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Cook County Recorder 29.50



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

THE DEPARTMENT OF TRANSPORTATION)
OF THE STATE OF ILLINOIS,)
for and in behalf of the People)
of the State of Illinois.)

Plaintiffs.)

AMOCO OIL COMPANY, a Maryland)
Corporation, f/k/a AMERICAN OIL COMPANY,)
JESSE WHITE, Cook County Registrar of Titles,)
and UNKNOWN OWNERS,)

Defendants.)

No. 93 L 51010
Parcel OAQ 0046
OAQ 0046 TE 1,2,3

FINAL JUDGMENT ORDER
PURSUANT TO STIPULATION OF PARTIES

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THE DEPARTMENT OF TRANSPORTATION)
OF THE STATE OF ILLINOIS,)
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Plaintiffs,)

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Defendants.)

No. 93 L 51010
Parcel OAQ 0046
OAQ 0046 TE 1,2,3

FINAL JUDGMENT ORDER PURSUANT TO STIPULATION OF PARTIES

THIS MATTER coming on to be heard upon the Condemnation Complaint of the Plaintiff, THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS, for and on behalf of the People of the State of Illinois, for the ascertainment of just compensation to be paid by the Plaintiff for the taking, uses and purposes stated and set forth therein.

And the Plaintiff appearing by JAMES E. RYAN, Attorney General and HERBERT L. HOLZMAN, Special Assistant Attorney General, Defendant, AMOCO OIL COMPANY, appearing by the law firm of Rosenthal, Murphey, Coblentz and Janega, JESSE WHITE, Cook County Registrar of Titles, appearing by his attorney, EDWARD DABRILLA, subject to the in personam jurisdiction thereof and agreeing to the entry of the Final Judgment Order; *I represent, as follows: RAH*

And all the Defendants having been served as provided by statute or having entered their appearances, and the Court having jurisdiction of this proceeding and of all of the parties;

And it being represented to the Court by the Defendants herein that no other person or entity has a compensable interest in Parcels OAQ 0046 and 0046 TE, 1,2,3.

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And an Order of Default having been entered by this Court on August 4 1994 against Defendants Unknown Owners ~~and Non-Resident Owners~~ ^{KM}, as a consequence of the failure of such parties to file an appearance herein;

And it appearing to the Court from the record of this cause that a Motion was heretofore brought by the Plaintiff for the immediate vesting in the Plaintiff to a fee simple title in Parcel OAQ 0046 pursuant to the statutes of the State of Illinois and, by virtue thereof, on May 4, 1994, this Court found, adjudged and decreed the amount of preliminary just compensation for the taking of fee simple title to Parcel OAQ 0046 and granting of a temporary easement for three (3) years for construction purpose to Parcel No.s 0046 TE 1,2,3 to be \$145,000.00; that on June 13, 1994 the Plaintiff deposited \$145,000.00 with the Treasurer of Cook County, Illinois on June 24, 1994 pursuant to motion, an Order was entered vesting fee simple title in Plaintiff to Parcel OAQ 0046 and granting a temporary easement for three (3) years for construction purposes to Parcel No.s OAQ 0046 TE 1,2,3, that on November 8, 1995, an Order was entered granting Defendant AMOCO's motion to withdraw from the Treasurer of Cook County, Illinois, the sum of \$145,000.00 so found to be preliminary just compensation and so deposited;

And it further being represented to the Court that the Plaintiff and Defendant, AMOCO OIL COMPANY have entered into a Stipulation providing for the entry of this Final Judgment Order, premised upon their mutual waiver of a jury trial and their agreement that the sum of \$625,000.00 inclusive of interest, constitutes full, final and just compensation for the taking fee simple title to Parcel OAQ 0046 and granting of a temporary easement for three (3) years for construction purposes to Parcel No.s 0046 TE 1,2,3.

And said Parcel OAQ 0046 being legally described in Exhibit A and Parcel OAQ 0046 TE 1,2,3 being legally described in Exhibit B, appended hereto and made a part hereof;

And now being fully advised in the premises, the Court finds that the amount to be paid by the

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Plaintiff as just compensation to the owner or owners of and party or parties interested in the Parcel 0046 as described in Exhibit A hereto in which the Plaintiff has acquired a fee simple title and Parcel No.'s 0046 TE 1,2,3 as described in Exhibit B, in which Plaintiff acquired a temporary easement for three (3) years for construction purposes, is as follows, based upon the Stipulation of the parties;

To the owner or owners of and party or parties interested in Parcel OAQ 0046 for the taking of fee simple title being legally described in Exhibit A to this Final Judgment Order, and for the grant of a temporary easement for three (3) years for construction purposes to Parcel No.s 0046 TE 1,2,3, as full compensation therefore to the owner or owners of and party or parties interested therein, the sum of \$625,000.00, inclusive of interest.

The Court further finds that the parties have agreed that such compensation is inclusive of damage, if any, to any remainder or adjacent real estate, as a consequence of the taking of fee simple title to Parcel OAQ 0046 and the granting of a temporary easement for three (3) years for construction purposes to Parcel No.s 0046 TE 1,2,3.

AND THE COURT BEING FULLY ADVISED IN THE PREMISES, ORDERS AND ADJUDGES that the sum of \$625,000.00 inclusive of interest, herein awarded by the Court to the owner or owners of and party or parties interested in said real property described herein is agreed among the parties as full just compensation, inclusive of interest, to the owner or owners thereof and party or parties interested therein for the taking of said fee simple title in, said Parcel OAQ 0046 and the granting of a temporary easement for three (3) years for construction purposes to Parcel No. 0046 TE 1,2,3.

This is an award of final compensation, inclusive of interest, for the taking of fee simple title in Parcel OAQ 0046, and the granting of a temporary easement for three (3) years for construction purposes to Parcel No.s 0046 TE 1,2,3 and not an award of preliminary just compensation relative to the taking thereof.

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Plaintiff within ninety days from the entry of this Final Judgment Order will deposit the additional sum of \$480,000.00 with the Cook County Treasurer.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Order of the Court of June 24, 1994, vesting the Plaintiff with fee simple title in, to and over Parcel OAQ 0046 and granting a temporary easement for three (3) years for construction purposes to Parcel No.s 0046 TE 1,2,3 is hereby confirmed in all respects. The Court shall retain jurisdiction of this cause to enforce and distribute the final deposit of just compensation.

Subject to above the case is dismissed.

ENTER:

DATED: _____

[Signature]
JUDGE

JUDGE RAICHYE A. KOGAN

APR 14 1998

Circuit Court - 1500

Approved as to form and content:

DEPARTMENT OF TRANSPORTATION
OF THE STATE OF ILLINOIS, for and
on behalf of the People of the State of Illinois,
JAMES E. RYAN
Attorney General of
the State of Illinois

By: *[Signature]*
HERBERT L. HOLZMAN
Special Assistant Attorney General
Attorney for Plaintiff

AMOCO OIL COMPANY

By: *[Signature]*
PETER COBLENTZ
Rosenthal, Murphy, Coblenz
& Janega
Attorney for Defendant

JESSE WHITE
Cook County Registrar of Titles

By: *[Signature]*
EDWARD DABRILLA

I HEREBY CERTIFY THE ABOVE TO BE CORRECT
DATE APR 14 1998

[Signature]
CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.

THIS ORDER IS THE COMMAND OF THE CIRCUIT
COURT AND VIOLATION THEREOF IS SUBJECT TO THE
PENALTY OF THE LAW.