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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Doc#: 0630439027 Fee: \$30.50 Eugene "Gene" Moore

Cook County Recorder of Deeds Date: 10/31/2006 09:54 AM Pg: 1 of 4

UNITED STATES OF AMERICA,)	
)	
)	
v.)	
)	
JOSEPH DFKIEL)	
O _F	
	No. 05 CR
	110.05 01

No. 05 CR 701-3 Magistrate Judge Geraldine Soat Brown

FORFEITURE AGREEMENT

Pursuant to the Pretrial Release Order entered in the above named case on October 20, 2006, and for and in consideration of bond being set by the Court for defendant JOSEPH DEKIEL in the amount of \$150,000, being fully secured by real property, JOSEPH DEKIEL AND DONNA J. DEKIEL (husband and wife) and GRANTOR (S) hereby warrant and agree:

1. JOSEPH DEKIEL AND DONNA J. DEKIEL warrant that they are the sole record owners and titleholders of the real property located at 10518 West Bernice Drive, Palos Park, Illinois, and described legally as follows:

LOT 11 IN BLOCK 2 IN MCGINNIS LAKE HIGHLANDS, A SUBDIVISION OF THE SOUTHEAST 1/4 (EXCEPT THE SOUTH 500 FEET OF THE EAST 500 FEET THEREOF AND EXCEPT THE WEST ½ OF THE SOUTHEAST 1/4) IN SECTION 32, TOWNSHIP 37 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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P.I.N: 23-32-403-011-0000

JOSEPH DEKIEL AND DONNA J. DEKIEL warrant that there is one outstanding mortgage against the subject property and that their equitable interest in the real property approximately equals \$150,000.

- 2. JOSEPH DEKIEL AND DONNA J. DEKIEL agree \$150,000 of their equitable interest in the above-described real property, may be forfeited to the United States of America, should the defendant JOSEPH DEKIEL fail to appear as required by the Court or otherwise violate any condition of the Court's order of release. JOSEPH DEKIEL AND DONNA J. DEKIEL further understand and agree that, if the defendant JOSEPH DEKIEL should violate any condition of the Court's release order, and their equity in the property is less than \$150,000 they will be liable to pay any negative difference between the bond amount of \$150,000 and their equitable interest in the property, and JOSEPH DEKIEL AND DONNA J. DEKIEL hereby agree to the entry of a default judgment against them for the amount of any such difference. JOSEPH DEKIEL AND DONNA J. DEKIEL have received a copy of the Court's release order and understand its terms and conditions. Further, the sureties understand that the only notice the will receive is notice of court proceedings.
- 3. JOSEPH DEKIEL AND DONNA J. DEKIEL further agree 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. JOSEPH DEKIEL AND DONNA J. DEKIEL understand that should defendant JOSEPH DEKIEL fail to appear or otherwise violate any condition of the Court's order of release, the United States may obtain an order from the Court authorizing the United States to file and record the above-

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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. JOSEPH DEKIEL AND DONNA J. DEKIEL further agree that they 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 their interest therein, including any effort to sell contherwise convey the property without leave of Court.
- knowingly made or subtricted 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 JOSEPH DEKIE. they are subject to a felony prosecution for making false statements and making a false declaration under penalty of perjury. JOSEPH DEKIEL AND DONNA J. DEKIEL agree 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.

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6. JOSEPH DEKIEL AND DONNA J. DEKIEL hereby declare under penalty of perjury that they have 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: 10-20-62

Date: 10-20-06

Date: 10-20-06

Return to:

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

Surety/Grantor

DONNA J. DE/KIE Surety/Grantor

Witness

ORIGINAL STATES

ORIGINAL STATE