Date/time received in central Clerk's Office			

NOV 16 1990

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89-9078

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

Independence One Mortgage Corporation)

PLAINTIFF,)

-vs-)

James E. Holman, Jr., Sharon M. Holman)

DEFENDANTS)

BOOKETED
NOV 20 1990

NO. 89 C 5196

Judge Norgle

ORDER APPROVING
REPORT OF SALE AND DISTRIBUTION
AND ORDER OF POSSESSION

This cause coming to be heard on Plaintiff's motion for the entry of an order approving the Report of Sale and Distribution filed by the duly appointed Special Commissioner of this Court.

The Court having examined said report finds that the Special Commissioner has in every respect proceeded in accordance with the terms of this Court's Judgment, and that said sale was fairly and properly made, and that the proceeds derived therefrom were properly distributed, but were not sufficient to pay in full the amount due the Plaintiff, leaving a deficiency of \$39,857.95, together with interest thereon at the rate of nine percent per annum from the date of sale.

IT IS ORDERED that the sale of the premises involved herein by said Commissioner, the distribution by him of the proceeds of sale, issuance of the Commissioner's Certificate of sale and his Report of Sale and Distribution of proceeds of sale, be and the same are hereby approved and confirmed.

That the mortgagee's fees and costs arising between the entry of the judgment of foreclosure and the date of the special commissioner's sale are approved, ratified and confirmed.

That the Special Commissioner shall execute and deliver to successful bidder, pursuant to Chapter 110, Paragraph 15-1508 a

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certificate of sale and a duplicate thereof to be recorded with the Recorder of Deeds of COOK County, Illinois.

It is further ordered that upon request by the successful bidder, the Special Commissioner shall execute and deliver to the successful bidder, a deed sufficient to convey title provided that all required payments have been made pursuant to Illinois Revised Statutes Chapter 110, Section 15-1509.

That Independence One Mortgage Corporation and/or Secretary of Veterans Affairs, and Officer of the United States is entitled to possession of the premises, commonly known as:

Lot 762 in Woodgate Green Unit 6, being a subdivision of part of the Northeast 1/4 of Section 17 and part of the Northwest 1/4 of the Northwest 1/4 of Section 16, all in Township 35 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois. Commonly known as 5654 Woodgate Road, Matteson, IL 60443.

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effective upon the entry of this order; that said Sheriff of County of COOK is directed to evict and dispossess, James E. Hosman Jr., Sharon M. Holman and any unknown occupants claiming through them from the subject premises.

IT IS FURTHER ordered that said property is subject to a special right of redemption for 30 days hereafter the entry of this order. That if said redemption occurs there will remain an in rem deficiency against said property in the amount of \$39,857.95 with the same lien priorities as to the underlying mortgage herein foreclosed without any rights of homestead.

IT IS FURTHER ordered that a Judgment In Personam shall be entered in favor of Plaintiff for the amount of \$39,857.95 against the following named persons, James E. Holman Jr., Sharon M. Holman and a memorandum of Judgment shall issue without the right of homestead.

That there is no just cause for delay in the enforcement of or appeal from this order.

ENTER: _____

JUDGE

DATED: _____

11-16-90

SHAPIRO & KREISMAN
Attorneys for Plaintiff
1161 A Lake Cook Road

COOK COUNTY CLERK'S OFFICE
11-16-90

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Deerfield, Illinois 60015
(708) 945-6040

Property of Cook County Clerk's Office

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