

UNOFFICIAL COPY



0908247102

NOTICE OF DEFAULT

Doc#: 0908247102 Fee: \$40.00
Eugene "Gene" Moore RHSP Fee:\$10.00
Cook County Recorder of Deeds
Date: 03/23/2009 11:11 AM Pg: 1 of 3

*Illinois) NOTICE TO AGENT IS NOTICE
TO PRINCIPAL) ss NOTICE TO
PRINCIPAL IS NOTICE TO AGENT
Cook County)*

Having been duly sworn, Affiant declares that affidavit and response... The parties to the contract entitled, Notice of RECONVEYANCE , hereinafter "Contract," are in full agreement regarding the following:

1. Affiant is competent to state to the matters included in their declaration, has knowledge of the facts, and declared that to the best of their knowledge, the statements made in this affidavit are true, correct, and not meant to mislead;
2. Affiant is the secured party, superior claimant, holder in due course, and principal creditor having a registered priority lien hold interest to all property held in the name of Ethel M: Price organization # [REDACTED]-2406, evidenced by UCC-1 Financing Statement Doc# 0831157013, filed with the Secretary of State of the State of Illinois.
3. Respondent, Brian Gutierrez, is herein addressed in his/her private capacity, but in his/her public capacity is a citizen and resident of the State of ARIZONA and is participating in a commercial enterprise with his/her co-business partners, including but not limited to AURORA LOAN SERVICES, hereinafter collectively referred to as "Respondent";
4. The governing law of this private contract is the agreement of the parties supported by the Law Merchant and applicable maxims of law;
5. Affiant at no time have willing, knowingly, intentionally, or voluntarily agreed to subordinate their position as creditor, through signature, or words, actions, or inaction's;
6. Affiant at no time has requested or accepted extraordinary benefits or privileges from the Respondent, the United States, or any subdivision thereof;
7. Affiant is not a party to a valid contract with Respondent that requires Affiant to perform in any manner, including but not limited to the payment of money to Respondent;
8. On November 06, 2008, Affiant sent a security, entitled Promissory Note, to the COOK COUNTY, ILLINOIS RECORDER to register. The cover document, entitled Notice of RECONVEYANCE , instructed Respondent on the procedure of concluding the contract. The COOK COUNTY, ILLINOIS RECORDER recorded the instrument and delivered the now registered security, herein "presentment," to the Respondent evidencing payment.
9. Affiant gave Notice that Respondent's failure to properly and timely respond to this good faith effort to settle the account noted above, would constitute Respondent's consent that Affiant, in the capacity of Settlor for Respondent, would record the FULL RECONVEYANCE in behalf of Respondent.
10. Respondent has dishonored Affiant presentment by not issuing a FULL RECONVEYANCE as

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stipulated in the original Deed of Trust when Deed of Trust was executed by delivery of the Promissory Note. This dishonor is now deemed to be a charge against Respondent.

11. In order to exhaust all administrative remedies, it is required that a Notarial Protest be executed to obtain any evidence and/or testimony from Respondent that could aid in his defense.

In the event no response is received by the Public Official (Notary), this will act as a witness against Respondent. Upon default, a CERTIFICATE OF RECONVEYANCE will be issued which will act as a Default Judgment against Respondent who will then be taken into bankruptcy liquidation whereby all the equity in the name of Respondent will be disposed of in a foreign proceeding.

It has been said, so it is done.

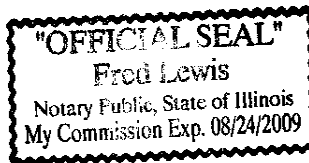
Dated this 10th day of MARCH, 2009.

**Ethel M: Price,
Affiant**

Illinois)
) ss ACKNOWLEDGEMENT
Cook county)

As a Notary Public for said County and State, I do hereby certify that on this 10th day of MARCH, 2009 the above mentioned appeared before me and executed the foregoing.

Witness my hand and seal:



[Signature] Notary Public

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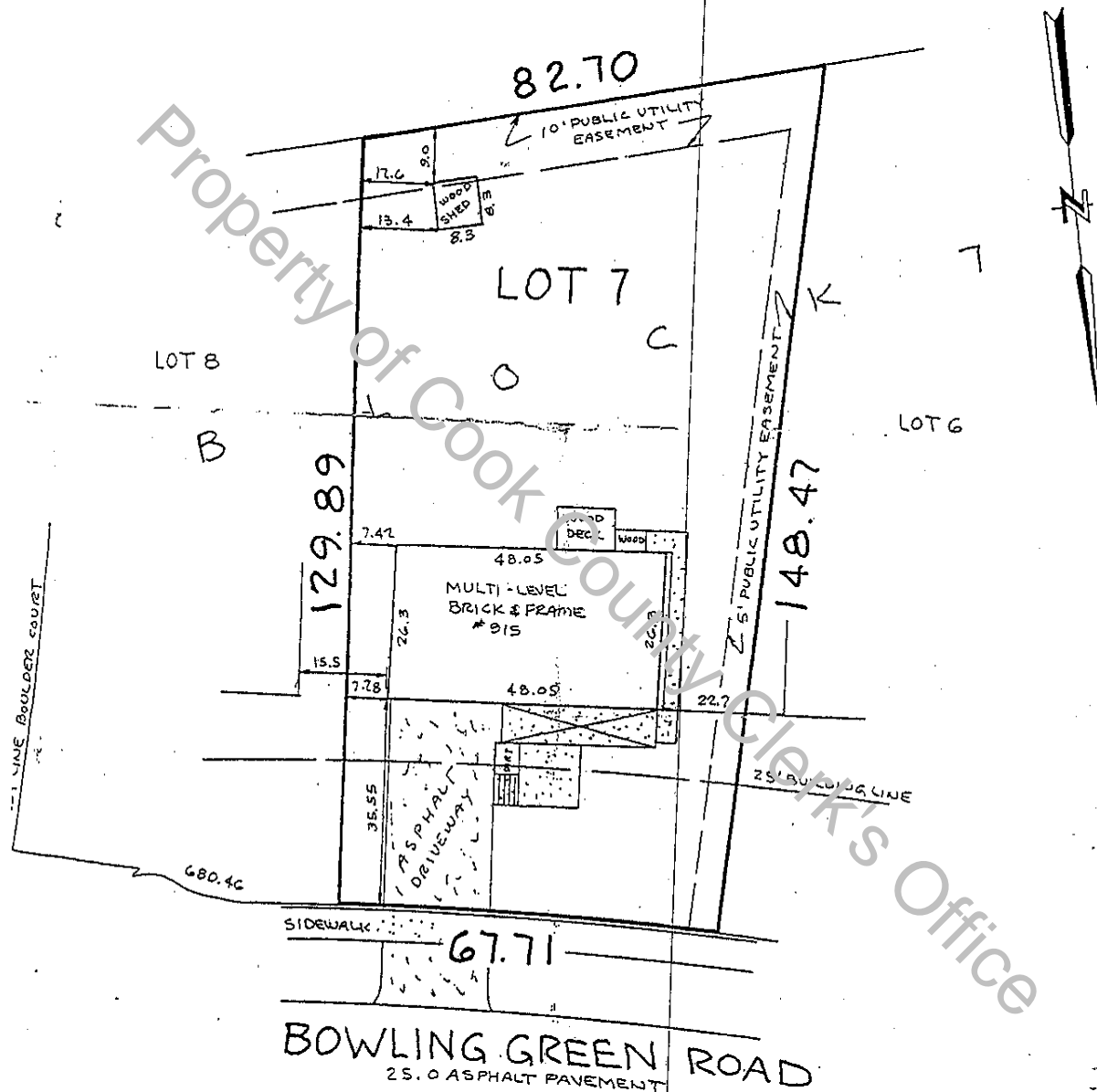
OF PROPERTY DESCRIBED AS:

Property 7 next to
PIN # 32-05-410-007-000

Volume 070

Lot 7 in Block 7 in Homewood Terrace unit No. 1, being a subdivision of part of the South East 1/4 of Section 5, Township 35 North, Range 14, East of the Third Principal Meridian, according to the plat thereof registered in the Office of the Registrar of Titles of Cook County, Illinois, on January 18, 1961 as document number 1960782, in Cook County, Illinois.

AKA: 915 BOWLING GREEN ROAD HOMWOOD, ILL 60430



BOWLING GREEN ROAD
25.0 ASPHALT PAVEMENT

Scale: 1" = 20'

Ordered: LANDCHEX

Buyer: BIEDENMAN/BRAY

Page: 35-14-5H

F.B.: 32

Drawn: RP

Checked: JCA

Job No.: 13558

Municipality: HOMWOOD

STATE OF ILLINOIS
COUNTY OF KANE ss OCTOBER 25, 1988

I CERTIFY THAT THE ANNEXED SURVEY OF THE ABOVE DESCRIBED PROPERTY HAS BEEN MADE UNDER MY SUPERVISION FOR USE IN CONNECTION WITH A MORTGAGE LOAN TRANSACTION. WHEREIN THIS SURVEY IS NOT VALID FOR ANY TYPE OF CONSTRUCTION, (FENCES, DRIVEWAYS, ADDITIONS, ETC.)

John C. Arampato

Any discrepancy in measurements should be promptly reported to surveyor for explanation or correction.

WE DO NOT CERTIFY AS TO LOCATION OF UNDERGROUND UTILITIES OR UNDERGROUND IMPROVEMENTS.

REFER TO TITLE POLICY FOR EASEMENTS AND BUILDING LINES NOT SHOWN HEREON

AS
ADVANCED ENGINEERING & SURVEYING
consulting engineers
land surveyors
land planners

386 E. CHICAGO
ELGIN, IL 60120

PHONE: 312/888-2900

Compare the description on this plat with deed. Refer to deed for easements and building lines.