

CANDY K PASTRNAS  
PASTRNAS LAW FIRM, P.C.  
313 W 3<sup>rd</sup> St  
DAVENPORT IA 52801

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Doc#: 0619339100 Fee: \$32.50  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 07/12/2006 02:36 PM Pg: 1 of 5



Prepared by: Pastrnak Law Firm, P.C. 313 W. Third Street, Davenport, Iowa 52801 Phone: (563) 323-7737

### COLLATERAL ASSIGNMENT

THIS ASSIGNMENT is made this 9<sup>th</sup> day of February, 2006, by **WINDMILL HILL L.C.**, an Iowa Limited Liability Company (the "Assignor") to **THE NATIONAL BANK**, a national association, (the "Assignee").

In consideration of the payment of Ten Dollars (\$10.00) and other valuable consideration, receipt of which is hereby acknowledged, the Assignor hereby assigns, transfers and conveys to the Assignee the entire interest of the Assignor in:

1. Promissory Note made, executed and delivered by James L. Elsesser to WINDMILL HILL L.C. in the principal amount of One Hundred Eighty-Two Thousand Seven Hundred Twenty Dollars (\$182,720.00) together with interest thereon in accordance with its terms:

2. Mortgage made, executed and delivered by James L. Elsesser and Kathleen R. Elsesser to Windmill Hill, L.C. in the amount of Four Hundred Thousand Dollars (\$400,000.00). This Mortgage is dated November 30, 2005 and recorded December 21, 2005 in the office of the St. Lucie County, Florida Recorder, covering premises legally described as follows:

Apartment 208 of HUTCHINSON ISLAND CLUB, a Condominium, according to the Declaration of Condominium thereof recorded in Official Records Book 254, pages 2128 et. seq. of the Public Records of St. Lucie County, Florida, as heretofore and hereafter amended; together with all tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining (known as 10401 Ocean Blvd., Jensen, Florida);

Furthermore, for valuable consideration, receipt of which is hereby acknowledged, the Assignor hereby assigns, transfers and conveys to Assignee:

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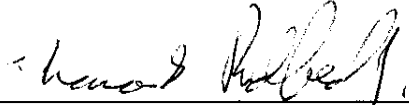
3. Collateral Assignment of Beneficial Interest dated April 6, 2001 from O & E Orland Real Estate Partnership and known as Trust No. 127156 of LaSalle Bank National Association to Metropolitan Bank and Trust Company recorded as Document No. 0000001271567;
4. Note dated May 20, 2002 in the face amount of \$500,000.00 executed by James L. Elsesser;
5. Mortgage by LaSalle Bank National Association As Trustee under Trust Agreement dated January 22, 2001 and known as Trust No. 127156 ("Borrower") to Metropolitan Bank and Trust Company dated May 20, 2002 and recorded June 11, 2002 as Document No. 0020649932 to property legall described in Exhibit "A" hereinafter attached and incorporated herein by this reference (the "Orland Park Real Estate");
6. Assignment of Rents by LaSalle Bank National Association As Trustee under Trust Agreement dated January 22, 2001 and known as Trust No. 127156 ("Borrower") to Metropolitan Bank and Trust Company dated May 20, 2002 and recorded June 11, 2002 as Document No. 0020649933 on the Orland Park Real Estate;
7. Mortgage by LaSalle Bank National Association As Trustee under Trust Agreement dated January 22, 2001 and known as Trust No. 127156 ("Borrower") to Metropolitan Bank and Trust Company dated May 20, 2002 and recorded June 11, 2002 as Document No. 0020649934 on the Orland Park Real Estate;
8. Assignment of Rents by LaSalle Bank National Association As Trustee under Trust Agreement dated January 22, 2001 and known as Trust No. 127156 ("Borrower") to Metropolitan Bank and Trust Company dated May 20, 2002 and recorded June 11, 2002 as Document No. 0020649935 on the Orland Park Real Estate;
9. Renewal Note dated May 20, 2003 in the amount of \$502,500.00 executed by James L. Elsesser;
10. Renewal Note dated May 20, 2004 in the amount of \$502,500.00 executed by James L. Elsesser;
11. Renewal Note dated November 20, 2004 in the amount of \$502,500.00 executed by James L. Elsesser;
12. Modification Agreement dated November 20, 2004 recorded December 6, 2005 as Document No. 0534053143;
13. Modification Agreement dated November 20, 2004 recorded December 6, 2005 as Document No. 0534053144; and
14. All other instruments, agreements, or documents of any kind or character affected or relating to the Note, executed in connection with or as security for the Note, including, but not limited to, and all security agreements, collateral assignments, pledge agreements, financial statements, operating reports and information gathered by Assignor in connection with Assignor's decision to make the loan evidenced by the Note.

This Collateral Assignment is made together with all obligations described thereon, and the monies due and/or to become due thereon with interest, to have and to hold the same unto the Assignee, and to its successors, legal representatives, and assigns of the Assignee forever.

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IN WITNESS WHEREOF, the Assignor has caused this Assignment to be executed by its duly authorized officers and its corporate seal to be affixed.

**WINDMILL HILL, L.C.**

By:   
Thomas G. Rudbeck, Jr., Operating Manager

Property of Cook County Clerk's Office

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STATE OF IOWA )  
 ) ss.  
COUNTY OF SCOTT )

On this 9<sup>th</sup> day of February, 2006, before me a notary in and for said county and state, personally appeared **Thomas G. Rudbeck, Jr.**, to me personally known, who being by me duly sworn did say that the he is the **Operating Manager** of said limited liability company; that said instrument was signed on behalf of the said limited liability company by the authority of its members and the said **Operating Manager** acknowledged the execution of said instrument to be the voluntary act and deed of said limited liability company by it voluntarily executed.



*Susan K. Leingang*  
Notary Public in and for said State

Accepted as to form and content:

THE NATIONAL BANK

By: *David D. Temple*

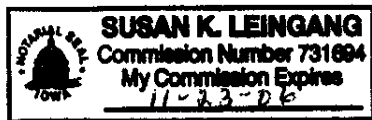
Name: David D. Temple  
Title: Vice President

By: \_\_\_\_\_

Name: \_\_\_\_\_  
Title: \_\_\_\_\_

STATE OF IOWA )  
 ) ss  
COUNTY OF SCOTT )

On this 9<sup>th</sup> day of February, 2006, before me a notary in and for said county and state, personally appeared David D. Temple and \*\*\*\*, to me personally known, who being by me duly sworn (or affirmed) did say that said persons are the Vice President and \*\*\*\* of **THE NATIONAL BANK**, the said corporation, that (no seal has been procured by the said corporation) (the seal affixed to said instrument is the seal of said corporation) and that said instrument was signed (and sealed) on behalf of the said corporation by the authority of its board of directors and the said David D. Temple and \*\*\*\* acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.



*Susan K. Leingang*  
Notary Public in and for said State

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## EXHIBIT "A"

**16650 104<sup>th</sup> Avenue, Orland Park, IL 60462**

The South 358.0 feet of the South  $\frac{1}{2}$  of the East Quarter of the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 20, Township 36 North, Range 12, East of the third Principal Meridian (except the West 20 feet thereof) in Cook County, Illinois.

Real Property Tax ID No.: 27-20-403-011-0000

**And**

**10440 W. 167<sup>th</sup> Street, Orland Park IL 60462**

The East 200 feet of the South 233 feet of the following described property taken as one parcel:

The West  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 20, also the West 20 feet of the South  $\frac{1}{2}$  of the East Quarter of the Southeast  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 20, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois

Real Property Tax ID No.: 27-20-403-015-0000

Property of Cook County Clerk's Office