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Assigned Judge TO SHAPIRO Judge Aspen	Security Judge if Other Than Assigned Judge
Case Number 87 C 3902	Date November 20, 1987
Case Title The Provident Institution for the Savings in the Town of Boston vs. Michael E. Wacht et. als.	

MOTION: (In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3d-party plaintiff, and (b) state briefly the nature of the motion being presented.)

SHAPIRO & KREISMAN, P.C.	Sent for Microfilming
Judgment of foreclosure and Sale, Copies of Affidavit of Service	NOV 23 1987
Order of Default Additional Appearance Form	NOV 24 1987
Order Appointing Special Commissioner	Filed on

DOCKET ENTRY: (The balance of this form is reserved for notations by court staff.)

(1) Judgment is entered as follows: (2) (Other docket entry:)

Kevin Brown given leave to file his appearance as additional counsel for plaintiff. Enter Order of Default. Enter Judgment of Foreclosure and Sale. Enter Order appointing Alan Ganz Special Commissioner.

(3) Filed motion of (use listing in "MOTION" box above)

(4) Brief in support of motion due _____

(5) Answer brief to motion due _____ Reply to answer brief due _____

(6) Hearing on _____ set for _____ at _____

(7) Status hearing held continued to set for reset for _____ at _____

(8) Pretrial conference held continued to set for reset for _____ at _____

(9) Trial set for reset for _____ at _____

(10) Bench trial jury trial hearing held and continued to _____ at _____

(11) This case is dismissed without with prejudice and without costs by agreement pursuant to FRCP 40 (failure to move) General Rule 21 (want of prosecution) FRCP 41(a)(1) FRCP 41(a)(2)

(12) (For further detail see order on the reverse of or order attached to the original minute order form.)

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No action required. Motion mailed by judge's staff. Notified counsel by telephone. Declaring to mail action. Mail AG 438 form. courtroom deputy's initials 76	PROC. CLERK'S OFFICE NOV 23 1987 NOV 20 1987 Date/time received in central Clerk's Office	number of motions 3	Document # 21
		date dictated dictating copy, initials date filed, motion mailing copy, initials	

NOV 23 1987

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87-5263

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

The Provident Institution for Savings in the Town of Boston)

PLAINTIFF,)

-vs-

Michael E. Wacht, Cynthia T. Wacht, The Dartmouth Plan, Inc., Harry "Bus" Yourell, Registrar of Titles, Old Republic Insurance Co.)

DEFENDANTS.)

DECEMBER 10 1987

NO. 87 C 3902
Honorable Judge
Aspen

JUDGMENT OF FORECLOSURE AND SALE

This cause having been duly heard by this Court upon the record herein, the Court finds:

1. It has jurisdiction of the parties hereto and the subject matter thereof.
2. That all the material allegations contained in said Complaint are true and proven.
3. The date when the last of the owners of the equity of redemption were served with summons or by publication was September 17, 1987.
4. That by virtue of the mortgage and the evidence of the indebtedness secured thereby, there is due from the mortgagors to the Plaintiff, and the Plaintiff has a valid lien upon the hereinafter described property, as follows:

Unpaid Principal	\$64,709.00
Accrued Interest on	
Unpaid Principal	13,481.00
Advances by Plaintiff	3,219.15
Costs of Suit	1,137.10
Plaintiff's Attorneys' Fees	475.00
TOTAL JUDGMENT INDEBTEDNESS	\$83,021.25

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5. The rights and interest of all the other parties to this cause to the property hereinafter described are inferior and subordinate to the lien of the Plaintiff.

6. The mortgage described in the Complaint and hereby foreclosed appears of record in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 3343639 and the subject property is legally described as follows:

Lot 15 in Block 13 in Midland Development Company's North Lake Village, being a Subdivision of the North 1/3 of the Northwest 1/4 of Section 5, Township 39 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois. Commonly known as 112 South Roberta, NorthLake, Illinois.

PIN: 15-05-117-015, Vol. 156

DAO

IT IS THEREFORE ADJUDGED AND DECREED BY THIS COURT as follows:

1. SALE OF THE PREMISES: The premises hereinabove described, covered by the security foreclosed in this action, shall be sold at public venue at the County seat of the County wherein the subject premises are located by a Special Commissioner of this Court. The Commissioner shall give public notice of the time, place and terms of such sale by publishing the same at least once in each week for four (4) successive weeks in some secular newspaper of general circulation published in said County. The Plaintiff or any of the parties to this cause, may become the purchasers at such sale, and the Commissioner may adjourn or continue the sale so advertised, without further publication.

2. CERTIFICATE OF SALE: Upon the sale being made, the Commissioner shall execute and deliver to the purchaser a Certificate of Sale in duplicate evidencing such purchase and describing the premises purchased and the amount paid therefor, and the time when such purchaser will be entitled to a Deed to said premises if the premises are not redeemed according to law.

3. PROCEEDS AND REPORT OF SALE: Out of the proceeds of the sale, the Commissioner shall retain his reasonable fees and costs. Out of the remainder of such proceeds, the Commissioner shall pay the amount by this judgment found to be due to the Plaintiff with interest on said sum, less the listed Plaintiff's attorneys' fees, at the rate of Nine (9%) percent per annum from the date of this Judgment to the date of sale. If the Plaintiff is the successful bidder, he shall not pay money to the Special Commissioner (other than that for the Commissioner's costs and fees).

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but shall receive satisfaction of the total Judgment Indebtedness herein found due (with interest) to the extent covered by the remainder of the Sale proceeds. If the remainder of the proceeds shall not be sufficient to pay the above described amounts and interest the Commissioner shall then specify the amount of the deficiency in his Report of Sale. If such remainder shall be more than sufficient to pay such amounts and interest, the Commissioner shall hold the surplus subject to the further order of this Court.

4. PERIOD OF REDEMPTION: Upon the expiration of six (6) months from the date of sale, if the premises so sold shall not have been redeemed according to law, the defendant(s) and all persons claiming under them shall be forever barred and foreclosed from all right equity of redemption, or claim of any kind to the premises or any part thereof.

5. COMMISSIONER'S DEED: If the premises are not redeemed as described above, the Commissioner shall execute and deliver to the legal holder of the Certificate of Sale a good and sufficient deed of conveyance of the premises. The grantee in such deed shall then be let into possession of the premises.

6. POSSESSION OF PREMISES: Any of the parties to this cause who shall be in possession of the premises (or any portion thereof) or any person who may have come into such possession since the commencement date of the suit, shall upon the production of the Commissioner's deed of conveyance, (or a photostatic copy thereof) surrender possession of the premises to said grantee; in default of so doing, a Writ of Assistance, shall then issue forthwith.

7. JURISDICTION: 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: NOV 20 1987

ENTER:

Man 5/1

SHAPIRO & KREISMAN, P.C.
Attorneys at Plaintiff
1161 A Lake Cook Road
Deerfield, Illinois 60015
(312) 945-6040

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PROPERTY

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DOCKETED

3/19/87

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

The Provident Institution for Savings in the Town of Boston)

PLAINTIFF,

-vs-

Michael E. Wacht, Cynthia T. Wacht, The Dartmouth Plan, Inc., Harry "Bus" Yourell, Registrar of Titles, Old Republic Insurance Co.)

DEFENDANTS.)

NO. 87 C 3902
Honorable Judge Aspen

ORDER OF DEFAULT

On motion of Kevin P. Brown, Attorney for the Plaintiff, the requisite affidavit having been filed and due notice of the pendency of this suit having been given to the Defendant(s), Michael E. Wacht, Cynthia T. Wacht, The Dartmouth Plan, Inc., Old Republic Insurance Co. either by personal service of summons, or by Publication and mailing, which notice in manner and content was in all respects as required by law, and pursuant to Order of court heretofore entered and

Said defendants having failed to plead or otherwise defend pursuant to said Order of Court, and pursuant to said notice.

IT IS ORDERED that by this Court that the Complaint herein be taken as confessed against the said defendants, and each of them.

DATED: NOV 20 1987

ENTERED: Man 84
JUDGE

SHAPIRO & KREISMAN, P.C.
Attorneys at Law
1161 A Lake Cook Road
Deerfield, Illinois 60015
(312) 945-6040

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CASE NO. 3703901

PROVIDENT INST FOR SVS VS WACHT

LAW BULLETIN PUBLISHING CO.

does hereby certify that it is the publisher of

CHICAGO DAILY LAW BULLETIN,

IN THE UNITED STATES DISTRICT

Court for the Northern District of Illinois, Eastern Division, The Provident Institution for Savings in the Town of Boston Plaintiff, vs. Michael E. Wacht, Cynthia T. Wacht, The Dartmouth Plan, Inc. and Harry "Bus" Yourell, Registrar of Titles, Case No. 87C-3902, involving a mortgage foreclosure concerning the following described property:

Lot 19 in Block 13 in Midland Development Company's North Lake Village, being a subdivision of the North 1/2 of the Northwest 1/4 of Section 5, Township 39 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois, Commonly known as 112 South Roberts, Northlake, Illinois. PIN: 15-05-117-015, Vol. 155.

ORDER

THIS MATTER coming to be heard on the motion of the Plaintiff for an Order directing the Defendants, Michael E. Wacht and Cynthia T. Wacht, to appear and file an Answer or otherwise plead to the Complaint to Foreclose Mortgage heretofore filed in this matter and it appearing that an Affidavit of Non-Residence Petition for Order of Publication having been filed herein, and the Court being fully advised in the premises:

IT IS HEREBY ORDERED that Defendants herein, Michael E. Wacht and Cynthia T. Wacht, file an answer or otherwise plead to the Complaint to Foreclose Mortgage heretofore filed by Plaintiff on or before September 25th, 1987.

IT IS FURTHER ORDERED that notice of this order be published in the Chicago Law Bulletin, once a week for six (6) consecutive weeks.

Enter: JUDGE ASPEN

Dated: August 7th, 1987.

Shapiro & Kreiman, P.C., Attorneys at Law, 1151 Lake Cook Road, Deerfield, Illinois 60015. (312) 945-6040.

828820 Aug-13-20-27-3-10-17

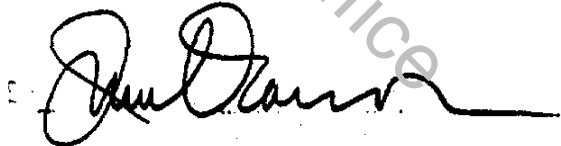
that said CHICAGO DAILY LAW BULLETIN is a weekly newspaper that has been published DAILY since 1903 in Cook County, State of Illinois, continuously for more than one year prior to the date of publication of the notice appended hereat and is of general circulation throughout said County and State, that it is a newspaper as defined in Act to revise the law in relation to notices of amended Illinois Revised Statutes, Chapter 110, Pars 1-3-5, and that the notice appended was published in the said CHICAGO DAILY LAW BULLETIN on

AUGUST 13, 20, 27, SEPTEMBER 03, 10, 17, 1987

In witness whereof, the undersigned has caused this certificate to be signed and its corporate seal affixed at Chicago, Illinois.

SEPTEMBER 17 1987

LAW BULLETIN PUBLISHING CO.



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87-5263

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

The Provident Institution for Savings in the Town of Boston)

PLAINTIFF,)

-vs-)

Michael E. Wacht, Cynthia T. Wacht, The Dartmouth Plan, Inc., Harry "Bus" Yourell, Registrar of Titles, Old Republic Insurance Co.)

DEFENDANTS.)

DOCKETED
NOV 23 1987

NO. 87 C 3902
Honorable Judge
Aspen

ORDER APPOINTING SPECIAL COMMISSIONER

IT IS ORDERED THAT ALAN GANZ be and the same is hereby appointed Special Commissioner of this Court for the purpose of the sale at public venue of the property commonly known as:
112 S. Roberta, Northlake, IL 60164

DATED: NOV 20 1987

ENTERED: *Man G*
JUDGE

Clerk's Office
NOV 23 1987

SHAPIRO & KREISMAN, P.C.
Attorney's at Law
1161 A Lake Cook Road
Deerfield, Illinois 60015
(312) 945-6040

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1988 MAR 23 PM 12:30
HARRY BUSBY YURELL
REGISTRAR OF TITLES

25014-87

Cook County Clerk's Office	
Department of Public Administration	
Case No.	14/2603
Vol.	1879-302
Date	3-24-88

3695742

SHAPIRO & KREISMAN
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