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Doc#: 0702433181 Fee: \$28.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 01/24/2007 01:37 PM Pg: 1 of 3

**Prepared By, and After
Recording Return To:**

Jeff Jackson
Eckelberger & Jackson, LLC
7120 East Orchard Road, Suite 450
Englewood, CO 80111

Loan No. 06500
9854 N. Milwaukee Ave.
Des Plaines, Illinois

RELEASE OF MORTGAGE AND OF ASSIGNMENT OF LEASES AND RENTS

THIS RELEASE OF MORTGAGE AND OF ASSIGNMENT OF LEASES AND RENTS (the "Release") is made this 13th day of December, 2006 by Wells Fargo Bank, N.A., successor by merger to Wells Fargo Bank Minnesota, N.A., (formerly Norwest Bank Minnesota, National Association), as Indenture Trustee of Captec Franchise Loan Trust 1998-I (the "Mortgage").

WITNESSETH:

WHEREAS, Captec Financial Group Funding Corporation ("Captec") made a loan in the original principal amount of Five Hundred Forty-Five Thousand and No/100 Dollars (\$545,000.00) (as the same may have been amended from time to time, the "Loan") to Chi-Co, Inc., a Colorado corporation (the "Borrower"), on or about November 14, 1997;

WHEREAS, Borrower granted to Captec that certain Mortgage and Fixture Filing, dated on or about November 14, 1997 (as the same may have been amended from time to time, the "Mortgage") to secure Borrower's obligations under the Loan, which Mortgage was recorded on December 24, 1997 as Document Number 97968845 in Cook

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County, Illinois, and which Mortgage encumbered the following described real property (the "Property"):

That part of Lots 2 and 3 in Golf Mill Investments Subdivision being a subdivision of part of the West half of the Southwest $\frac{1}{4}$ of Section 11 Township 41 North Range 12 East of the Third Principal Meridian in Cook County, Illinois bounded by a line described as follows: Beginning at a point in the Southwesterly right of way line of Milwaukee Avenue as dedicated lying 200.00 feet Southeasterly of the Northerly corner of Lot 1 of said Subdivision measured along said right of way line, thence Southeasterly along said Southwesterly right of way line a distance of 135.4 feet; thence Southwesterly along a line perpendicular to said right of way line a distance of 350.00 feet; thence Northwesterly along a line parallel to said right of way line a distance of 135.4 feet; thence Northeasterly along a line perpendicular to said right of way line a distance of 350.00 feet to the Point of Beginning in Cook County, Illinois.

Address of Real Estate: 9854 N. Milwaukee Avenue, Des Plaines, Illinois
Permanent Tax Parcel Nos. 09-11-300-060-0000

WHEREAS, Borrower granted that certain Assignment of Rents (as the same may have been amended from time to time, the "Assignment of Rents") to Captec which was recorded December 24, 1997 as Document No. 97968844 in Cook County, Illinois;

WHEREAS, the Mortgage and the Assignment of Rents were subsequently assigned to Mortgagee; and

WHEREAS, the Loan has been paid in full and/or the purposes of the Mortgage and Assignment of Rents have been fully satisfied, and therefore Mortgagee desires to cause the Mortgage and the Assignment of Rents to be fully and forever released and discharged of record.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Mortgagee hereby fully and forever releases and discharges the Mortgage and the Assignment of Rents in their entireties, and therefore hereby fully and forever releases and discharges the Property of and from the liens and encumbrances of the Mortgage and/or the Assignment of Rents.

IN WITNESS WHEREOF, the Mortgagee has executed this Release as of the day and year first written above.

MORTGAGEE:

WELLS FARGO BANK, N.A., successor by
merger to Wells Fargo Bank Minnesota, N.A.
(formerly known as Norwest Bank Minnesota,
National Association), as Indenture Trustee of

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Captec Franchise Loan Trust 1998-I

By: The Bank of New York, as Servicer

By: [Signature]
Michael P. Randall, Vice President

STATE OF Texas)
) SS.
COUNTY OF Dallas)

I, Stephanie L. Johnson, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Michael P. Randall, a Vice President of The Bank of New York, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Vice President, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act and as the free and voluntary act of said entity, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 6 day of December, 2006.

[Signature]
NOTARY PUBLIC

My commission expires: 10/10/09

