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Eugene "Gene" Moore Fee: \$46.00  
Cook County Recorder of Deeds  
Date: 05/29/2003 01:04 PM Pg: 1 of 2

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2001  
CTM

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WAIVER OF PRIORITY OF MORTGAGE

KNOWN ALL MEN BY THESE PRESENTS THAT, Charter One Bank, N.A. a bank organized and existing under the laws of the United States of America, the owner and holder of the hereinafter described mortgage and note secured by it, for One Dollar (\$1.00), and other valuable considerations, the receipt of which is hereby acknowledged, does hereby WAIVE THE PRIORITY OF LIEN and operation of said certain mortgage executed by NANCY K BROOKS, TRUSTEE OF THE NANCY K BROOKS 1998 TRUST DATED MAY 18, 1998 \*\*

to Charter One Bank, N.A. and recorded in DOCUMENT # 0021277140, of COOK County Records, (the "Existing Mortgage"), which existing Mortgage encumbers the following described property:  
299 WALNUT STREET

Situated in the City of WINNETKA, County of COOK, in the State of Illinois, and described as follows: PEN 05-21-307-007-0000 (see attached legal description rider)

In favor of a mortgage in the amount of FOUR HUNDRED AND SEVENTY THOUSAND (\$470,000.00) to be executed by the said SEE \*\*

to Charter One Mortgage, N.A., which shall be a first lien on the aforementioned property without otherwise affecting the lien of Existing Mortgage. In witness whereof, said bank by its duly authorized officers has caused its name to be hereunto subscribed and its seal hereto affixed this 12TH day of MAY A.D. 2003.

Signed in the presence of

Sheila J. Battrell  
Sheila J Battrell

Kathy MacConnachie  
Kathy MacConnachie

CHARTER ONE BANK N.A.

Joseph Busca V.P.

Mark Thorpe V.P.

The State of Illinois

Before me, a Notary Public in and for said County and State, personally  
Appeared the above named

DUPAGE County

Who respectively, acknowledge that they did sign the foregoing instrument and as its duly authorized officers, and by authority of its Board of Directors, and that the same is the free act and deed of said bank, and the free act and deed of each of them personally and as such officers.

In testimony whereof, I have hereunto set my and official seal at Naperville Illinois this 12TH day of MAY 2003.

THIS INSTRUMENT PREPARED BY: J. mail to

CHARTER ONE BANK N.A.  
1804 N. NAPER BLVD. SUITE 200  
NAPERVILLE IL 60563

Sally R. Ford  
Notary Public

BOX 333-CP

# UNOFFICIAL COPY

**STREET ADDRESS:** 299 WALNUT STREET

**CITY:** WINNETKA

**COUNTY:** COOK

**TAX NUMBER:** 05-21-307-007-0000

**LEGAL DESCRIPTION:**

THE WEST 77 FEET OF THE SOUTH 1/2 OF BLOCK 15 IN GARLANDS ADDITION TO WINNETKA, BEING A SUBDIVISION OF THE NORTH 120 ACRES OF THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 42 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

Property of Cook County Clerk's Office