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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

UNITED STATES OF AMERICA

O CONTRACTOR (

v.

ANTHONY C. MORDI



Doc#: 0516827094 Eugene "Gene" Moore Fee: \$30.50 Cook County Recorder of Deeds Date: 06/17/2005 03:23 PM Pg: 1 of 4

No. 05 CR 511

Magistrate Judge Nolan

#### FORFETTURE AGREEMENT

Pursuant to the Pretrial Release Order entered in the above-named case on June 16, 2005, and for and in consideration of bond being set by the Court for defendant ANTHONY C. MORDI in the amount of \$10,000,000 being partially secured by real property, ANTHONY C. MORDI hereby warrants and agrees:

1. ANTHONY C. MORDI warrants that he is the sole record owner and titleholder of certain real property located at 1425 West Howard, Unit #1, Evanston, Illinois, described legally as follows:

PARCEL 1: UNIT 1 IN THE KATRINA CONDOMINIUMS AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE: LOT 39 IN ARTHUR DUNAS HOWARD AVENUE SUBDIVISION OF THAT PART OF THE SOUTH ½ OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE SOUTH LINE OF THE NORTH 45 ACRES THEREOF AND EAST OF THE OF THE EAST LINE OF THE WEST 6.358 ACRES OF THE EAST 16.358 ACRES OF THE SOUTH 32.506 ACRES OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD

0516827094 Page: 2 of 4

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PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS; ALSO LOT 4 IN ENGLE'S ADDITION TO EVANSTON, BEING A SUBDIVISION OF THE WEST 6.358 ACRES OF THE SOUTH 16.358 ACRES OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 AND THE EAST 7.38 CHAINS OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS' WHICH SURVEY IS ATTACHED AS EXHIBIT B TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 0020468728, TOGETHER WITH ITS UNDIVIDED PERCENT INTEREST IN THE COMMON ELEMENTS, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2: THE EXCLUSIVE RIGHT TO THE USE OF P-4, A LIMITED COMMON ELEMENT AS DELINEATED ON THE SURVEY ATTACHED TO THE DECLARATION AFORESAID RECORDED AS DOCUMENT NUMBER 0020468728.

PIN: 10-25-226-055-1005

ANTHONY C. MORDI warrants his equitable interest in the real property approximately equals \$3,000.

- 2. ANTHONY C. MORDI agrees that his equitable interest in the above-described real property, shall be forfeited to the United States of America, should the defendant ANTHONY C. MORDI fail to appear as required by the Court or otherwise violate any specified condition of the Court's order of release.
- 3. ANTHONY C. MORDI 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. ANTHONY C. MORDI understands that should defendant ANTHONY C. MORDI 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

0516827094 Page: 3 of 4

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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. ANTHONY C. MORDI further agrees that he will maintain the subject property in good repair, pay all taxes and obligations thereon when Jue, 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, ANTHONY C. MORDI has 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. ANTHONY C. MORDI further understands that if he has knowingly made or submitted or caused to be made or submitted any false, fraudulent or misleading statement or occument in connection with this Forfeiture Agreement, or in connection with the bond set for defendant ANTHONY C. MORDI, he is subject to a felony prosecution for making false statements and making a false declaration under penalty of perjury. ANTHONY C. MORDI agrees that the United States shall file and record a copy of this Forfeiture Agreement with the Recorder of Deeds of Cook County as notice of encumbrance in the amount of the bond.
  - 6. ANTHONY C. MORDI hereby declares under penalty of perjury

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that he has read the aforegoing Forfeiture Agreement in 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 require that the bond posted for the release of ant be

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Office the defendant be revoked.

Please return to:

Barbara Robertson United States Attorneys Office 219 South Dearborn Room 500 Chicago, Illinois 60604