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LEAD

LIS PENDENS NOTICE

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
MUNICIPAL DEPARTMENT - FIRST DISTRICT

CITY OF CHICAGO,  
A Municipal Corporation,

92M1-400667

Plaintiff,

NO.

\$3.00  
FILING

-vs-

Columbia National Bank of Chicago  
5250 North Harlem Avenue  
Chicago, Illinois 60656  
TR# 2205

Maria Babich  
2640 West Iowa  
Chicago, Illinois 60622-4576

John Kirkwood  
836 South Loomis  
Chicago, Illinois 60607

Defendant (s)

\* \* \* REFER TO ATTACHED ADDENDUM OF DEFENDANTS \* \* \*

I, the undersigned, do hereby certify that the  
above entitled cause was filed in the above court on  
the \_\_\_\_\_ day of JAN 31 1992 199 for  
violations of the Chicago Building and Housing Code,  
and is now pending in said court and that the property  
affected by said cause is located at the following  
address:

2640 West Iowa  
1st Floor Front

and described as follows: SEE ATTACHED TITLE SEARCH SHEET

\* \* \* REFER TO ATTACHED ADDENDUM \* \* \*

— Kelley R. Welsh  
Corporation Counsel  
City of Chicago

By: [Signature]

Assistant Corporation Counsel  
180 N. LaSalle St. Suite 501  
Chicago, Illinois 60601

or

Deposit in box no. \_\_\_\_\_

Recorders Office

Official Business  
City of Chicago

COOK COUNTY RECORDERS  
FILED FOR RECORDED

1992 FEB 24 AM 3:46

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Plaintiff

vs.

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Chicago, Illinois 60622-4576

John Kirkwood  
836 South Loomis  
Chicago, Illinois 60607

Defendant

92MI-400667

NO. \_\_\_\_\_

AMOUNT CLAIMED \$ 600.00

RE: 2640 West Iowa  
1st Floor Front

### COMPLAINT FOR EQUITABLE AND OTHER RELIEF

NOW COMES THE PLAINTIFF, CITY OF CHICAGO, A MUNICIPAL CORPORATION BY            Kelley R. Welsh ACTING CORPORATION COUNSEL, AND SAYS AS FOLLOWS:

#### COUNT 1

1. THAT WITHIN THE CORPORATE LIMITS OF SAID CITY THERE IS A PARCEL OF REAL ESTATE LEGALLY DESCRIBED AS FOLLOWS.

The E 12 feet of Lot 31 and Lot 32 (except the E 7 feet) in Block 2 in Easton's Subdivision of the NE 1/4 of the SW 1/4 of the SE 1/4 of Section 1, Township 36 North Range 13, East of the Third Principal Meridian, (except the N 33 feet and the 33 feet) in Cook County, Illinois.

COMMONLY KNOWN AS 2640 West Iowa - 1st Floor Front

AND THAT LOCATED THEREON IS Three-Story ord. with 6 dwelling units and basement.

2. THAT AT ALL TIMES PERTINENT THERETO THE FOLLOWING NAMED DEFENDANTS

Columbia National Bank of Chicago TR# 2205  
Maria Babich  
John Kirkwood

OWNED, MAINTAINED, OPERATED, COLLECTED RENTS FOR OR HAD AN INTEREST IN THE SAID PROPERTY ON THE DATE(S) HEREINAFTER SET FORTH.

92MI-400667

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**LEAD**

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3. That on or about October 1, 1990 and on numerous other occasions the following violations of the Municipal Code of Chicago existed in said property and said violations have not been corrected:

#101045

The 1st Floor Front at Apartment 2640 West Iowa has defective lead-bearing paint found in the following locations:

1. HALL CLOSET - Ceiling.
2. BEDROOM #1 - Exterior window sill & trim on the east wall.
3. BEDROOM #2 - Ceiling.

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4. That \_\_\_\_\_ is the duly appointed Commissioner of the Department of Health for the City of Chicago, and as such, and through reports of Environmental Lead Inspectors of the Department of Health of said City of Chicago, he or the undersigned has knowledge of the facts stated in this Complaint.

5. That this proceeding is brought pursuant to the provisions of the Municipal Code of Chicago, and of Chapter 24, Section II-31-1, II-31-2 and II-13-15 of the Illinois Revised Statutes, as amended.

Wherefore, Plaintiff prays for a fine against the Defendant, other than the Defendants whose only interest in the property is by virtue of Security interests or liens therein, in the said amount indicated on the heading of the Complaint for each day said violations have existed and/or exist, except as to violations of Section 39-13 of the Municipal Code of Chicago, for which violations, Plaintiff prays for a fine against all Defendants.

COUNT II

As a second and further cause of action the Plaintiff, City of Chicago, a Municipal Corporation:

I-5 Realleges the allegations of paragraphs one through five of Count I as paragraphs I through 5 of Count II and further alleges.

6. That the levying of a fine is not an adequate remedy for the abatement of a nuisance and that it is necessary that a temporary and permanent injunction issue and a receiver be appointed to bring subject property into compliance with the Municipal Code of Chicago.

WHEREFORE, Plaintiff prays:

- a. For a temporary and permanent injunction requiring the defendants to correct the said violations and to restrain future violations permanently.
- b. For the appointment of a receiver, if necessary, to correct the conditions alleged in the Complaint with the full powers of receivership including the right to issue and sell receiver's certificates.
- c. For such other and further relief as may be necessary in the premises and which the court shall deem necessary.
- d. For reasonable attorney's fees and court costs.

CITY OF CHICAGO, a Municipal Corporation

CORPORATION COUNSEL

BY: \_\_\_\_\_  
Assistant Corporation Counsel

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STATE OF ILLINOIS }  
COUNTY OF COOK } SS

The undersigned, being first duly sworn on oath deposes and says that he is the duly authorized agent of the Plaintiff for the purpose of making this affidavit; that he has read the above and foregoing Complaint and has knowledge of the contents thereof, and that the matters set out therein are true in substance and in fact, and belief that he believes them to be true.

*C. H. Kirby*

Subscribed and Sworn to  
before me this \_\_\_\_\_

Day of \_\_\_\_\_

198 \_\_\_\_\_

DEPUTY CIRCUIT COURT CLERK  
OR - NOTARY PUBLIC

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**Legal Description:** The E 12 feet of Lot 31 and Lot 32 (except the E 7 feet) in Block 2 in Easton's Subdivision of the NE 1/4 of the SW 1/4 of the SE 1/4 of Section 1, Township 39 North, Range 13, East of the Third Principal Meridian, (except the N 33 feet and the S 33 feet) in Cook County, Illinois.

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