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

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Cook County Recorder 31.50



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,)

Plaintiff)

vs.)

CHARLES E. PAYNE and SHERON)
PAYNE, His Wife; FIRST NATIONAL)
BANK IN HARVEY, a Corporation)
of The United States of America;)
and, "UNKNOWN OWNERS,")

Defendants)

Return to:
WTB
39 Hill St
Mortgoring
IL 60538
1986 4/8/84



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NO. 85 L 50556

Condemnation

(Parcel 0017)

3L-26-301-012

FINAL JUDGMENT ORDER

This matter coming on to be heard pursuant to the Complaint of THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS, For and in Behalf of the People of the State of Illinois, plaintiff, to ascertain the just compensation for taking property sought to be taken for public purposes, as set forth in said Complaint.

And the plaintiff, appearing by NEIL F. HARTIGAN, Attorney General of the State of Illinois, and, GILBERT L. BERMAN, Special Assistant Attorney General of the State of Illinois.

And it appearing to the Court that all defendants to this proceeding have been served by process or by publication, as provided by statute, or, have entered their appearance, and that the Court has jurisdiction of the subject matter of this proceeding and of all parties thereto.

And it appearing to the Court that the parties hereto have agreed and stipulated that they have due notice of this proceeding; that the demand for trial by jury has been waived by the plaintiff and by all of the other parties hereto; that a view of the property comprising Parcel 0017 is waived; and, all costs being waived.

The Court having heard and considered the evidence and the representations of counsel and being fully advised in the premises, FINDS as follows:

That just compensation to be paid by the plaintiff for the property to be taken is as follows:

A. To the owner or owners of and party or parties interested in Parcel 0017, which is legally described in Exhibit "A," attached hereto, incorporated herein and made a part hereof, as full compensation for the fee simple title to the aforesaid Parcel 0017, and, for damages to the remainder of the tract of land of which Parcel 0017 is a part, the sum of \$3,600.00.

B. The payment of said amount to be paid to the owner or owners of and party or parties interested in said parcel 0017 will fully compensate said owner or owners and party or parties interested for the taking by plaintiff of the fee simple title to the property heretofore described as Parcel 0017, and for damages to the remainder of the real property of which Parcel 0017 is a part, including reconstruction costs.

And it further appearing to the Court and from the record in this cause that a motion was heretofore made herein by the plaintiff for the immediate vesting of title in plaintiff of Parcel 0017, pursuant to the statutes in such case made and provided, by virtue whereof,

on the 21st day of April, 1987, the Court found, ordered and adjudged the amount of the preliminary just compensation for the taking of said Parcel 0017 is the sum of \$2,600.00; that the plaintiff on the 25th day of June, 1987, deposited with the Treasurer of Cook County, Illinois, the sum so found to be preliminary just compensation, in the amount of \$2,600.00; that on the 9th day of July, 1987, the Court ordered that the plaintiff be vested with the fee simple title to said Parcel 0017, and, did authorize said plaintiff to take possession thereof; and, that on the 9th day of November, 1987, the Court ordered that the owners and interested parties herein were authorized to withdraw the total sum of \$2,600.00, and, the Court did thereby order the County Treasurer of Cook County, Illinois, to disburse the total sum of \$2,600.00, to said owners and interested parties, being the defendants herein.

That thereafter the parties hereto did enter into an Agreement and Stipulation concerning the amount of compensation to be paid to the defendants, and, that the Agreement and Stipulation to that effect are contained herein and also contained in the Stipulation that is filed in conjunction with this Final Judgment Order, and, it is now fully compromised and settled; and, the amount of compensation to be paid to the defendants is agreed and stipulated to be the sum of \$3,600.00.

Whereupon, all parties move for judgment as above stipulated, and the Court having considered the Stipulations and the representations of counsel;

And, the Court being fully advised in the premises;

IT IS HEREBY ORDERED AND ADJUDGED that the total compensation now to be paid to the owner or owners of and party or parties interested in said improved real property described herein as Parcel 0017, amounts to the sum of \$3,600.00; and, the Court determines that said award is just compensation to the owner or owners thereof and party or parties interested therein for the taking and damaging of said real property, including reconstruction costs, being the total compensation and damages of \$3,600.00, and, judgment is herein entered accordingly.

IT IS THEREFORE ORDERED AND ADJUDGED that the plaintiff, THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF ILLINOIS, within 90 days from the entry of this Final Judgment Order deposit with the County Treasurer of Cook County, Illinois, in accordance with the provisions of the Statute in such case made and provided the sum of \$1,000.00, which, in addition to the preliminary award heretofore deposited with the County Treasurer of Cook County, Illinois, in the sum of \$2,600.00, which for the benefit of the owner or owners of or party or parties interested in said Parcel 0017, will constitute full and just compensation for the taking of the fee simple title to the real property known as Parcel 0017, and for damages to the remainder of the real property of which Parcel 0017 is a part, including reconstruction costs.

IT IS FURTHER ORDERED AND ADJUDGED that plaintiff pay to the owner or owners of and party or parties interested in said improved real property described herein as Parcel 0017, statutory interest on the additional sum of \$1,000.00, pursuant to the statute therefore made and provided, from the date plaintiff took possession under the quick-take proceedings, (July 9, 1987), until the date of deposit

by the plaintiff of the additional sum of \$1,000.00, with the County Treasurer of Cook County, Illinois.

IT IS FURTHER ORDERED AND ADJUDGED that upon proof being made to the Court that payment of the amount set forth hereinabove has been made to the County Treasurer of Cook County, Illinois, this judgment shall be satisfied.

IT IS FURTHER ORDERED AND ADJUDGED that the County Treasurer of Cook County, Illinois, do, at that time, release and give over to the owner or owners of or party or parties interested in said Parcel 0017, the money deposited, after first deducting therefrom the ad valorem taxes, provided said ad valorem taxes have not previously been paid.

IT IS FURTHER ORDERED AND ADJUDGED that said order of the 21st day of April, 1987, fixing preliminary just compensation as to Parcel 0017; and, the said order of the 9th day of July, 1987, vesting title as to Parcel 0017, be and the same are hereby confirmed in all respects as to the findings made and contained therein.

IT IS FURTHER ORDERED AND ADJUDGED that there is no just reason for delaying enforcement of or the appeal from this Final Judgment Order.

Dated: , 1989.

JUDGE EARL ARKISS

ENTER:

DEC 14 1989

CLERK OF COURT

[Handwritten signature]

J U D G E

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Agreed, Stipulated and Consented
to:

CHARLES E. PAYNE and SHERON
PAYNE, His Wife, Defendants

THE DEPARTMENT OF TRANSPORTATION
OF THE STATE OF ILLINOIS, et al,
Plaintiff

BY: *Robert J. Weber*
ROBERT J. WEBER
Attorney for Defendants

BY: NEIL F. HARTIGAN, Attorney General

BY: *Gilbert L. Berman*
GILBERT L. BERMAN,
Special Assistant Attorney General

FIRST NATIONAL BANK IN HARVEY,
A Corporation of the United
States of America, Defendant

BY: _____

NEIL F. HARTIGAN
Attorney General of Illinois
Attorney No. 99000
Attorney for Plaintiff
By: GILBERT L. BERMAN
Special Assistant Attorney General
188 West Randolph Street
Chicago, Illinois 60601
Telephone: (312) 726-3423

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PARCEL 0017

The northwesterly 50 feet (as measured at right angles) of the following described parcel of land:

Beginning at a point 963.58 feet East of the Southwest Corner of the Southeast Quarter of the Southwest Quarter of Section 26, Township 35 North, Range 14, East of the Third Principal Meridian, thence north along a line parallel to the west line of the Southeast Quarter of the Southwest Quarter of Section 26 a distance of 672.63 feet to the center line of Sauk Trail; thence southwesterly along said center line of said Sauk Trail a distance of 131.49 feet; thence South a distance of 659.03 feet to the south line of said Section 26; thence East along said line a distance of 130.85 feet to the point of beginning in Cook County, Illinois. (Containing 6575 square feet or 0.151 acres, more or less, of which 4339 square feet or 0.100 acres, more or less, were previously used.)

EXHIBIT A

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