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NO. 10295

95227888

STATE OF ILLINOIS)
) SS
COUNTY OF C O O K)

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT - LAW DIVISION**

THE COUNTY OF COOK, a body
politic and corporate,

Plaintiff,

HERITAGE COUNTY BANK & TRUST
T/U/T/A 1928; et al.,

Defendants.

) CONDEMNATION

) NO. 92 L 050159

) Road: Midlothian Turnpike

) Tract: 28-08

) DEPT-01 RECORDING \$29.00
) 147777 TRAM 8847 04/05/95 10:48:00
) 49919 + DC *-95-227888
) COOK COUNTY RECORDER

AGREED JUDGMENT ORDER

THIS CAUSE COMING TO BE HEARD upon the Complaint For
Condemnation of the plaintiff, COUNTY OF COOK, filed February 14,
1992, for the ascertainment of just compensation to be paid by
plaintiff for fee simple title to the real estate commonly known as
4427 Midlothian Turnpike, Crestwood, Illinois, Tract 28-08 as
described in Exhibit A attached to and made a part of this Order;

AND the plaintiff appearing by JACK O'MALLEY, State's Attorney
of Cook County, Illinois, through KEITH BUTLER, Assistant State's
Attorney, with the defendant appearing by its attorney, Scriber,
Nack & Postweiler, plaintiff representing to the Court that all
party defendants have been properly served with process in the
manner and form provided by statute, with those defendants not
appearing having been found in default, the plaintiff and
defendant(s) through their respective attorneys having waived trial
by jury, and the Court having jurisdiction of the parties and the
subject matter;

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THE COURT HEREBY FINDS that the plaintiff has authority to exercise the right of eminent domain, that the property sought to be taken herein is subject to the exercise of such right, with the defendant(s) not contesting that such right is being properly exercised in this proceeding, and that a reasonable necessity exists for taking the property in the manner and for the purposes requested;

AND the Court having heard evidence, both oral and documentary, pertaining to the agreed just compensation to be paid by the plaintiff, and the Court being fully advised in the premises;

THE COURT HEREBY RECOGNIZES that the parties have agreed upon the fair market value of the interest(s) to be acquired, and this COURT CONCURS that the agreed just compensation to be paid by the plaintiff to the owner or owners or other parties holding an interest in the real property legally described in Exhibit A is supported by the evidence and is as follows:

\$17,500.00	for the fee taking,
42,500.00	for damages to remainder and costs to
<hr/>	cure,
\$60,000.00	Total Compensation.

WHEREFORE, PURSUANT TO AGREEMENT OF COUNSEL, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the just compensation to be paid by the plaintiff for the real estate interests legally described in Exhibit A to be the sum of Sixty Thousand Dollars (\$60,000.00), said amount being in full and final satisfaction of the taking, damages, fees, costs, and any other claims of the defendant(s)

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arising out of or resulting from the plaintiff's complaint and acquisition and use of the subject property, including statutory interest which is waived by the defendants.

WHEREFORE IT IS FURTHER ORDERED AND ADJUDGED by the Court that the plaintiff, within Ninety (90) days from the entry of this Order, shall pay to the Treasurer of Cook County, Illinois, Sixty Thousand Dollars (\$60,000.00) for the benefit of the owner or owners or other parties of interest, said sum representing full compensation for the uses of the property as set forth in plaintiff's Complaint For Condemnation.

WHEREFORE IT IS FURTHER ORDERED AND ADJUDGED by the Court that upon the date of deposit of the just compensation, the plaintiff shall be herewith automatically vested with fee simple absolute title to said property as described in Exhibit A, and thereupon the plaintiff, COUNTY OF COOK, shall be authorized and empowered to enter upon and take immediate possession of said property.

WHEREFORE, IT IS FINALLY ORDERED AND ADJUDGED:

- a) That this Court shall retain jurisdiction of this cause for the purpose of enforcing the terms of this Order, including plaintiff's right to peaceful possession of the property rights set forth above;
- b) That there is no just reason for delay in the enforcement or appeal from this Order;
- c) That this matter be, and is hereby, removed from the trial calendar.

ENTER: Earl Armiss
JUDGE EARL ARMISS
JAN 15 1993 '98
CIRCUIT COURT
Jan 15, 1993

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Agreed:

Thomas L. Murphy 11/19/93

Attorney for Defendant, date
Schreiber, Mack & Postweiler

Attorney for

date

Keith Butler

KEITH BUTLER, A.G.A.
Attorney for County of Cook

JACK O'MALLEY
State's Attorney of Cook County, Illinois
500 Richard J. Daley Center
Chicago, Illinois
(312) 443-5527
Firm No. 10295

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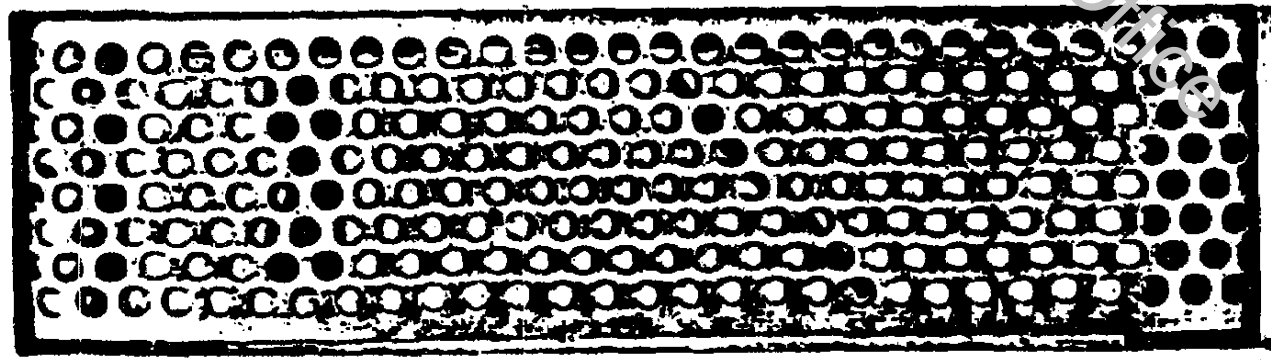
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THE NORTH 17 FEET (MEASURED AT RIGHT ANGLES TO THE NORTH LINE THEREOF) OF LOT 15 IN ARTHUR T. MCINTOSH'S BLUE ISLAND FARMS, BEING A SUBDIVISION OF THE EAST 1/4 OF THE SOUTH WEST 1/4 AND THE NORTH 64 RODS OF THE SOUTHEAST 1/4 AND THAT PART OF THE EAST 1/2 OF THE WEST 1/2 OF THE NORTH EAST 1/4 LYING SOUTH OF THE CENTERLINE OF THE MIDLOTHIAN TURNPIKE ALL IN SECTION 3, TOWNSHIP 36 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPTING THEREFROM THE SOUTH 33 FEET OF THE EAST 1/2 OF THE EAST 1/2 OF THE SOUTH WEST 1/4 CONVEYED TO THE MIDLOTHIAN AND BLUE ISLAND RAILROAD), IN COOK COUNTY, ILLINOIS.

P.I.N. 02-03-308-046

EX 1



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