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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Doc#: 0624232000 Fee: \$28.50 Eugene "Gene" Moore RHSP Fee:\$10.00

Cook County Recorder of Deeds
Date: 08/30/2006 09:16 AM Pg: 1 of 3

UNITED STATES OF AMERICA,)	
)	
)	
V.)	
DARIUSZ PRZYBYLEK)	
6	·)	
NO CONTRACTOR OF THE PROPERTY)	
)	
0.5) No. 06 CR 246-1	
) Magistrate Judge Maria Valde)	Z

FORFEITUPE AGREEMENT

Pursuant to the Pretrial Release Order entered in the above-named case on April 11, 2006, and for and in consideration of bond being set by the Court for defendant DARIUSZ PRZYBYLEK in the amount of \$40,000 being partially secured by real property, MARGORZATA KLUS PRZYBYLEK (GRANTOR) hereby warrants and agrees:

1. MARGORZATA KLUS PRZYBYLEK warrants that she is he sole record owner and titleholder of the real property located at 8210 West Irving Park Road, Chicago, Illinois, and described legally as follows:

LOT 18 (EXCEPT THE EAST 10.0 FEET THEREOF) AND THE EAST 15.0 FEET OF LOT 19 IN BLOCK 8 IN FEUERBOEM AND KLODE'S IRVINGWOOD SECOND ADDITION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 14, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREOF RECORDED NOVEMBER 30, 1927, AS DOCUMENT NUMBER 9856980, IN BOOK 255 OF PLATES PAGE 17.

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MARGORZATA KLUS PRZYBYLEK warrants that there are two outstanding mortgages against the subject property and that her equitable interest in the real property approximately equals \$30,000.

- 2. MARGORZATA KLUS PRZYBYLEK agrees \$10,000 of her equitable interest in the above-described real property, shall be forfeited to the United States of America, should the defendant DARIUSZ PRZYBYLEK fail to appear as required by the Court or otherwise violate any condition of the Court's order of release. MARGORZATA KLUS PRZYBYLEK further understands and agrees that, if the defendant DARIUSZ PRZYBYLEK should violate any condition of the Court's release order, she will be liable to pay the difference between the bond amount of \$40,000 and her equitable interest in the property, and MARGORZATA KLUS PRZYBYLEK hereby agrees to the entry of a default judgment against her for the amount of any such difference. MARGORZATA KLUS PRZYBYLEK has received a copy of the Court's release order and understands its terms and conditions. Further, the surery understands that the only notice she will receive is notice of court proceedings.
- 3. MARGORZATA KLUS PRZYBYLEK further agrees to execute a quitclaim deed in favor of the United States of America, which deed shall be held in the curtody of the Clerk of the United States District Court, Northern District of Illinois, until further order of the Court. MARGORZATA KLUS PRZYBYLEK understands that should defendant DARIUSZ PRZYBYLEK fail to appear or otherwise violates any condition 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.

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- 4. MARGORZATA KLUS PRZYBYLEK 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 property without leave of Court.
- MARGORZATA KLUS PRZYBYLEK further understands that if she has knowingly made or submitted or caused to be made or submitted any false, fraudulent or misleading statement or not ument in connection with this Forfeiture Agreement, or in connection with the bond set for defendant DARJUSZ PRZYBYLEK she is subject to a felony prosecution for making false statements and making a false declaration under penalty of perjury. MARGORZATA KLUS PRZYBYLEK agrees that she 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. MARGORZATA KLUS PRZ YBYLEK 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: 8/39/06

Date: 8/29/06

MALGORZATA KLUS PKZYBYLEK

Surety/Grantor

Witness

Return to:

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