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Doc#: 0804546167 Fee: \$28.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 02/14/2008 12:55 PM Pg: 1 of 3

Prepared by & Mail to:
CHRISTINE MC KENNA
2650 Warrenville Rd., Ste 500
Downers Grove, IL 60515
Attn: Marcia Petricig

LOAN # 761002875

Nathans Tech
26-05

SUBORDINATION OF MORTGAGE OR TRUST DEED

This Subordination Agreement (the "Agreement") is made and entered into this 31st day of January, 2008, by and among Fifth Third Mortgage Company (the "Lender"), and Mid America Bank, fsb ("Subordinating Party") and Jakub Barniak, (hereinafter collectively referred to as the "Borrowers").

WHEREAS, the Borrowers are indebted to the Subordinating Party by reason of a note in the amount of \$39,000.00 with interest payable as therein provided; and, in order to secure said note, the Borrowers did execute a Mortgage/Trust Deed in favor of the Subordinating Party, dated 6/16/06, and recorded in the office of the Recorder of Deeds of Cook County, Illinois on 7/13/06 as Document No. 0619436089 for certain premises located in Cook County, Illinois, (Property) described as follows:

LEGAL DESCRIPTION ATTACHED
PIN 18 35 119 014

Prop Add: 8610 W 8th St., Justice, IL 60458

WHEREAS, the Borrowers are or will be indebted to Fifth Third Mortgage Company. ("Lender") by reason of a note in the amount of \$158,000.00 with interest payable as therein provided; and, in order to secure said note, the Borrowers have or will sign a Mortgage/Trust Deed in favor of the Lender dated _____ and recorded in the office of the Recorder of Deeds of _____ County, Illinois on _____ as Document No. _____ for the above described Property;

WHEREAS, the Lender, as a condition precedent to the origination of said loan to the Borrowers requires the subordination of the lien held by the Subordinating Party to the Lenders new lien,

WHEREAS, the Borrowers and the Subordinating Party wish to subordinate the lien of the Subordinating Party to the new lien of the Lender;

WHEREAS, the Subordinating Party is the sole owner of the Note and Mortgage/Trust Deed and is not merely agent for collection, pledgee, or holding same in trust for any person, firm or corporation;

NOW THEREFORE, in consideration of Ten Dollars (\$10.00) in hand paid, and such other good and valuable consideration, the receipt and sufficiency of which is hereby mutually acknowledged, the Borrowers, the Lender, and the Subordinating Party do hereby covenant and agree that the Note and Mortgage/Trust Deed in favor of the Subordinating Party, and all of the terms, covenants and conditions thereof, are made subject, subordinate and inferior to the Note, Mortgage/Trust Deed and Assignment of Rents, and any other agreement in favor of the Lender, acting a security for said Note, and all advances made or to be made thereof.

IN WITNESS WHEREOF, the undersigned have set their hand and seal this 31st day of January, 2008.

BORROWERS:

Jakub Barniak

Jakub Barniak

SUBORDINATING PARTY:

By: *Rosanne Spade*

Vice President

Attest: *Marcia Petricig*

Assistant Secretary

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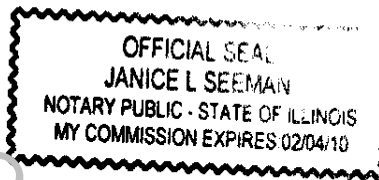
STATE OF ILLINOIS)
COUNTY OF Cook) SS

I, the undersigned, do hereby certify that Jakub Barniak, personally known to be to the same persons whose names were subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said Subordination Agreement as their free and voluntary act for the uses and purposes set forth therein.

Given under my hand and official seal this 4 day of Feb 2008



NOTARY PUBLIC



STATE OF ILLINOIS)
COUNTY OF) SS

I, the undersigned, do hereby certify that Rosanne Klingelhofer, personally known to me to be Vice President of Mid America Bank, a corporation, and Marcia Petricig personally known to me to be the Assistant Secretary of said corporation and both of whom are personally known to be the same persons whose names are subscribed to the foregoing Subordination Agreement, appeared before me this day in person and severally acknowledged that as such Vice President and Assistant Secretary they signed and delivered the foregoing Subordination Agreement and caused this corporate seal of Mid America Bank to be affixed thereto pursuant to the authority given by the Board of Directors as their free and voluntary act and deed of said corporation, for the uses and purposes set forth therein.

Given under my hand and official seal this 31st day of January, 2008.



NOTARY PUBLIC



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LOT 8 IN GILBERT AND WOLF'S JUSTICE PARK A SUBDIVISION OF THE NORTH 1/2 OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 35, TOWNSHIP 38 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

Property of Cook County Clerk's Office