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Doc#: 0729605242 Fee: \$28.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 10/23/2007 03:11 PM Pg: 1 of 3

WHEN RECORDED MAIL TO:

**Goldstine, Skrodzki, Russian,
Nemec and Hoff, Ltd.
835 McClintock
Burr Ridge, Illinois 60527
ATTN: James D. Healy**

(For Recorder's Use Only)

SUBORDINATION OF MORTGAGE AGREEMENT

THIS INDENTURE is made this 12th day of October, 2007.

WHEREAS, the City of Berwyn, an Illinois Municipal Corporation ("Berwyn"), heretofore entered into a Mortgage on the hereinafter described real estate located in Cook County, Illinois, the Mortgage being made by Delfina Cervantes ("Cervantes"), and dated July 25, 2005, and recorded in the office of the Cook County Recorder of Deeds on August 5, 2005 as Document No. 0521733093, to secure a Note dated July 25, 2005, in the principal amount of \$9,300.00. Thereafter, a Mortgage Modification Agreement was entered into by Cervantes and Berwyn on September 20, 2005, and recorded in the office of the Cook County Recorder of Deeds on November 11, 2005 as Document No. 0531834077, to increase the principal amount of indebtedness to \$9,800.00 (Collectively referred to as the "Berwyn Mortgage"). Said Berwyn Mortgage encumbering the following described property:

Lot 35 in block 11 in S.E. Gross Park Subdivision of Blocks 7, 10, 11 and 25 of Subdivision of Section 19, Township 39 north, Range 13 east of the Third Principal Meridian, in Cook County, Illinois;

which, the above described real estate is referred to herein as the "Property,"

Permanent Real Estate Index Number(s): 16-19-105-022-0000

Address(es) of Real Estate: 1237 Clinton, Berwyn, Illinois 60402

AND WHEREAS, there exists on the above described Property a First Mortgage in the original principal amount of \$100,000.00, made by Cervantes to Washington Mutual Bank, F.A. (as assigned) and recorded with the Cook County Recorder's Office, on June 8, 2004 as Document No. 0416046092 (the "Washington First Mortgage");

AND WHEREAS, there exists on the above described Property a Second Mortgage in the original principal amount of \$15,000.00, made by Cervantes to Fifth Third Bank and recorded with the Cook County Recorder's Office, on June 28, 2006 as Document No. 0617915107 (the "Second Mortgage");

FIRST AMERICAN TITLE 1717669

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AND WHEREAS, GMAC Mortgage Corporation ISAOA, with offices at P.O. Box 4025, Coraopolis, PA 15108-6942, its successors and assigns, proposes to refinance and payoff the both the Washington First Mortgage and the Second Mortgage, by entering into a certain Promissory Note with Cervantes, in an amount not to exceed \$135,000.00, and secured by a new Mortgage upon the same above described property in Cook County, Illinois (the "GMAC Mortgage").

NOW, THEREFORE, the City of Berwyn, an Illinois Municipal Corporation, does hereby subordinate the lien of its Berwyn Mortgage to the lien of the GMAC Mortgage subject to the payment in full of both the Washington First Mortgage and the Second Mortgage. All other terms and conditions of the Berwyn Mortgage shall remain in full force and effect. This Agreement being solely for the purpose of subordinating the lien of the Berwyn Mortgage to that of the GMAC Mortgage after payment in full of the Washington First Mortgage and the Second Mortgage.

IN WITNESS WHEREOF, the undersigned, Mayor and City Clerk for the City of Berwyn, an Illinois Municipal Corporation, has signed these presents, all as of the day and year first-above-written.

**CITY OF BERWYN,
an Illinois Municipal Corporation**

By: Michael A. O'Connor
Michael A. O'Connor, Mayor

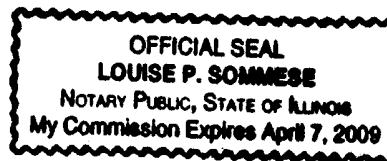
Attest: Thomas J. Pavlik
Thomas J. Pavlik, City Clerk

STATE OF ILLINOIS)
) ss
COUNTY OF C O O K)

I, the undersigned, a notary public, in and for said county in the state aforesaid, do hereby certify that Michael A. O'Connor and Thomas J. Pavlik, whose names and titles are subscribed to the foregoing instrument appeared before me this day in person and severally acknowledged that as such Mayor and City Clerk for the City of Berwyn, each signed and executed said Subordination of Mortgage Agreement for the uses and purposes therein set forth. Given under my hand and notarial seal this 12th day of October, 2007.

Louise P. Somnese
Notary Public

Prepared by:
James D. Healy
Goldstine, Skrodzki, Russian
Nemec and Hoff, Ltd.
835 McClintock Drive, Second Floor
Burr Ridge, IL 60527



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EXHIBIT A

LEGAL DESCRIPTION

Legal Description: LOT 35 IN BLOCK 11 IN S.E. GROSS' OAK PARK SUBDIVISION BEING A SUBDIVISION OF BLOCKS 7, 10, 11 AND 25 IN THE SUBDIVISION OF SECTION 19, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT THE SOUTH 300 ACRES THEREOF) IN COOK COUNTY, ILLINOIS.

Permanent Index #'s: 16-19-105-022-0000 Vol. 0002

Property Address: 1237 Clinton Avenue, Berwyn, Illinois 60402

Property of Cook County Clerk's Office