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

3966968

VILLAGE OF WHEELING AND CITY
OF PROSPECT HEIGHTS,

Plaintiffs,

vs

ANDREW P. KOLTON, and
ANDREW P. KOLTON as independent
Administrator of the
Estate of Rose M. Kolton;
A. P. KOLTON REALTORS;
WHEELING DRAINAGE DISTRICT
#1; REGISTRAR OF TITLES OF
COOK COUNTY, ILLINOIS; and
UNKNOWN OWNERS,

Defendants.

No. 88 L 50820

(Parcel No. 45)

3966968

FINAL JUDGMENT ORDER

This matter coming on to be heard on the Petition for Condemnation of the Village of Wheeling, Illinois and City of Prospect Heights, Illinois, to ascertain the just compensation for property sought to be taken for public purposes as set forth in said Petition, the plaintiffs appearing by Hinshaw, Culbertson, Moelmann, Hoban & Euler; and the defendants, Andrew P. Kolton, individually and as independent Administrator of the Estate of Rose M. Kolton; A. P. Kolton Realtors ("Kolton"), having appeared by Mullen, Minella & Chase and it appearing to the Court that the defendants to this proceeding have been served by process as provided by statute and due notice having been given and the Court being fully advised in the premises:

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The Court makes the following findings:

1. This Court has jurisdiction of the subject matter of this proceeding and all of the parties thereto.
2. The defendant, Wheeling Drainage District No. 1, is in default of these proceedings.
3. The legal description of the real property ("real property") to be taken is as follows:

PARCEL NO. 45:

THE WEST 150 FEET OF LOT 6 IN HENRY GRANDT AND OTHERS SUBDIVISION OF THAT PART OF THE SOUTH 1420.62 FEET OF SECTION 12 LYING WEST OF THE CENTER OF MILWAUKEE AVENUE AND PART OF THE NORTH 1/2 OF SECTION 13, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS;

EXCEPTING THAT PART BEGINNING AT THE INTERSECTION OF THE EAST LINE OF THE WEST 50 FEET OF SAID LOT 6 (SAID EAST LINE ALSO BEING THE EAST RIGHT OF WAY LINE OF WOLF ROAD) WITH THE NORTH LINE OF THE SOUTH 30 FEET OF SAID LOT 6 (SAID NORTH LINE ALSO BEING THE NORTH RIGHT OF WAY LINE OF HINTZ ROAD); THENCE EAST ALONG SAID NORTH LINE TO THE EAST LINE OF AFORESAID WEST 150 FEET OF LOT 6; THENCE NORTH ALONG SAID EAST LINE TO ITS INTERSECTION WITH A LINE 50 FEET NORTH OF AND A PARALLEL WITH THE SOUTH LINE OF SAID LOT 6; THENCE WEST ALONG SAID PARALLEL LINE TO A POINT THAT IS 25 FEET EAST OF (AS MEASURED ALONG SAID PARALLEL LINE) ITS INTERSECTION WITH THE EAST LINE OF THE WEST 50 FEET AFORESAID; THENCE NORTHWESTERLY TO A POINT ON SAID EAST LINE THAT IS 25 FEET NORTH OF (AS MEASURED ALONG SAID EAST LINE) THE LAST DESCRIBED INTERSECTION; THENCE SOUTH ALONG SAID EAST LINE TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

[SAID EXCEPTED PROPERTY HAVING BEEN TAKEN IN CONDEMNATION BY THE COUNTY OF COOK ON APRIL 28, 1988 IN CAUSE NO. 86 L 51319.]

(NUMBER OF CERTIFICATE: 848679 AS TO THE WEST 75 FEET OF LOT 6
DATE: AUGUST 22, 1960
VOLUME: 1701
PAGE: 340)

03-12-300-008 und
03-12-300-009 .2.

*5-9-91 Description of Parcel
+ other info
(The other info is the W. 50' already
excepted out)*

*25883, 578679 large
no remainder.*

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(NUMBER OF CERTIFICATE: 925693 AS TO THE EAST 75 FEET OF THE WEST
150 FEET OF LOT 6
DATE: AUGUST 12, 1963
VOLUME: 1855
PAGE: 347)

4. The plaintiffs and Kolton have agreed upon the amount of compensation to be paid to defendants, Kolton, there having been no objection to this agreement by any of the defendants, and that the agreed upon consideration is set forth in this Final Judgment Order and that this action is now fully compromised and settled.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. The total compensation to be paid to defendants, Kolton, is the total sum of \$196,216.

2. This compensation constitutes just compensation to the owner or owners of and party or parties interested in said real property for the taking thereof by plaintiffs and judgment herein is entered accordingly.

3. Plaintiffs shall deposit the sum of \$196,216 with the Treasurer of Cook County, Illinois within sixty (60) days of the entry of this order, and upon the filing by plaintiffs with the Clerk of this Court of the receipt of the County Treasurer for the deposit of such sums, plaintiffs shall thereupon be entitled to fee simple title to the real property.

4. Following deposit of the funds with the Treasurer of Cook County, Illinois, and upon motion of the defendants with notice to the parties, the Treasurer shall release and give over to defendants, Kolton, the sum of \$196,216.

5. This Court shall retain jurisdiction of this cause to place plaintiffs in full, complete

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PARCEL NO. 45:

THE WEST 150 FEET OF LOT 6 IN HENRY GRANDT AND OTHERS SUBDIVISION OF THAT PART OF THE SOUTH 1420.62 FEET OF SECTION 12 LYING WEST OF THE CENTER OF MILWAUKEE AVENUE AND PART OF THE NORTH 1/2 OF SECTION 13, TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS;

EXCEPTING THAT PART BEGINNING AT THE INTERSECTION OF THE EAST LINE OF THE WEST 50 FEET OF SAID LOT 6 (SAID EAST LINE ALSO BEING THE EAST RIGHT OF WAY LINE OF WOLF ROAD) WITH THE NORTH LINE OF THE SOUTH 30 FEET OF SAID LOT 6 (SAID NORTH LINE ALSO BEING THE NORTH RIGHT OF WAY LINE OF HINTZ ROAD); THENCE EAST ALONG SAID NORTH LINE TO THE EAST LINE OF AFORESAID WEST 150 FEET OF LOT 6; THENCE NORTH ALONG SAID EAST LINE TO ITS INTERSECTION WITH A LINE 50 FEET NORTH OF AND A PARALLEL WITH THE SOUTH LINE OF SAID LOT 6; THENCE WEST ALONG SAID PARALLEL LINE TO A POINT THAT IS 25 FEET EAST OF (AS MEASURED ALONG SAID PARALLEL LINE) ITS INTERSECTION WITH THE EAST LINE OF THE WEST 50 FEET AFORESAID; THENCE NORTHWESTERLY TO A POINT ON SAID EAST LINE THAT IS 25 FEET NORTH OF (AS MEASURED ALONG SAID EAST LINE) THE LAST DESCRIBED INTERSECTION; THENCE SOUTH ALONG SAID EAST LINE TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

03-18-300-808
[SAID EXCEPTED PROPERTY HAVING BEEN TAKEN IN CONDEMNATION BY THE COUNTY OF COOK ON APRIL 28, 1988 IN CAUSE NO. 86 L 51319.]

(NUMBER OF CERTIFICATE: 848679 AS TO THE WEST 55 FEET OF LOT 6
DATE: AUGUST 22, 1960
VOLUME: 1701
PAGE: 340)

and

(NUMBER OF CERTIFICATE: 925693 AS TO THE EAST 75 FEET OF THE WEST 150 FEET OF LOT 6
DATE: AUGUST 12, 1963
VOLUME: 1855
PAGE: 347)

EXHIBIT A

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and quiet possession of the property by writ of assistance or otherwise, and to determine all claims to the compensation deposited as aforesaid.

JUDGE EARL ARKISS

DEC 03 1990 598

ENTERED;

Judge

CIRCUIT COURT

DATED: _____

Prepared By:
William G. Swindal
HINSHAW, CULBERTSON, MOELMANN, HOBAN & FULLER
222 North LaSalle Street
Suite 300
Chicago, IL 60601
(312) 704-3000
Firm I.D. #90384

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CAROL MOSELEY GRAUN
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SANCHEZ	

*Lynn Spruce
232 W. Hubbard
Chicago, Ill. 60601*

Property of Cook County Clerk's Office

I HEREBY CERTIFY THE ABOVE TO BE CORRECT.

DATE MAR 18 1991

AURELIA PUCINSKI *nee*

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.

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