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UNITED STATES OF AMERICA

WHEN RECORDED MAIL TO:

Michael Thompson
Assistant U.S. Attorney
United States Attorney's Office
Southern District of Illinois
Nine Executive Drive, Ste. 300
Fairview Heights, IL 62208

95778510

SPACE ABOVE RESERVED FOR RECORDER'S USE

Judgment and Decree for Forfeiture in re:

REAL PROPERTY LOCATED AT 2456 NORTH CALIFORNIA, CHICAGO, ILLINOIS,
ASSESSOR'S PARCEL NO. 13-25-324-016-0000, COOK COUNTY, ILLINOIS,
MORE FULLY DESCRIBED AS FOLLOWS:

LOT 46, BLOCK 9, GEORGE A. SEAVENS SUBDIVISION, SE 4 OF SEC. 25
T40NR13E 3P

DEPT-01 RECORDING \$35.50
T66666 TRAM 2381 11/13/95 13:06:00
\$3405 + LF *--95-778510
COOK COUNTY RECORDER

PROPERTY OF COOK COUNTY CLERK'S OFFICE

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35.50

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IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,

PLAINTIFF,

v.

CIVIL NO. 95-4039-JPG

COUNT 1:

REAL PROPERTY LOCATED AT
RURAL ROUTE #1, 237 WEST,
BEAVERVILLE, IROQUOIS COUNTY,
ILLINOIS, MORE FULLY DESCRIBED:
AS FOLLOWS:
COMMENCING 225 FEET SOUTH OF
THE NORTHEAST CORNER OF
SECTION 18, TOWNSHIP 29 NORTH,
RANGE 10 WEST OF THE SECOND
PRINCIPAL MERIDIAN, THENCE
SOUTH ON THE EAST LINE OF SAID
SECTION 435 FEET, THENCE WEST
PARALLEL TO THE NORTH LINE OF
SAID SECTION 330 FEET, THENCE
NORTH PARALLEL WITH THE EAST
LINE OF SAID SECTION 435 FEET,
THENCE EAST 330 FEET TO THE
PLACE OF BEGINNING, SITUATED
IN IROQUOIS COUNTY, ILLINOIS;
WITH ALL APPURTENANCES AND
IMPROVEMENTS THEREON;

COUNT 2:

TEN ACRES OF LAND IN PEMBROKE
TOWNSHIP IN KANKAKEE COUNTY,
ILLINOIS, TAX # 28-07-300-006,
MORE FULLY DESCRIBED AS
FOLLOWS:
THE EAST 10 ACRES OF THE
NORTHEAST QUARTER OF THE
SOUTHEAST QUARTER OF SECTION
7, TOWNSHIP 29, RANGE 10 WEST;
WITH ALL APPURTENANCES AND
IMPROVEMENTS THEREON;

COUNT 3:

REAL PROPERTY LOCATED AT
2456 NORTH CALIFORNIA,
CHICAGO, ILLINOIS, ASSESSOR'S
PARCEL NO. 13-25-324-016-0000,
COOK COUNTY, ILLINOIS, MORE
FULLY DESCRIBED AS FOLLOWS:
LOT 46, BLOCK 9, GEORGE A.
SEAVENS SUBDIVISION, SE 4 OF

JUDGMENT AND DECREE FOR
FORFEITURE

95 OCT 18 PM 2:58
FILED
U.S. DISTRICT COURT
SOUTHERN DISTRICT
OF ILLINOIS
CENTRAL OFFICE

Certified True Copy
STUART J. O'HARE, CLERK

BY: *Selma Keiss*
Deputy Clerk

Date: *October 25, 1995*

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25 T40NR13E 3P; WITH ALL :
APPURTENANCES AND :
IMPROVEMENTS THEREON; :

COUNT 1: :
REAL PROPERTY LOCATED AT :
2869 W. DICKENS, :
CHICAGO, ILLINOIS 60647, :
PERMANENT INDEX NO. :
13-36-121-001, MORE :
FULLY DESCRIBED AS :
FOLLOWS: LOT 12 IN :
BLOCK 8 IN HOEPE AND :
KERFF'S RESUBDIVISION :
OF BLOCKS 8 AND 11 IN :
SCHLESWIG SUBDIVISION OF :
LANDS IN THE NORTHWEST :
1/4 OF SECTION 36, :
TOWNSHIP 40 NORTH, RANGE :
13, EAST OF THE THIRD :
PRINCIPAL MERIDIAN, IN :
COOK COUNTY, ILLINOIS; :
WITH ALL APPURTENANCES :
AND IMPROVEMENTS THEREON, :

DEFENDANTS. :

A default having been entered as to John Tappe, Chicago Title and Trust Company and all interested parties in the above case on October 11, 1995, all in accordance with Rule 55 of the Federal Rules of Civil Procedure, and counsel for plaintiff having requested judgment against said defaulted defendant and having filed a proper affidavit with me as to the requested relief.

On February 15, 1995, a Verified Complaint for Forfeiture against the defendants described as:

The real property described in Count 1 is located at Rural Route #1, 237 West, Iroquois County, Beaverville, Illinois, and is more fully described as follows:

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COMMENCING 225 FEET SOUTH OF THE NORTHEAST CORNER OF SECTION 18, TOWNSHIP 29 NORTH, RANGE 10 WEST OF THE SECOND PRINCIPAL MERIDIAN, THENCE SOUTH ON THE EAST LINE OF SAID SECTION 435 FEET, THENCE WEST PARALLEL TO THE NORTH LINE OF SAID SECTION 330 FEET, THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID SECTION 435 FEET, THENCE EAST 330 FEET TO THE PLACE OF BEGINNING, SITUATED IN IROQUOIS COUNTY, ILLINOIS;

with all appurtenances and improvements thereon.

The property described in Count 2 is ten acres of land in Pembroke Township in Kankakee County, Illinois, Tax # 28-07-300-006, and is more fully described as follows:

THE EAST 10 ACRES OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 29, RANGE 10 WEST;

with all appurtenances and improvements thereon.

The real property described in Count 3 is located at 2456 North California, Cook County, Chicago, Illinois, Assessor's Parcel No. 13-25-324-016-0000, and is more fully described as follows:

LOT 46, BLOCK 9, GEORGE A. BEAVERNS SUBDIVISION, SE4 OF SEC. 25 T40NR13E 3P;

with all appurtenances and improvements thereon.

The real property described in Count 4 is located at 2869 W. Dickens, Chicago, Illinois 60647, Permanent Index No. 13-36-121-001, and is more fully described as follows:

LOT 12 IN BLOCK 8 IN HOEPE AND KERFF'S RESUBDIVISION OF BLOCKS 8 AND 11 IN SCHLESWIG SUBDIVISION OF LANDS IN THE NORTHWEST 1/4 OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY,

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ILLINOIS;

with all appurtenances and improvements thereon;
was filed on behalf of the plaintiff, United States of America.
The Complaint alleges that said defendant was used or intended to
be used in exchange for controlled substances or represents
proceeds of trafficking in controlled substances or was used or
intended to be used to facilitate a violation of Title II of the
Controlled Substances Act, 21 U.S.C. § 801 et seq., is punishable
by more than one (1) year's imprisonment, and is therefore subject
to forfeiture to the United States pursuant to 21 U.S. C. § 881
(a)(6).

It appearing that process was fully issued in this action and
returned according to law;

That on May 26, 1995 the Court granted the motion of the
plaintiff, United States of America, to voluntarily dismiss Count
4 pursuant to Rule 41(a)(1)(I) of the Federal Rules of Civil
Procedure;

That pursuant to a warrant of arrest issued by this Court, the
United States Marshal for the District seized said property as
follows: Rural Route #1, 237 West, Beaverville, Iroquois County,
Illinois on March 2, 1995; Ten acres of land in Pembroke Township
in Kankakee, Kankakee County, Illinois on March 1, 1995, and real
property located at 2456 North California, Chicago, Cook County,
Illinois on March 9, 1995;

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That on August 11, 1995, August 18, 1995, and August 25, 1995, notice of this action was published in the Southern Illinoisan newspaper, the Chicago Daily Law Bulletin, the Times Republic, and the Kankakee Daily Journal;

That on February 21, 1995, John Tappe was personally served by the United States Marshal with notice of this action; and on April 11, 1995, the Chicago Title and Trust Company was personally served by the United States Marshal with notice of this action;

That John Tappe, Chicago Title and Trust Company, and all interested parties were defaulted for failure to file a claim or answer within the time permitted by Rule C of the Supplemental Rules for Certain Admiralty and Maritime Claims;

That probable cause exists for the forfeiture of the subject matter property, and no evidence has been produced contradicting said probable cause or establishing a defense against the forfeiture of the property;

Now, therefore, on motion of the plaintiff, United States of America, for a Judgment and Decree of Forfeiture, it is hereby

ORDERED, ADJUDGED AND DECREED that the defendant property described as:

The real property described in Count 1 is located at Rural Route #1, 237 West, Iroquois County, Beaverville, Illinois, and is more fully described as follows:

**COMMENCING 225 FEET SOUTH OF THE NORTHEAST CORNER
OF SECTION 18, TOWNSHIP 29 NORTH, RANGE 10 WEST OF**

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THE SECOND PRINCIPAL MERIDIAN, THENCE SOUTH ON THE EAST LINE OF SAID SECTION 435 FEET, THENCE WEST PARALLEL TO THE NORTH LINE OF SAID SECTION 330 FEET, THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID SECTION 435 FEET, THENCE EAST 330 FEET TO THE PLACE OF BEGINNING, SITUATED IN IROQUOIS COUNTY, ILLINOIS;

with all appurtenances and improvements thereon.

The property described in Count 2 is ten acres of land in Pembroke Township in Kankakee County, Illinois, Tax # 28-07-300-006, and is more fully described as follows:

THE EAST 10 ACRES OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 7, TOWNSHIP 29, RANGE 10 WEST;

with all appurtenances and improvements thereon.

The real property described in Count 3 is located at 2456 North California, Cook County, Chicago, Illinois, Assessor's Parcel No. 13-25-324-016-0000, and is more fully described as follows:

LOT 46, BLOCK 9, GEORGE A. SEAVERNE SUBDIVISION, SE4 OF SEC. 25 T40NR13E 3P;

with all appurtenances and improvements thereon.

be forfeited to the United States of America and no other right, title or interest in the property shall exist in any other party. The defendant property shall be disposed of according to law by the united States Marshal.

Judgment is hereby rendered in favor of the plaintiff United States of America, and against the defendant as described above.

It is furthermore ORDERED, ADJUDGED AND DECREED that Count 4

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against the defendant property described as 2869 W. Dickens,
Chicago, Illinois 60647, Permanent Index No. 13-36-121-001, and is
more fully described as follows:

LOT 12 IN BLOCK 8 IN HOEPE AND KERFF'S RESUBDIVISION OF BLOCKS
8 AND 11 IN SCHLESWIG SUBDIVISION OF LANDS IN THE NORTHWEST
1/4 OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE
THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS;

is dismissed without prejudice.

IT IS SO ORDERED,
DATE: October 18, 1995.

J. Phil Gilbert

J. PHIL GILBERT
CHIEF JUDGE

10-19-95

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