

UNOFFICIAL COPY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION



Doc#: 0523539064 Fee: \$28.50
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 08/23/2005 03:05 PM Pg: 1 of 3

UNITED STATES OF AMERICA,)
)
)
v.)
)
TYRONE MOORE)
)
)
)
)
)
)
)
)

No. 05 CR 702-1
Magistrate Judge Martin C. Ashman

FORFEITURE AGREEMENT

Pursuant to the Pretrial Release Order entered in the above-named case on August 16, 2005, and for and in consideration of bond being set by the Court for defendant TYRONE MOORE in the amount of \$43,000 being partially secured by real property, **SHARON SMITH (GRANTOR)** hereby warrants and agrees:

1. **SHARON SMITH** warrants that she is the sole record owner and titleholder of the real property located at 7036 South Winchester Avenue, Chicago, Illinois and described legally as follows:

LOT 15 IN BLOCK 2 IN F. H. BARTLETT'S SUBDIVISION OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 AND THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 19, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS

P.I.N: 20-19-424-039-0000

SHARON SMITH warrants that there is one outstanding mortgage against the subject property and

UNOFFICIAL COPY

that her equitable interest in the real property approximately equals \$28,000.

2. SHARON SMITH agrees \$28,000 of her equitable interest in the above-described real property, shall be forfeited to the United States of America, should the defendant TYRONE MOORE willfully fail to appear as required by the Court or otherwise commit a material violation of the terms of the Court's order of release. SHARON SMITH further understands and agrees that, if the defendant TYRONE MOORE should violate any condition of the Court's release order, she will be liable to pay the difference between the bond amount of \$43,000 and her equitable interest in the property, and SHARON SMITH hereby agrees to the entry of a default judgment against her for the amount of any such difference. SHARON SMITH has received a copy of the Court's release order and understands its terms and conditions. Further, the surety understands that the only notice she will receive is notice of court proceedings.

3. SHARON SMITH further agrees to execute a quitclaim deed in favor of the United States of America, which deed shall be held in the custody of the Clerk of the United States District Court, Northern District of Illinois, until further order of the Court. SHARON SMITH understands that should defendant TYRONE MOORE willfully fail to appear or otherwise commit a material violation of the terms 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 obligation arising from a breach of the bond.

4. SHARON SMITH further agrees that she will maintain the subject property in good repair, pay all taxes and obligations thereon when due, and will take no action which could encumber the real property or diminish her interest therein, including any effort to sell or otherwise convey the

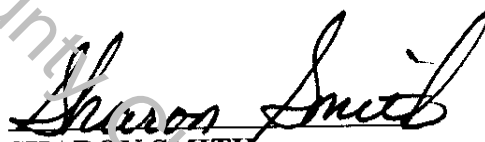
UNOFFICIAL COPY

property without leave of Court.

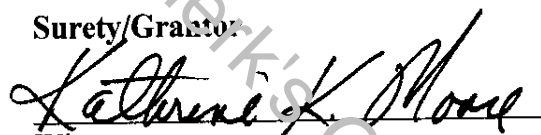
5. SHARON SMITH further understands that if she has knowingly made or submitted or caused to be made or submitted any false, fraudulent or misleading statement or document in connection with this Forfeiture Agreement, or in connection with the bond set for defendant TYRONE MOORE she is subject to a felony prosecution for making false statements and making a false declaration under penalty of perjury. SHARON SMITH agrees that the United States shall file and record a copy of this Forfeiture Agreement with the Cook County Recorder of Deeds as notice of encumbrance in the amount of the bond.

6. SHARON SMITH hereby declares under penalty of perjury that she has read the foregoing 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 request that the bond posted for the release of the defendant be revoked.

Date: 8/16/05


 SHARON SMITH
 Surety/Grantor

Date: 8/16/05


 Witness

Return to:

Ann Bissell, US Attorney's Office
 219 S. Dearborn Street, 5th Floor
 Chicago, Illinois 60604