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PLACITA JUDGMENT

(10-84) CCDCH-6

UNITED STATES OF AMERICA

STATE OF ILLINOIS,
COUNTY OF COOK ss.

ANTHONY J. SCOTILLO

PLEAS, before the Honorable
one of the Judges of the Circuit Court of Cook County, in the State of Illinois, holding a branch Court of said
Court, at the Court House in said County, and State, on -January 20,
In the year of our Lord, one thousand nine hundred and -84 and of the Independence
of the United States of America, the two hundredth and -eighth

PRESENT: The Honorable ANTHONY J. SCOTILLO
Judge of the Circuit Court of Cook County.

RICHARD M. DALEY, State's Attorney

RICHARD J. ELROD, Sheriff

Attest: MORGAN M. FINLEY, Clerk.

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Titles of Cook County, Illinois, and UNKNOWN OWNERS; that the affidavits required to make such unknown parties defendants to this action were duly filed and UNKNOWN OWNERS and NONRECORD CLAIMANTS have been duly and regularly made parties defendant to this action in manner provided by law.

That the persons designated as UNKNOWN OWNERS included other persons who are interested in this action and who have or claim some right, title, interest or lien in, to or upon the real estate, or some part thereof in this Complaint described as tenants in possession; and in addition other persons who are interested in this action and who have or claim some right, title, interest or lien in, to or upon the real estate, or some part thereof in this Complaint; that the name of each of such other persons interested in this action is unknown to the Plaintiff, and upon diligent inquiry cannot be ascertained and all such persons are, therefore made parties defendant to this action by the name and description of UNKNOWN OWNERS.

And the Court having examined the files and records in this cause and having heard evidence and being fully advised in the premises finds that each of the defendants in the cause has been duly and properly brought before the Court, either through service of summons or publication, all in manner provided by law; that due and proper notice has been given to each of the defendants during the progress of this cause, as required by law and that this Court now

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has jurisdiction over all of the parties to this cause and the subject matter hereof;

And it further appearing to the Court that the defendants, BARBARA ANN JONES, a/k/a BARBARA ANN BEDESSIE, BEVERLY BANK as Trustee under a Trust Agreement dated August 8, 1979, and known as Trust No. 8-6519, and UNKNOWN OWNERS, failed to plead to plaintiff's Complaint within the time required by law, but therein made default and that an order of default has been heretofore entered against the above mentioned defendants, on March 28, 1983, so failing to plead, and that Plaintiff's Complaint has been taken as confessed by and against all the Defendants herein;

And it further appearing to the Court that the Defendant, MANUEL C. TURNER, filed his appearance and answer on December 29, 1982, and that on March 28, 1983, Plaintiff's motion for summary judgment against Defendant, MANUEL C. TURNER, was granted;

And it further appearing to the Court that the Defendant, SIDNEY R. OLSEN, filed his appearance and answer on November 4, 1982, and does not contest the validity or superiority of Plaintiff's first mortgage lien;

And this cause coming on now to be heard upon the Complaint herein, and upon all other pleadings and upon all files and matters of record herein;

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And it further appearing to the Court that due notice of the presentation of this Judgment has been given to all parties entitled thereto, and the Court being fully advised in the premises, does find from the files, records, and competent evidence herein, as follows:

1. That all the material allegations of the Complaint are true and proven, and that by virtue of the Mortgage, and the evidence of indebtedness secured thereby alleged in the Complaint, there is due to the Plaintiff, and it has a valid and subsisting lien on the property described hereafter for the following amounts:

Principal balance and accrued interest as of January 20, 1984	\$24,413.05
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Insurance premiums	994.57
Real Estates Taxes	1,572.19

COSTS OF SUIT:

Clerk	79.00
Sheriff	42.28
Registrar of Titles	26.00
Title Charges	256.50
Publication	282.00
Copying Charges	10.00
Attorneys Fees	<u>2,266.25</u>

TOTAL	\$29,941.84
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2. That in said Note and Mortgage, it is provided that the attorneys for Plaintiff are entitled to reasonable attorneys fees, that said sum is the usual customary and reasonable charge made by attorneys in like cases, and the said sum is hereby allowed to the Plaintiff.

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3. That under the provisions of said Note and Mortgage the costs of this foreclosure are an additional indebtedness for which the Plaintiff should be reimbursed, and that such expenses are hereby allowed to the Plaintiff.

4. That the Mortgage described in the Complaint and hereby foreclosed has been registered with the Registrar of Cook County and the property herein referred to and directed to be sold is described as follows:

The East Three (3) feet of Lot Seventeen (17), and all of Lot Eighteen (18) of Kuyper's Subdivision of Lot One (1) in School Trustee's Subdivision of Section 16, Township 37 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

COMMONLY KNOWN AS: 65 West 103rd Street
Chicago, Illinois

5. That the rights and interest of all the other parties to this cause in and to the property hereinbefore described are inferior to the lien of the Plaintiff heretobefore mentioned.

6. That the Mortgage sought to be foreclosed herein was executed after July 1, 1957; that the lien of said Mortgage is governed by the provisions of Section 12-125, Chapter 110, Illinois Revised Statutes, and that BEVERLY BANK as Trustee under a Trust Agreement dated August 8, 1979, and known as Trust No. 8-6519 are owners of the equity of redemption.

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IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that unless within three days from the entry of this Judgment, there shall be paid to the Plaintiff the sum of the principal balance and the accrued interest mentioned in paragraph 1 of this Judgment with interest thereon at the lawful rate, together with all costs taxed herein, the real estate hereinabove described together with all improvements thereon and appurtenances belonging thereto or so much thereof as may be sold separately without material injury to the parties in interest, be sold at public vendue, to the highest and best bidder for cash by the Sheriff of Cook County, Illinois in Room 704 of the Richard J. Daley Center, in the City of Chicago, County of Cook and State of Illinois.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said Sheriff upon making such sale, shall with all convenient speed report the same to the Court for its approval and confirmation, and he shall likewise report the distribution of the proceeds of sale and his acts and doing in connection therewith; that out of the proceeds of such sale, he shall make distribution in the following order of priority:

- (a) For his fees, disbursements and commission on such sale.
- (b) To the Plaintiff, the sum of the principal balance and the accrued interest mentioned in paragraph 1 of this Judgment, with interest thereon at the lawful rate, together with all costs taxed herein.

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IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Sheriff take receipts from the respective parties whom he may have made payment as aforesaid, and file the same with his report of sale and distribution in this Court, that, if after the payments of all the foregoing items, there shall be a remainder, he hold the surplus subject to the further order of this Court, and that if there be no sufficient funds to pay in full the amounts found due herein, he specify the amount of deficiency in his report of sale; and further, that said deficiency stand as lien and apply against the rents, issues and profits accruing from said premises during the period of redemption, and that a receiver be appointed to collect the rents, issues, and profits, and to apply them upon said deficiency.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that on November 2, 1982, the owners of the equity of redemption in the premises hereinabove described were served with summons are required by law; that if the premises so sold shall not have been redeemed prior to the date of the Sheriff's sale, then the defendants and all persons claiming under them, or any of them since the commencement of this suit, be forever barred, foreclosed of and from all rights and equity of redemption of claim or, in and to said premises or any part thereof, and in case said premises shall not be redeemed as aforesaid, then upon production to the Sheriff or his successor of said certificates of sale by the legal holder thereof,

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said Sheriff shall execute and deliver to them a good and sufficient deed of conveyance of said premises; and that thereupon the grantee or grantees in such deed or his or her legal representatives or assigns be let into possession of said premises, and that any of the parties to this cause who shall be in possession of said premises of any portion thereof, or any person who may have come into such possession under them, or any of them, since the commencement of this suit shall, upon the production of said Sheriff's deed of conveyance surrender possession of said premises to said grantee or grantees, his or her representatives or assigns, and in default of so doing, an order of possession shall issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the attorneys for Plaintiff may withdraw from the files of his cause all original exhibits offered in evidence by them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that SIDNEY R. OLSEN, Registrar of Titles, is hereby directed to cancel the outstanding Certificate of Title and to issue a new certificate without requiring the surrender of the mortgagee's duplicate Certificate of Title.

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The Court hereby retains jurisdiction of the subject matter of this cause and of all the parties hereto, for the purpose of enforcing this Judgment.

DATED:

ENTER:

ANTHONY J. SCOTILLO

J U D G E

JAN 20 1984

COAKLEY & SMITH CHARTERED #12661
WILLIAM M. SMITH
Attorneys for Plaintiff
4544 West 103rd Street
Oak Lawn, Illinois 60453
(312) 425-9590

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STATE OF ILLINOIS,
COUNTY OF COOK

vs.

I, MORGAN M. FINLEY, Clerk of the Circuit Court of Cook County, in and for the State of Illinois, and the keeper of the records, files and seal thereof, do hereby certify the above and foregoing to be true, perfect and complete
COPY OF A CERTAIN JUDGMENT MADE AND ENTERED OF RECORD IN SAID COURT:

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.....

in a certain cause lately pending in said Court, between
BEVERLY BANK, ETC. plaintiff/petitioner
and BARBARA ANN JONES, ETC., ET AL defendant/respondent.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed
the seal of said Court, in said County, this 4th
day of March, 1985

Morgan M Finley
Clerk

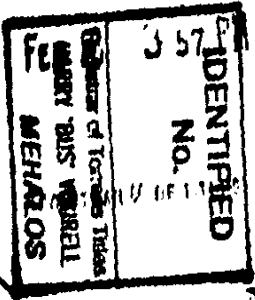
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Cooking of San Antonio #304
9400 S. Creamer IL 60453
DAR. COURT

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