

# UNOFFICIAL COPY

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Cook County Recorder 27.00



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Illinois

## SUBORDINATION AGREEMENT

This Subordination Agreement (this "Agreement"), granted this 13th day of AUGUST, 2002, by CHASE MANHATTAN BANK USA, N.A. ("Chase") to WASHINGTON MUTUAL (the "Lender"),

WITNESSETH:

WHEREAS, Chase has heretofore extended a line of credit/loan to ALLAN L. SCHOENBERG AND MEGAN M. O'MALLEY (the "Borrower") pursuant to a Home Equity Line of Credit Agreement/Loan Note dated APRIL 2, 2001 (the "Line of Credit/Loan"); and

WHEREAS, the Borrower's obligations under the Line of Credit/Loan 0916363054 are secured by a Mortgage from the Borrower to Chase, dated APRIL 2, 2001, recorded APRIL 2, 2001 in the Land Records of COOK County, Illinois as Document 0010260556 (the "Home Equity Mortgage"), covering real property located at 3024 N. OAKLEY AVE, CHICAGO, IL 60618 (the "Property"); and

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P.I.N. #14-30-113-015-0000

This document was prepared by CHASE MANHATTAN BANK USA, N.A., Home Equity Subordination, 20 South Clinton Avenue, S-3, Rochester, NY 14604 and after recording should be returned to: CMMC Records Management, 700 Kansas Lane, Monroe, LA 71203 ATTN: Alison Latino.

Home Equity Account Number 0916363054

**BOX 333-CT**

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BOX 33-11

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WHEREAS, the Lender proposes to make a loan in the original principal amount of \$372,000.00 to the Borrower (the "New Loan"), the proceeds of which will be used to repay in full all of the Borrower's original obligations secured by an original Mortgage, and to obtain a release of the lien created by the original Mortgage; and

WHEREAS, as a condition of making the New Loan, the Lender has required the Borrower to execute a mortgage on the Property securing repayment of the New Loan (the "New Mortgage"), which, upon execution and recordation of this Agreement, shall have a first lien position on the Property.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Chase hereby agrees as follows:

1. Chase hereby subordinates the lien created by the Home Equity Mortgage to the lien created by the New Mortgage to the end that the lien of the New Mortgage shall be superior to the lien of the Home Equity Mortgage.
2. The subordination described in paragraph 1. above shall not apply to any future advance of funds to the Borrower by the Lender except for advances necessary to protect the security of the New Mortgage.
3. This Agreement shall be binding upon and shall inure to the benefit of Chase and the Lender and their respective successors and assigns, and any purchaser at any foreclosure sale instituted pursuant to the Home Equity Mortgage or the New Mortgage.
4. This Agreement shall be construed in accordance with the laws of the State of Illinois.

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IN WITNESS WHEREOF, Chase has caused this Agreement to be executed by its duly authorized representative as of the day and year first above written.

WITNESS:

CHASE MANHATTAN BANK USA, N.A.

Wilma Rivera

By: Harold W. Drake

Name: HAROLD W. DRAKE

Title: MORTGAGE OFFICER CHASE  
MANHATTAN BANK USA, N.A.

STATE OF NEW YORK, COUNTY OF MONROE, to wit:

I hereby certify that, on this 13th day of AUGUST, 2002, before the subscriber, a Notary Public of the aforesaid State, personally appeared HAROLD W. DRAKE, who acknowledged himself/herself to be the MORTGAGE OFFICER CHASE MANHATTAN BANK USA, N.A., a body corporate, and that he/she executed the foregoing Subordination Agreement for the purposes therein contained by signing the name of the said body corporate by himself/herself as MORTGAGE OFFICER CHASE MANHATTAN BANK USA, N.A.

STEPHEN ENDERLE  
Notary Public, State of New York  
Monroe County, Reg# 01EN6073378  
Commission Expires April 22, 2006

Stephen Enderle  
Notary Public

My Commission Expires: April 22, 2006

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## CHICAGO TITLE INSURANCE COMPANY

ORDER NUMBER: 1401 008035756 NA  
STREET ADDRESS: 3024 NORTH OAKLEY AVENUE  
CITY: CHICAGO COUNTY: COOK  
TAX NUMBER: 14-30-113-015-0000

### LEGAL DESCRIPTION:

LOT 14 (EXCEPT THE SOUTH 10 FEET THEREOF) IN BLOCK 10 IN CLYBOURN AVENUE  
ADDITION TO LAKEVIEW AND CHICAGO OF THE NORTHWEST 1/4 OF SECTION 30, TOWNSHIP 40  
NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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