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Eugene "Gene" Moore Fee: \$30.50
Cook County Recorder of Deeds
Date: 08/18/2003 04:37 PM Pg: 1 of 4

**THIS IS AN ATTEMPT TO
COLLECT A DEBT. ANY
INFORMATION WE
OBTAIN WILL BE USED
FOR THAT PURPOSE.**

NOTICE OF DEFAULT AND FORECLOSURE SALE

To: See Attached Service List

WHEREAS, on December 12, 1972, a certain Mortgage was executed by John Johnson and Helen Johnson as Mortgagor in favor of Percy Wilson Mortgage and Finance Corporation as Mortgagee, and was recorded on December 13, 1972, as document number 22156197 in the Office of the Recorder of Deeds, Cook County, Illinois; and

WHEREAS, the Mortgage was insured by the United States Secretary of Housing and Urban Development (the Secretary) pursuant to the National Housing Act, 12 U.S.C. sections 1702 et seq. and 1707 et seq., for the purpose of providing single family housing; and

WHEREAS, the Mortgage is now owned by the Secretary, pursuant to an assignment dated May 23, 1983, and recorded on June 7, 1983, document number 26633220, in the Office of the Recorder of Deeds, Cook County, Illinois; and

WHEREAS, a default has been made in the covenants and conditions of the Mortgage in that the payment due on July 1, 1980, was not made and remains wholly unpaid as of the date of this notice, and no payment has been made sufficient to restore the loan to currency, and

WHEREAS, the entire amount delinquent as of September 1, 2003 is \$ 58,839.61; and

WHEREAS, by virtue of this default, the Secretary has declared the entire amount of the indebtedness secured by the Mortgage to be immediately due and payable;

NOW THEREFORE, pursuant to powers vested in me by the Single Family Mortgage Foreclosure Act of 1994, 12 U.S.C. 3751 et seq., by 24 CFR Part 27, subpart B, and by the

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Secretary's designation of me as Foreclosure Commissioner, recorded on August 1, 1996, as Document Number 96591885, notice is hereby given that on September 19, 2003 at 9:00 a.m. local time, all real and personal property at or used in connection with the following described premises located at 656 East 101st Street, Chicago, IL 60628 ("Property"), and is legally described as follows:

LOT 1,253 IN BARTLETT'S GREATER CHICAGO SUBDIVISION NUMBER 1 IN SECTION 10, TOWNSHIP 37 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PERMANENT INDEX NUMBER: 25-10-406-040-0000

will be sold at public auction to the highest bidder.

The sale will be held at 47 West Polk Street, Atrium Level, Chicago, Illinois on September 19, 2003, at 9:00 a.m. local time. The Secretary of Housing and Urban Development will bid \$59,910.89.

There will be no proration of taxes, rents or other income or liabilities, except that the purchaser will pay, at or before closing, his prorata share of any real estate taxes that have been paid on the project by the Secretary to the date of the foreclosure sale.

When making their bid, all bidders except the Secretary must submit a deposit totaling \$5,991.09 [10% of the Secretary's bid] in the form of a certified check or cashier's check made out to the Secretary of HUD. Each oral bid need not be accompanied by a deposit. If the successful bid is oral, a deposit of \$ 10% of the oral bid must be presented before the bidding is closed. The deposit is nonrefundable. The remainder of the purchase price must be delivered within 30 days of the sale or at such other time as the Secretary may determine for good cause shown, time being of the essence. This amount, like the bid deposits, must be delivered in the form of a certified or cashier's check. If the Secretary is the high bidder, he need not pay the bid amount in cash. The successful bidder will pay all conveyancing fees, all real estate and other taxes that are due on or after the delivery of the remainder of payment and all other costs associated with the transfer of title. At the conclusion of the sale, the deposits of the unsuccessful bidders will be returned to them.

The Secretary may grant an extension of time within which to deliver the remainder of the payment. All extensions will be for 15-day increments for a fee of \$500.00, paid in advance. The extension fee shall be paid in the form of a certified or cashier's check made payable to the Secretary of Housing and Urban Development. If the high bidder closes the sale prior to the expiration of any extension period, the unused portion of the extension fee shall be applied toward the amount due.

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If the high bidder is unable to close the sale within the required period, or within any extensions of time granted by the Secretary, the high bidder may be required to forfeit the cash deposit or, at the election of the foreclosure commissioner after consultation with the HUD Field Office Representative, will be liable to HUD for any costs incurred as a result of such failure. The Commissioner may, at the direction of the HUD Field Office Representative, offer the Property to the second highest bidder for an amount equal to the highest price offered by that bidder.

There is no right of redemption, or right of possession based upon a right of redemption, in the mortgagor or others subsequent to a foreclosure completed pursuant to the Act. Therefore, the Foreclosure Commissioner will issue a Deed to the purchaser(s) upon receipt of the entire purchase price in accordance with the terms of the sale as provided herein. HUD does not guarantee that the property will be vacant.

The amount that must be paid if the Mortgage is to be reinstated prior to the schedule sale is \$62,533.24 as of September 1, 2003, plus all other amounts that would be due under the mortgage agreement if payments under the mortgage had not been accelerated, advertising costs and postage expenses incurred in giving notice, mileage by the most reasonable road distance for posting notices and for the Foreclosure Commissioner's attendance at the sale, reasonable and customary costs incurred for title and lien record searches, the necessary out-of-pocket costs incurred by the Foreclosure Commissioner for recording documents, a commission for the Foreclosure Commissioner, and all other costs incurred in connection with the foreclosure prior to reinstatement.

Dated: August 15, 2003


Foreclosure Commissioner

Prepared by:

Martha J. White

Mail to:

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SERVICE LIST:

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State of Illinois
Department of Revenue
Attorney General's Office
100 West Randolph Street
Chicago, IL 60601

State of Illinois
Director of Revenue
101 Jefferson Street
Springfield, IL 62708

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