

# UNOFFICIAL COPY

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9539/0147 49 001 Page 1 of 3  
2001-12-12 15:19:56  
Cook County Recorder 25.50

After Recording Return to:  
LAKESHORE TITLE AGENCY  
1301 E. Higgins Road  
Elk Grove Village, IL 60007



01106822

## SUBORDINATION OF LIEN

2pgs

THIS SUBORDINATION AGREEMENT is made this 2<sup>nd</sup> day of November, 2001 by and between  
CAPITAL L.F.S.B. with an address of \_\_\_\_\_ ("Subordinating Lender") and  
DECISION 1 MORTGAGE COMPANY, L.L.C. with an address of \_\_\_\_\_ ("Lender")  
6060 JA JONES DRIVE, SUITE 500  
CHARLOTTE, NC 28287

WHEREAS, JAMES D. MCCLORY (Borrower) executed and delivered to Subordinating Lender a mortgage in the sum of FIVE THOUSAND DOLLARS (\$ 5000.00) dated 8/06/01 and recorded in the Recorder's Office of COOK County, Illinois on 8/15/01 as Document No. 0010753183, which mortgage is a lien on the following described property:

PARCEL 1: Unit #1262-G Together with its undivided 3.21616% interest in the common elements in the Columbia Estates Condominium As delineated and defined in the declaration recorded as document 25527071 in the Southwest 1/4 of Section 32, Township 41 North, Range 14, East of the Third Principal Meridian, Cook County, Illinois  
PARCEL 2: PARKING SPACES P1 and P2, each having .16077% interest in the common elements.  
PIN: 11-32-305-029-1013, 11-32-305-029-1020, 11-32-305-029-1021  
Commonly known as: 1262 W. COLUMBIA AVENUE #G, CHICAGO, IL, 60626

WHEREAS, the Borrower executed and delivered to Lender a mortgage in the sum of \$ 199750, dated 11-26-2001 which mortgage is intended to be recorded herewith in the recorder of COOK County as Document No. \_\_\_\_\_

WHEREAS, Lender has required as a condition of its loan to Borrower that the lien of the mortgage executed by Borrower to the Subordinating Lender be subordinated to the lien of the mortgage executed by Borrower to Lender to which Subordinating Lender has agreed on the conditions provided therein.

NOW THEREFORE, Intending to be legally bound hereby, the undersigned agree as follows:

1. The the lien of the mortgage executed by the Borrower to Subordinating Lender is and shall be subordinate to the lien of the mortgage executed by the Borrower to Lender provided, however, that the lien of the mortgage to Subordinating Lender shall be subordinated to the lien of the mortgage to the Lender

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only to the extent that the lien of the mortgage to Lender, is a result of this Subordination Agreement, a validly perfected first lien security interest in the above-described property.

2. That the mortgage executed by the Borrower to the Subordinating Lender is and shall be subordinated both in lien and payment to the mortgage executed by the Borrower to Lender to the extent that the mortgage to Lender is, as a result of this Subordination Agreement, a validly perfect first lien security interest in the above described property.

3. That to the extent the mortgage of Lender is, as a result of this Subordination Agreement, a validly perfected first lien security interest in the above described property, the lien of the mortgage executed by the Borrower to the Lender shall not be affected or impaired by a judicial sale under a judgment recovered under the mortgage made by the said Borrower to Subordinating Lender but any such sale shall be subject to the lien of the said mortgage executed by the Borrower to Lender as well as any judgment obtained upon the bond or note secured thereby.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals hereto as of the date first above written.

By [Signature]

Witness Amy Moore  
Amy Moore

Title Assistant General Counsel

State of Virginia, County of Henrico, SS., I, the undersigned, a Notary Public in and for said County, in the State aforesaid, personally appeared Mark Westmerland, who acknowledged himself/herself to be the Assistant General Counsel of Capital One, FSB and that he/she, as such, being authorized to so do, executed the foregoing instrument for the purposes therein contained and by signing in my presence, the name of the said corporation.

Given my hand and official seal, this day: 11/02/01



[Signature]  
Notary Public

This instrument was prepared by MATT WILLIAMS  
etp 05/31/05

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