



Doc#: 0416149120
Eugene "Gene" Moore Fee: \$26.00
Cook County Recorder of Deeds
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SUBORDINATION OF MORTGAGE

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned, Charter One Bank N.A., formerly known as Charter One Bank, F.S.B., whose address is 1215 Superior Ave., Cleveland, OH 44114, being the mortgagee under the following mortgage ("Subordinate Mortgage"):

Mortgage in the original amount of Fifty Four Thousand Five Hundred and no /100 Dollars, \$54,500.00, dated December 13, 2003 executed by Matthew Herbst and Heather Herbst recorded on January 8, 2004, in Document No. 0400846088 in the State of Illinois upon the following described premises.

See Attached Legal

and commonly known as 522 Sequoia Trail, Roselle IL.

Does hereby waive and subordinate the priority and operation of the Subordinate Mortgage upon the therein described premises to the following described mortgage ("New Mortgage"):

Mortgage to be executed by Matthew Herbst and Heather Herbst as borrower, to West America Mortgage Company as Lender, securing a total indebtedness not to exceed Two Hundred Two Thousand and no /100 Dollars, (\$202,000.00) upon the above described property.

In order that the lien of the Subordinate Mortgage be taken as junior and inferior to the lien of the New Mortgage without otherwise affecting the lien of the Subordinate Mortgage.

This Agreement shall be governed by and construed in accordance with the laws of the State of Illinois applicable to contracts made and to be performed in said State, shall not be modified, amended or terminated orally, and shall be binding upon and inure to the benefit of the parties hereto and their respective successors, designees and assigns.

IN WITNESS WHEREOF, Charter One Bank, N.A. formerly Charter One Bank, F.S.B. has hereunto caused this subordination to be executed this 10th day of May, 2004.

SIGNED IN THE PRESENCE OF: **CHARTER ONE BANK, N.A., FORMERLY CHARTER ONE BANK F.S.B.**

Orange Shelton

By:
Donna Carlton Assistant Secretary

STATE OF OHIO) ss.
COUNTY OF CUYAHOGA)

SWORN TO BEFORE ME, a Notary Public, in and for said County and State, personally appeared Donna Carlton, Assistant Secretary of Charter One Bank N.A., formerly Charter One Bank, F.S.B., who acknowledged that they did sign the foregoing instrument as its duly authorized officers, and that the same is the free act and deed of said corporation and the free act and deed of them personally and as said officers.

WITNESS my signature and notarial seal at Cleveland Ohio this 10th day of May, 2004.

Notary Public

This Instrument Prepared by and Return to:
Prepared by: O. Shelton
CHARTER ONE BANK, N.A.
75 Erieview Plaza, 3rd Floor-EV3391
Cleveland, OH 44114-3279

PREMIER TITLE

UNOFFICIAL COPY

Commitment Number: 04-01089

SCHEDULE C**PROPERTY DESCRIPTION**

The land referred to in this Commitment is described as follows:

PARCEL 1:

LOT 112 IN TRAILS UNIT 2, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 35, TOWNSHIP 41 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED APRIL 18, 1972 AS DOCUMENT 21870672, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

RIGHTS AND EASEMENTS FOR THE INGRESS AND EGRESS APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1 AS CREATED BY THE GRANT OF EASEMENT RECORDED AS DOCUMENT 21992274 AND AS CREATED BY THE GRANT OF EASEMENT RECORDED AS 22223915, IN COOK COUNTY, ILLINOIS.

Pin#: 07-35-309-021

Property of Cook County Clerk's Office