UNOFFICIAL COM

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Eugene "Gene" Moore Fee: \$28.50 Cook County Recorder of Deeds Date: 07/03/2003 03:01 PM Pg: 1 of 3

)	
)	
)	
)	
)	
)	
)	
)	
)	
)	
)	No. 03 CR 549
)	
)	Judge Gotschall
))))))))))))))))))))

FORFEITURE AGREEMENT II

Pursuant to the Pretrial Release Order entered in the above-named case on June 27, 2003, and for and in consideration of bond being set by the Court for defendant WILFREDO CRUZ in the amount of \$100,000, being secured by real property, WILFREDO CRUZ hereby warrants and agrees:

1. Defendant WILFREDO CRUZ warrants that he is the sole record owner and titleholder of certain real property located at 3519 Lincoln Street, Franklin Park, Illinois, described legally as follows:

LOT 5 AND THE NORTH 25.0 FEET OF LOT 6 IN BLOCK 2 OF THE ORIGINAL SUBDIVISION OF MANNHEIM BEING A SUBDIVISION OF THE WEST 667 FEET OF THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTH OF THE CHICAGO AND PACIFIC RAILROAD IN TOWNSHIP OF LEYDEN IN COOK COUNTY, ILLINOIS.

Permanent Real Estate Index No. 12-21-301-046-0000.

2. Defendant WILFREDO CRUZ agrees that his equitable interest in the above-

0318418072 Page: 2 of 3

UNOFFICIAL COPY

described real property shall be forfeited to the United States of America, should he fail to appear as required by the Court or otherwise violate any specified condition of the Court's order of release. Defendant WILFREDO CRUZ agrees further understands and agrees that, if he should violate any condition of the Court's release order, he will be liable to pay the difference between the bond amount of \$100,000 and his equitable interest in the property, and otherwise violate any specified condition of the Court's order of release. Defendant WILFREDO CRUZ agrees hereby agrees to the entry of a defailt judgment against him for the amount of any such difference. Defendant WILFREDO CRUZ agrees has received a copy of the Court's release order and understands its terms and conditions. Further, the surety understands that the only notice he will receive is notice of court proceedings.

- 3. Defendant WILFREDO CPITZ agrees further agrees to execute a quitclaim deed, waiving any homestead exemption, in favor of the United States of America, which deed shall be held by the Clerk of the United States District Court, Northern District of Illinois, Eastern Division, until further order of the Court. Defendant WILFREDO CRUZ agrees understands that should he fail to appear or otherwise violate any condition of the Court's order of release, the United States will obtain an order from the Court authorizing the United States to file and record the above-described deed, and to take whatever other action that may be necessary to perfect its interest in the above-described real property and satisfy the obligations arising from a breach of the bond.
- 4. Defendant WILFREDO CRUZ further agrees that he will maintain the subject property in good repair, pay all taxes and obligations thereon when due, and will take no action which will encumber the property or diminish his interest therein, including any effort to sell or otherwise convey the property, without leave of court. Further, defendant WILFREDO CRUZ has

0318418072 Page: 3 of 3

UNOFFICIAL COPY

executed a release in favor of the United States so it can be verified that all obligations relating to

the property are paid currently.

5. Defendant WILFREDO CRUZ further understands that if he has knowingly made or

submitted or caused to be made or submitted any false, fraudulent or misleading statement or

document in connection with this Forfeiture Agreement, or in connection with the bond set for him,

he is subject to a felony prosecution for making false statements and making a false declaration

under penalty of perjury. Defendant WILFREDO CRUZ agrees that the United States shall file and

record a copy of this Porisiture Agreement with the Recorder of Deeds of Cook County as notice of

encumbrance in the amount of the bond.

6. Defendant WILFREDO CRUZ hereby declares under penalty of perjury that he has

read the aforegoing Forfeiture Agreement ir its entirety, and the information contained herein is true

and correct. Failure to comply with any term or condition of this agreement will be considered a

violation of the release order authorizing the United States to requires that the bond posted for the

release of the defendant be revoked.

Date:

WILFREDO CRUZ

Defendant/Surety

Witness

RETURN TO:

Tanya Sluder United States Attorneys Office 219 South Dearborn Street Room 500 Chicago, IL 60604

3