

# UNOFFICIAL COPY

95460558

COPY

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, COUNTY DIVISION

IN THE MATTER OF THE APPLICATION OF THE )  
COUNTY COLLECTOR FOR JUDGMENT AND SALE )  
AGAINST LANDS AND LOTS RETURNED DELINQUENT )  
FOR NONPAYMENT OF SPECIAL ASSESSMENT )  
WARRANT NO. 61297, INSTALLMENT NO. 1 )

Misc. No. 89-17  
No. 92 CoTD 2125 \$25.50

PETITION OF MIDWEST PARTNERS FOR TAX DEED )

1994 APR 12 11:58:00  
NOV 23 11 AM '95-460558  
COOK COUNTY RECORDER  
\$22.00

FLOYD POWELL AND MATTIE M. THOMAS POWELL )  
Petitioners )  
vs )  
MIDWEST PARTNERS )  
Respondent )

### ORDER

THIS CAUSE coming on to be heard upon the Motion Pursuant to Section 2-1401(F) Of the Illinois Code of Civil Procedure To Vacate Order Directing County Clerk To Issue A Tax Deed Entered April 12, 1993 filed by Floyd Powell and Mattie M. Thomas Powell, Petitioners, said motion having been filed with the Clerk of this Court on December 6, 1994, due notice of the presentment of said motion having been given to all necessary parties, the Court being fully advised,

IT IS HEREBY FOUND as follows:

1. Installment no. 1 of the City of Chicago special assessment warrant No. 61297 for the property known as Volume 468, permanent real estate index number 25-21-414-021 was paid in full prior to the judgment and order of sale entered on January 5, 1990.
2. As a result of the payment of said special assessment prior to the entry of the judgment and order of sale, said judgment and order of sale is completely void.
3. Therefore the tax sale of the property for said delinquent special assessment is also void and any orders entered in this cause subsequent to the judgment and order of sale are accordingly void.
4. The tax deed issued as a result of the aforementioned void orders and recorded as document number 93-298658 is also void and of no force or effect.

95460558

25.50  
22.00  
47.50

UNOFFICIAL COPY

11/11/2015

Property of Cook County Clerk's Office

# UNOFFICIAL COPY

IT IS THEREFORE ORDERED as follows:

- A. The judgment and order of sale entered on January 5, 1990 is hereby declared void and therefore vacated and held for naught insofar as it pertains to the property known as volume 468, permanent real estate index number 25-21-414-021 and legally described as follows:

THE NORTH 16-2/3 FEET OF LOT 28 AND LOT 29 (EXCEPT THE NORTH 33-1/3 FEET) IN BLOCK 1 IN A.O. TYLER'S ADDITION TO PULLMAN, A SUBDIVISION OF THE EAST 1/2 OF THE SOUTH EAST 1/4 OF THE SOUTH WEST 1/4 AND THE WEST 1/2 OF THE WEST 1/2 OF THE SOUTH WEST 1/4 OF SECTION 21, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

- B. The tax sale of said property for installment no. 1 of the City of Chicago special assessment warrant no. 61297 is declared void and therefore vacated and held for naught.
- C. All orders entered in this cause subsequent to the judgment and order of sale on January 5, 1990 are hereby declared void and therefore vacated and held for naught, including but not limited to the Order Directing County Clerk To Issue A Tax Deed entered on April 12, 1993.
- D. The tax deed issued in this cause as a result of the above declared void orders and which has been recorded as document no. 93-298658, is hereby declared null and void and of no force or effect on the title to the subject property described above.
- E. Any conveyance arising out of and subsequent to the aforementioned tax deed from the tax deed grantee is hereby declared void and therefore of no force or effect on the title to the real estate described above. Nothing contained in this paragraph E is intended to be res judicata or collateral estoppel on any claim that the Powells or any other party may assert against Midwest Partnership ("Midwest") to recover monies paid to Midwest in connection with the delivery of a special warranty deed by Midwest after the date of the tax deed.

UNOFFICIAL COPY

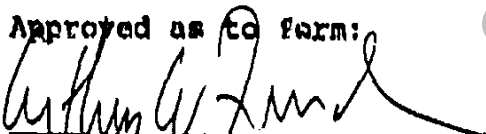
Property of Cook County Clerk's Office

# UNOFFICIAL COPY

- F. The County Clerk and County Collector are ordered to correct their respective records to reflect the terms of this Order.
- G. This is a final appealable order and no just reason exists for delay of its enforcement.

Dated: JUDGE MARJAN P. STANIEC  
ENTER: JUL 10 1985  
JUDGE CIRCUIT COURT-433

Approved as to form:

  
Arthur W. Friedman



BUYER AND RUBIN  
Bruce M. Buyer - #01773  
Attorneys for Petitioners  
205 West Wacker Drive - Suite 705  
Chicago, Illinois 60606  
312 - 263-5282  
#3733rvs/3700/pldg

- 3 -

95460558

UNOFFICIAL COPY

Property of Cook County Clerk's Office