

Record and Return to:



Doc#: 0511841160
Eugene "Gene" Moore Fee: \$46.00
Cook County Recorder of Deeds
Date: 04/28/2005 12:13 PM Pg: 1 of 2

This instrument prepared by
Ohio Savings Bank
1801 East Ninth Street
Cleveland, OH 44114

2000771-MTC
(2)-W.

WAIVER OF PRIORITY OF MORTGAGE

For valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Ohio Savings Bank, a federal savings bank (formerly known as Ohio Savings Bank, F.S.B. and as Ohio Savings Bank, an Ohio Corporation; and as The Ohio Savings Association) hereby waives and subordinates the priority of the lien and encumbrance of a certain \$47,500.00 Mortgage, as heretofore and hereafter amended, executed and delivered by MATTHEW E JOELSON ("Mortgagor(s)") to Ohio Savings Bank recorded at Volume Page , of the Records of COOK County, IL, encumbering the premises described therein and on Exhibit A attached hereto (the "Ohio Savings Bank Mortgage"), in favor of the lien and encumbrance of a certain \$359,650.00 Mortgage from Mortgagor(s) to KAYE FINANCE CORP., dated 4/6/05 and filed for record on , as Document No. 051841159 with the County Recorder of COOK County, IL, the ("First Mortgage") which is intended to be a first priority mortgage on the aforesaid property. Ohio Savings Bank intends that the rights of Ohio Savings Bank, its successors and assigns, under the Ohio Savings Bank Mortgage at all times after the recording hereof shall be and remain subordinate, secondary and inferior to the lien and encumbrance of the First Mortgage without otherwise affecting the lien and operation of the Ohio Savings Bank Mortgage.

M.G.R. TITLE

IN WITNESS WHEREOF, this instrument has been signed, delivered and acknowledged as of MARCH 9, 2005

Signed and Acknowledged in the Presence Of:

Sharon A Jones
Printed Name: SHARON A JONES
Vicky M Strange
Printed Name: VICKY M STRANGE

Ohio Savings Bank, a federal savings bank
By: Elizabeth A. Yates
Printed Name: ELIZABETH A YATES
Its: UNDERWRITER
And: Tiffany Jones
Printed Name: TIFFANY JONES
Its: UNDERWRITER

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

Before me, a Notary Public in and for said County and State, on this 9TH day of MAR 2005, personally appeared ELIZABETH A YATES its UNDERWRITER, and TIFFANY JONES the UNDERWRITER of Ohio Savings Bank, who acknowledged to me that with due authorization and as such officers, they did sign the foregoing instrument on behalf of said Bank, and that such signing was their free act and deed, individually as such officers and the free act and deed of said Bank.

Sharon A Jones
SHARON A. JONES, Notary Public
State of Ohio
My Commission Expires May 7, 2008
Notary Public
Name Printed
My commission expires

(SEAL)

UNOFFICIAL COPY

THAT PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 17, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING EAST OF A LINE WHICH IS 100 FEET EAST OF AND PARALLEL WITH THE EAST LINE OF SOUTHPORT AVENUE, LYING NORTH OF A LINE WHICH IS 353 FEET NORTH OF AND PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST 1/4 OF SECTION 17 AND LYING SOUTHEASTERLY OF A LINE WHICH IS 100 FEET SOUTHEASTERLY OF AND PARALLEL WITH THE SOUTHEASTERLY LINE OF BELLE PLAINE AVENUE, (EXCEPT THAT PART OF THE LAND DEDICATED FOR PUBLIC ALLEY BY PLAT RECORDED NOVEMBER 22, 1971 AS DOCUMENT 21719002), ALL IN COOK COUNTY, ILLINOIS

PARCEL 1:

THAT PART OF THE ABOVE DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHERLY LINE OF THE 16 FOOT ALLEY AS DESCRIBED PER DOCUMENT NUMBER 21719002 AND THE WESTERLY LINE OF NORTH CLARK STREET, SAID POINT OF COMMENCEMENT ALSO BEING THE NORTHEAST CORNER OF THE ABOVE DESCRIBED TRACT; THENCE SOUTH 23 DEGREES, 16 MINUTES, 48 SECONDS EAST ALONG SAID WESTERLY LINE OF NORTH CLARK STREET, 0.80 FEET; THENCE SOUTH 66 DEGREES, 14 MINUTES, 28 SECONDS WEST, 27.29 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 23 DEGREES, 45 MINUTES, 32 SECONDS EAST, 20.93 FEET; THENCE SOUTH 00 DEGREES, 16 MINUTES, 00 SECONDS EAST, 11.46 FEET; THENCE NORTH 89 DEGREES, 40 MINUTES, 57 SECONDS EAST, 0.37 FEET; THENCE SOUTH 00 DEGREES, 44 MINUTES, 32 SECONDS EAST, A DISTANCE OF 8.95 FEET; THENCE SOUTH 89 DEGREES, 44 MINUTES, 19 SECONDS WEST, 21.09 FEET; THENCE NORTH 00 DEGREES, 16 MINUTES, 00 SECONDS WEST, 11.46 FEET; THENCE NORTH 23 DEGREES, 45 MINUTES, 32 SECONDS WEST, 20.90 FEET; THENCE NORTH 66 DEGREES, 14 MINUTES, 28 SECONDS WEST, 22.50 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.
WITH AN EASEMENT OVER THE SOUTHERLY 3.00 FEET OF THE NORTHERLY 7.80 FEET ABOVE ELEVATION 57.5 (CHICAGO CITY DATUM)

PARCEL 2:

EASEMENT FOR THE BENEFIT OF PARCEL 1 FOR INGRESS AND EGRESS ON, OVER AND ACROSS THE PROPERTY KNOWN AS "COMMON AREA" AND "COMMON FACILITIES" AS SET FORTH IN DECLARATION OF EASEMENTS, RESTRICTIONS, AND COVENANTS FOR GRACELAND COURT TOWNHOMES RECORDED DECEMBER 11, 1998 AS DOCUMENT 08128213.

PARCEL 3:

EASEMENT FOR THE BENEFIT OF PARCEL 1 FOR EMERGENCY ACCESS AND EGRESS ON, OVER AND ACROSS THE ROOFS, DECKS, BALCONIES AND EXIT STAIRWAYS ON ADJACENT PARCELS IN THE EVENT OF IMMINENT THREAT TO PERSONAL SAFETY, AS SET FORTH IN DECLARATION OF EASEMENTS, RESTRICTIONS, AND COVENANTS FOR GRACELAND COURT TOWNHOMES RECORDED DECEMBER 11, 1998 AS DOCUMENT 08128213.

PIN #: 14-17-315-035-0000

Commonly known as: 4048 CLARK STREET
CHICAGO, Illinois 60613