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99408627

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

DEPARTMENT OF TRANSPORTATION,)
STATE OF ILLINOIS,)

Plaintiff,)

vs.)

THE UNO-VEN COMPANY, an Illinois)
general partnership; CONNECTICUT)
BANK & TRUST COMPANY; PDV MIDWEST)
REFINING, L.L.C., a Delaware limited)
liability company; and UNKNOWN)
OWNERS, Generally,)

Defendants.)

99408627

4675/0147 90 001 Page 1 of 10

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Cook County Recorder 75.50

CONDEMNATION

PARCEL OC2 0012

PARCEL OC2 0012TE

AMENDED FINAL JUDGMENT ORDER

This matter coming on to be heard on the Complaint For
Condemnation of Plaintiff DEPARTMENT OF TRANSPORTATION, STATE OF
ILLINOIS, For and On Behalf of the People of the State of Illinois,
for the ascertainment of the just compensation for the taking by
Plaintiff of property sought to be taken for public purposes, as
set forth in the Complaint For Condemnation, the First Amendment to
Complaint for Condemnation, and on Plaintiff's Motion For Entry Of
Final Judgment Order By Stipulation;

And Plaintiff DEPARTMENT OF TRANSPORTATION, STATE OF ILLINOIS,
appearing by James E. Ryan, Attorney General of the State of
Illinois, and Mark A. Spadoro, Special Assistant Attorney General;

And Defendants THE UNO-VEN COMPANY, an Illinois general
partnership, and PDV MIDWEST REFINING, L.L.C., a Delaware limited
liability company, by attorney Arthur N. Christie of Burke and
Ryan;

And it appearing to the Court that all Defendants to this proceeding have been served by process as provided by statute, have entered their appearances, and that the Court has jurisdiction of the subject matter of this proceeding and of all parties thereto;

And it further appearing to the Court that due notice of this hearing has been given, and that the demand for trial by jury has been waived by the Plaintiff and all Defendants hereto, and the Court having considered the Stipulation Of Settlement And For Entry Of Final Judgment Order, the Complaint For Condemnation, the First Amendment to Complaint for Condemnation, the record, and being fully advised in the premises, finds and adjudges the just compensation for the property taken and damaged as follows:

To the owner or owners of and party or parties interested in Parcel OC2 0012 and Parcel OC2 0012TE, legally described in Exhibit "A" and Exhibit "B" attached hereto and incorporated herein by reference, as full and final just compensation for the fee simple title to said Parcel OC2 0012 and as full and final just compensation for the temporary easement to said Parcel OC2 0012TE, for the taking and uses and purposes set forth in the Complaint For Condemnation, the First Amendment to Complaint For Condemnation, and for damages to the remainder, the total sum of \$59,900.00;

And it further appearing to the Court that by Order entered on June 24, 1998 upon hearing of Plaintiff's First Amended Motion For Immediate Vesting Of Title in Plaintiff to said Parcel OC2 0012 and Parcel OC2 0012TE, the amount of preliminary just compensation for the taking of fee simple title to said Parcel OC2 0012 and for the

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taking of a temporary easement in Parcel OC2 0012TE was determined by this Court to be \$59,400.00; that on November 3, 1997, Plaintiff had deposited with the Cook County Treasurer the money preliminarily found by the Court to be just compensation under Plaintiff's first Motion For Immediate Vesting Of Title; that by Order Vesting Title entered on December 19, 1997, and a Supplemental Order Vesting Title entered on July 15, 1998, Plaintiff was vested with the fee simple title to said Parcel OC2 0012 and with a temporary easement not to exceed three years to said Parcel OC2 0012TE, and authorized to take immediate possession of said Parcel OC2 0012 and Parcel OC2 0012TE;

And it further appearing to the Court that by Stipulation of Settlement and for Entry of Final Judgment Order the parties have agreed that for the subject property and its existing improvements, of which Parcel OC2 0012 and Parcel OC2 0012TE are a part, the defendants' driveways shall match the existing driveways on Elmhurst Road and that the defendants shall have two driveways on Golf Road, as shown on Plaintiff's Plans for Proposed Federal Aid Highway, F.A.P. 344 and F.A.U. 2678, Section (N-7-A & 3025)RS-1 & N-7-5-BR, sheets 31 and 34, marked Exhibit "C" and attached hereto and incorporated herein by reference.

And it further appearing to the Court that the parties agree that the aforesaid driveway locations for the subject property and its existing improvements, of which Parcel OC2 0012 and Parcel OC2 0012TE are a part, on Elmhurst Road and Golf Road are subject to the rules, regulations, and specifications adopted by the

Department of Transportation, State of Illinois for exit and entrance driveways and its issuance of permit(s) therefor, and the Illinois Highway Code, 605 ILCS 5/4-210. Nothing contained in this stipulation shall constitute a waiver by Defendants THE UNO-VEN COMPANY, an Illinois general partnership, and PDV MIDWEST REFINING, L.L.C., a Delaware limited liability company of any future claim of damage in the event that Plaintiff's Plans for Proposed Federal Aid Highway, F.A.P. 344 and F.A.U. 2678, Section (N-7-A & 3025)RS-1 & N-7-5-BR, sheets 31 and 34, marked Exhibit "C" are not followed, or a waiver by Plaintiff of any defense to any such claim by the aforesaid Defendants, wherefore:

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the sum of FIFTY-NINE THOUSAND NINE HUNDRED AND NO/100 (\$59,900.00) DOLLARS is the full and final just compensation to the owner or owners of and party or parties interested in said Parcel OC2 0012 and Parcel OC2 0012TE, and the remainder of the tract of land of which said Parcel OC2 0012 and Parcel OC2 0012TE are a part, for the fee simple title to said Parcel OC2 0012 and for the temporary easement to said Parcel OC2 0012TE, as legally described in Exhibit "A" and Exhibit "B" attached hereto, for the taking and damaging of said real property, and for damages to the remainder property, and judgment is hereby entered accordingly.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Plaintiff having heretofore deposited preliminary just compensation of \$59,400.00 with the Cook County Treasurer shall deposit with the Cook County Treasurer within ninety (90) days of this judgment the

OWNER: The I... Ven Company
ROUTE: FAP Illinois Route 83
SECTION:
COUNTY: Cook
JOB NO.: R-90-021-95
PARCEL NO.: 0012

Station 10 + 358.304
to Station 10 + 396.971

INDEX NO.: 08-13-102-002

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That part of Lot 19 in Owner's Subdivision of Section 13, Township 41 North, Range 11 East of the Third Principal Meridian according to the Plat thereof recorded November 21, 1917 as Document No. 6234084, in Cook County, Illinois, described as follows:

Beginning at the Northwest corner of said Lot 19, (said Northwest corner being where the North line of said Lot 19 intersects the West line of said Section 13); thence on an assumed bearing of North 86 degrees 48 minutes 19 seconds East along the North line of said Lot 19 a distance of 57.912 meters (190.00 feet); thence South 0 degrees 38 minutes 59 seconds East along a line parallel with the West line of said Section 13, a distance of 16.135 meters (52.92 feet) to the South right-of-way line of Illinois Route 58 according to the Plat of Dedication for Public Highway thereof recorded December 10, 1929 as Document No. 10550566; thence South 87 degrees 46 minutes 21 seconds West along said South right-of-way line 32.106 meters (105.34 feet); thence South 43 degrees 33 minutes 41 seconds West 13.776 meters (45.20 feet) to a line 3.00 feet Easterly of and parallel with the East right-of-way line of Illinois Route 83 according to said Plat of Dedication for Public Highway recorded as Document No. 10550566; thence South 0 degrees 38 minutes 59 seconds East, along said parallel line, 32.877 meters (107.85 feet) to a line 57.912 meters (190.00 feet) South of (as measured along the West line of said Lot 19) and parallel with the North line of said Lot 19; thence South 86 degrees 48 minutes 19 seconds West, along said parallel line, 16.170 meters (53.05 feet) to said West line of Lot 19, being the West line of said Section 13; thence North 0 degrees 38 minutes 59 seconds West along said West line of Lot 19, a distance of 57.912 meters (190.00 feet) to the Point of Beginning.

Said parcel contains 1640 square meters, more or less, or 0.405 acre, more or less, of which 1566 square meters, more or less, or 0.387 acre, more or less, have been previously dedicated or used for highway purposes.

Revised 12/4/95

211-1182p14

OWNER: The Uno-ven Company
ROUTE: FAP 344 (Illinois Route 83)
SECTION:
COUNTY: Cook
JOB NO.: R-90-021-95
PARCEL NO.: 0012 TE
Station 10 + 371.063
to Station 10 + 398.939
INDEX NO.: 08-13-102-002

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99408627

That part of Lot 19 in Owner's Subdivision of Section 13, Township 41 North, Range 11 East of the Third Principal Meridian according to the Plat thereof recorded November 21, 1917 as Document No. 6234084, in Cook County, Illinois, described as follows:

Commencing at the Northwest corner of said Lot 19, (said Northwest corner being where the North line of said Lot 19 intersects the West line of said Section 13); thence on an assumed bearing of North 36 degrees 48 minutes 19 seconds East along the North line of said Lot 19 a distance of 57.912 meters (190.00 feet); thence South 0 degrees 38 minutes 59 seconds East along a line parallel with the West line of said Section 13, a distance of 16.130 meters (52.92 feet) to the South right-of-way line of Illinois Route 58 according to the Plat of Dedication for Public Highway thereof recorded December 10, 1929 as Document No. 10550566; thence South 37 degrees 46 minutes 21 seconds West along said South right-of-way line 32.106 meters (105.34 feet); thence South 43 degrees 33 minutes 41 seconds West 13.776 meters (45.20 feet) to a line 3.00 feet Easterly of and parallel with the East right-of-way line of Illinois Route 83 according to said Plat of Dedication for Public Highway recorded as Document No. 10550566, and to the Point of Beginning; thence North 43 degrees 33 minutes 41 seconds East, along the last described line, 2.186 meters (7.17 feet) to a line 2.438 meters (8.00 feet) Easterly of and parallel with said East right-of-way line of Illinois Route 83; thence South 0 degrees 38 minutes 59 seconds East 25.908 meters (85.00 feet); thence South 89 degrees 21 minutes 01 seconds West 1.524 meters (5.00 feet) to said line being 0.914 meters (3.00 feet) East of and parallel with said East right-of-way line of Illinois Route 83; thence North 0 degrees 38 minutes 59 seconds West along said parallel line 24.341 meters (79.86 feet) to the Point of Beginning;

Said parcel contains 38 square meters, more or less, or 0.010 acre, more or less or 412 square feet, more or less.

Revised 12/4/95

211-1182p15

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additional sum of FIVE HUNDRED AND NO/100 (\$500.00) DOLLARS representing the balance remaining due in excess of the amount of preliminary just compensation previously deposited by Plaintiff for the payment by Plaintiff of the full and final just compensation adjudged herein for the taking and damaging of real property, and damages to the remainder property. Interest shall not be paid by Plaintiff under 735 ILCS 5/7-108 on the additional compensation to be deposited by Plaintiff, nor shall interest on the judgment be paid by Plaintiff under 735 ILCS 5/2-1303, nor shall interest be paid under any other statute or provision; and the parties shall each bear their own attorney's fees and costs.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Order Vesting Title entered on December 19, 1997 and the Supplemental Order Vesting Title entered on July 15, 1998 are confirmed; Plaintiff is vested with the fee simple title to said Parcel OC2 0012, as legally described in Exhibit "A" attached hereto, and Plaintiff is vested with a temporary easement, not to exceed three years, in said Parcel OC2 0012TE, as legally described in Exhibit "B" attached hereto. Plaintiff is authorized and empowered to be in possession and use of said property.

HEREBY CERTIFY THE ABOVE TO BE CORRECT

DATE APR 16 1999

ENTER: ~~March 18~~ 4/16, 1999

Carolina Pusinich

Thomas P. Quinn
Judge

CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILL.

Mark A. Spadaro
Special Assistant Attorney General
29 S. LaSalle, Suite 425
Chicago, IL 60603
ATTORNEY AT LAW
ATTORNEY NO. 11110 OC20012\AMENDFINJUD.ORD

JUDGE THOMAS P. QUINN

APR 16 1999

Circuit Court-238

Mark A. Spadaro
29 S. LaSalle, Suite 425
Chicago IL 60603



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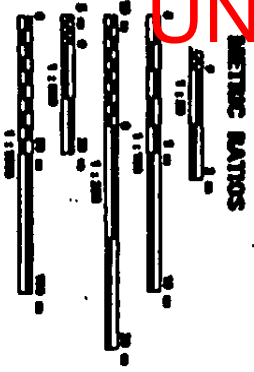
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FOR INDEX OF SHEETS SEE SHEET NO. 2

THE INFORMATION IN THIS SHEET IS FOR THE PURPOSES OF THE PROJECT ONLY AND IS NOT TO BE USED FOR ANY OTHER PURPOSES WITHOUT THE WRITTEN CONSENT OF THE ENGINEER.

DESIGN DENOTATION
SHEET NO. 4, 100 (2010) PRINCIPAL ARTIST/IA

ITEM	AMOUNT
1. ELIMINATE ROAD	40,000
2. COLLECT ROAD	31,000
3. A.B.T. ALUMINUM ROAD	30,000
4. BEST SPEED TO 100% 140 MPH	32,000
TOTAL	133,000

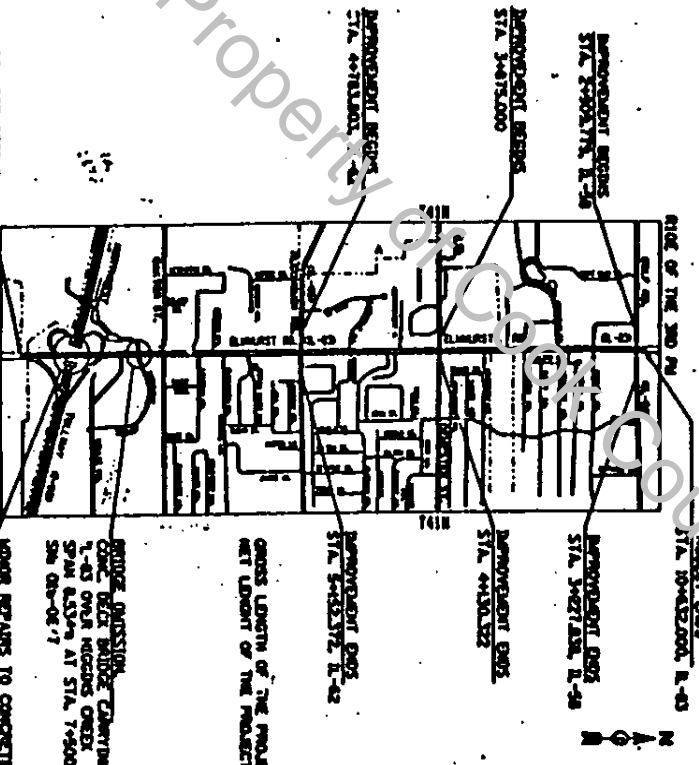


STATE OF ILLINOIS
DEPARTMENT OF TRANSPORTATION
DIVISION OF HIGHWAYS

PLANS FOR PROPOSED FEDERAL AID HIGHWAY

F.A.P. ROUTE 344 (ILLINOIS ROUTE 83, ELMHURST ROAD)
(SOUTH OF INTERSTATE 90 TO NORTH OF ILLINOIS ROUTE 58)

SECTION: (N-7-A & 3025) RS-1 & N-7-C-BR
PROJECT: ACSTPF-ACSTPM-0605(142)
ROADWAY RESURFACING, MEDIAN RECONSTRUCTION,
INTERSECTION IMPROVEMENTS
COOK COUNTY
C-91-228-94



APPROVED FOR THE STATE OF ILLINOIS

August 15, 1998

August 15, 1998

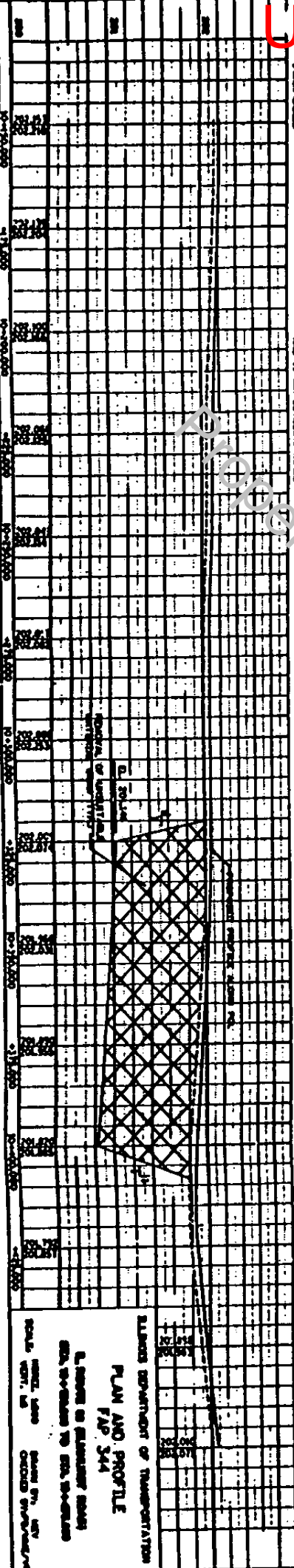
FOR UTILITY INFORMATION
CALL TITLE 1-800-80-9123

HARZA ENGINEERING COMPANY

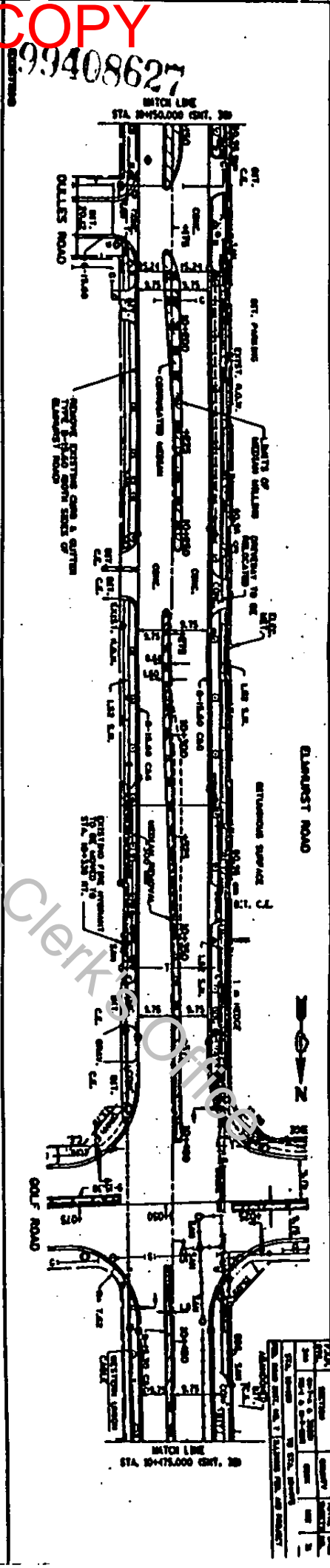
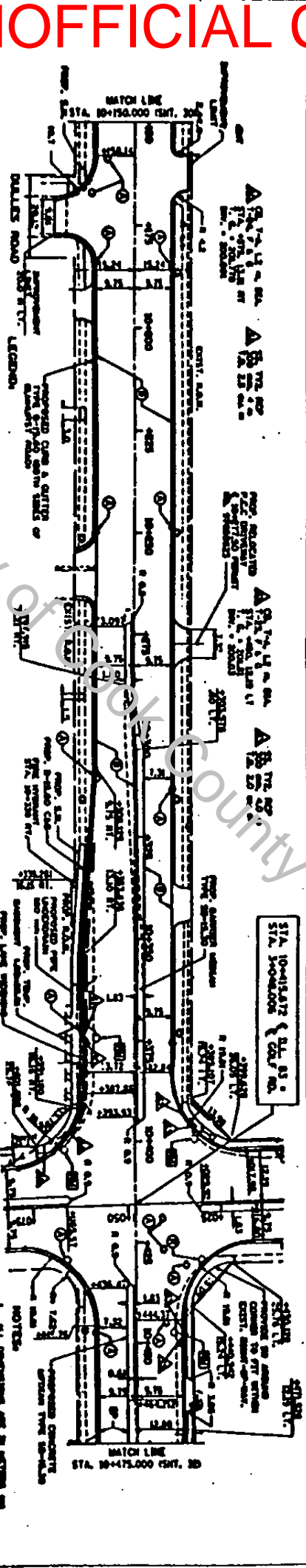
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PLAN AND PROFILE



- LEGEND
- ① STRUCTURE TO BE ADJUSTED WITH THE PROFILE
 - ② STRUCTURE TO BE RECONSTRUCTED WITH THE PROFILE
 - ③ STRUCTURE TO BE RECONSTRUCTED WITH THE PROFILE AND TO BE LEVELLED ABOVE THE PROFILE
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PLAN AND PROFILE

BLANCK DEPARTMENT OF TRANSPORTATION

F.P. 344

BLANCK DEPARTMENT OF TRANSPORTATION

F.P. 344

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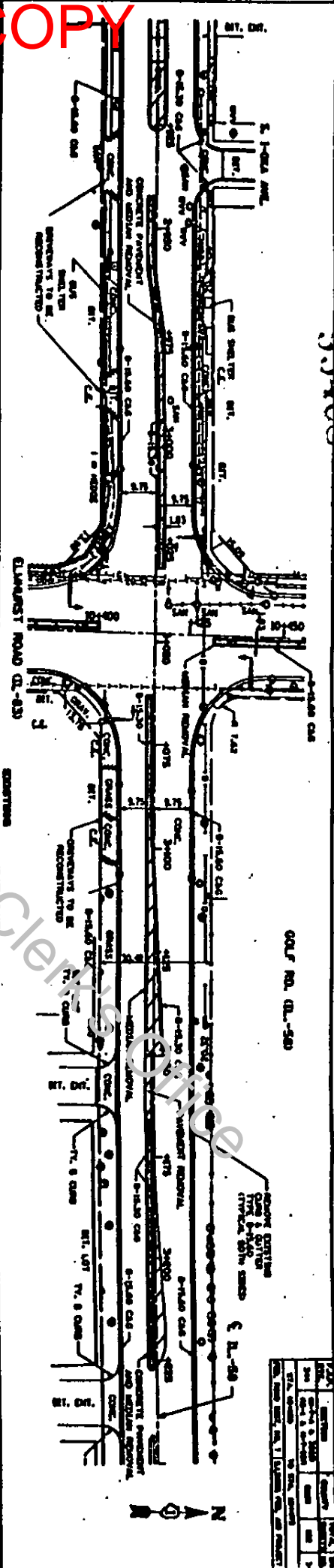
F.P. 344

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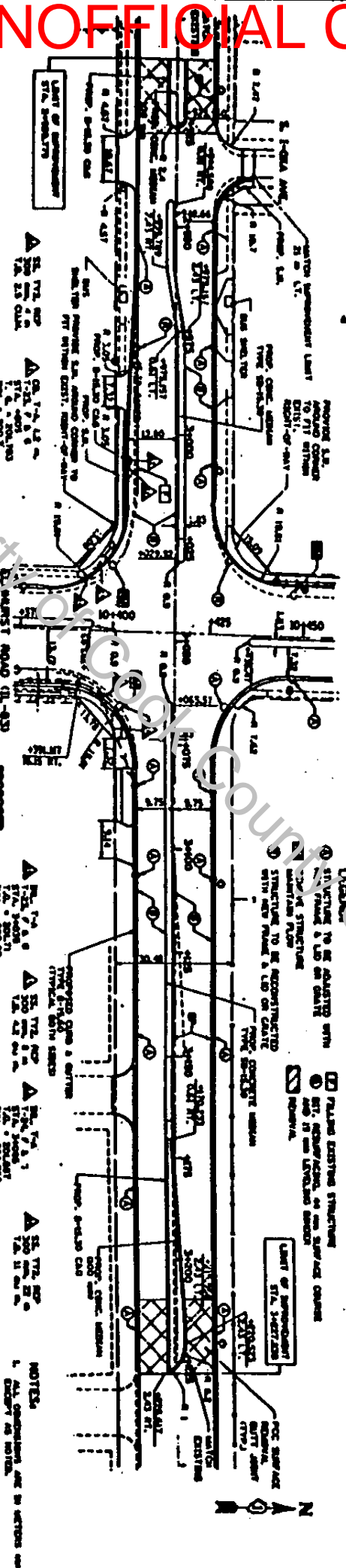
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OUTF NO. (IL-580)

NO.	DESCRIPTION	DATE	BY
1	ISSUED FOR CONSTRUCTION	11/15/88	J. W. [unclear]
2	REVISION		
3	REVISION		
4	REVISION		

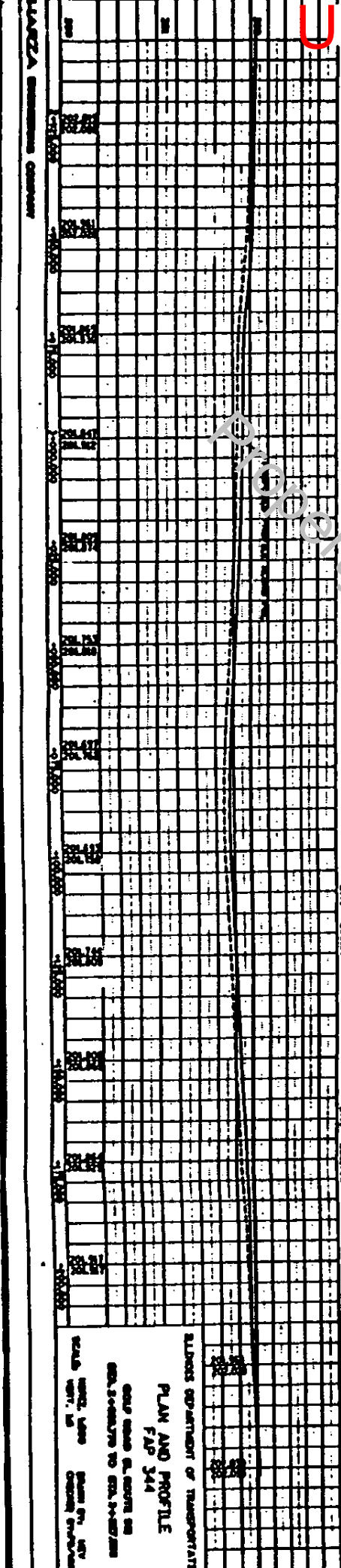


NOTES: ALL DIMENSIONS ARE IN METERS UNLESS OTHERWISE NOTED.

PLAN AND PROFILE

FAP 344

ILLINOIS DEPARTMENT OF TRANSPORTATION
ROAD DESIGN DIVISION
DESIGN SECTION
DESIGN NO. 344-88



PLAN AND PROFILE

ILLINOIS DEPARTMENT OF TRANSPORTATION
ROAD DESIGN DIVISION
DESIGN SECTION
DESIGN NO. 344-88