



Doc#: 1007017035 Fee: \$42.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 03/11/2010 02:40 PM Pg: 1 of 4

Return To:

LSI
700 Cherrington Pkwy
Coraopolis, PA 15108

Prepared by
LORI CLAPIER
1100 VIRGINIA DRIVE
FORT WASHINGTON, PA 19034

LSI # 8164663

SUBORDINATION AGREEMENT

Borrower: MATTHEW D. TOVAS AND AMANDA J. TOAVS, HUSBAND AND WIFE

Lender: MERS

NewLender: ALLY BANK CORP. FKA GMAC BANK

Parcel/ Tax ID # 10-24-309-043-0000

Property of Cook County Clerk's Office

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P	<u>4</u>
S	<u>n</u>
M	<u>n</u>
SC	<u>y</u>
E	<u>y</u>
INT	<u>gm</u>

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8601848305

WHEN RECORDED MAIL TO:**GMAC Mortgage , LLC**

1100 Virginia Dr.
 Fort Washington, PA 19034
 Prepared by: Joe Swaim

SUBORDINATION AGREEMENT

THIS SUBORDINATION AGREEMENT, made February 15, 2010, present owner and holder of the Mortgage and Note first hereinafter described and hereinafter referred to as **Mortgage Electronic Registration Systems, Inc.**

WITNESSETH:

THAT WHEREAS **Matthews D. Toavs and Amanda J. Toavs**, residing at 734 Dodge Avenue Evanston, IL 60202, did execute a Mortgage dated 8/1/07 to **Mortgage Electronic Registration Systems, Inc.** covering:

SEE ATTACHED

To Secure a Note in the sum of \$ 45,800.00 dated 8/1/07 in favor of **Mortgage Electronic Registration Systems, Inc.**, which Mortgage was recorded 2/13/08 as Instrument # 0804434176.

Assignment

WHEREAS, Owner has executed, or is about to execute, a Mortgage and Note in the sum of \$ 182,900.00 not to exceed dated ~~8/1/07~~ ~~8/1/07~~ ~~8/1/07~~ in favor of **Any Bank Corp f/k/a GMAC Bank**, here in after referred to as "Lender", payable with interest and upon the terms and conditions described therein, which mortgage is to be recorded concurrently herewith; and

WHEREAS, it is a condition precedent to obtaining said loan that Lender's mortgage last above mentioned shall unconditionally be and remain at all times a lien or charge upon the land herein before described, prior and superior to the lien or charge of **Mortgage Electronic Registration Systems, Inc.** mortgage first above mentioned.

NOW THEREFORE, in consideration of the mutual benefits accruing to the parties hereto, and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and in order to induce Lender to make the loan above referred to, it is hereby declared, understood and agreed as follows:

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(1) That said mortgage securing said note in favor of Lender, shall unconditionally be and remain at all times a lien or charge on the property therein described, prior and superior to the lien or charge of **Mortgage Electronic Registration Systems, Inc.** mortgage first above mentioned, including any and all advances made or to be made under the note secured by **Mortgage Electronic Registration Systems, Inc.** mortgage first above mentioned.

(2) Nothing herein contained shall affect the validity or enforceability of **Mortgage Electronic Registration Systems, Inc.** mortgage and lien except for the subordination as aforesaid.

WITNESSED BY:

Mortgage Electronic Registration Systems, Inc.

By: *Joe Swain*
Joe Swain

By: *Linda Walton*
Linda Walton

By: *Kim Johnson*
Kim Johnson

Title: Vice President

By: *Joe Swain*
Joe Swain

Attest: *Marnessa Birckett*
Marnessa Birckett

By: *Kim Johnson*
Kim Johnson

Title: Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA :
:ss
COUNTY OF MONTGOMERY :



On 2/15/10, before me Tamika Scott, the undersigned, a Notary Public in and for said County and State, personally appeared Linda Walton personally known to me (or proved to me on the basis of satisfactory evidence) to be the Vice President, and Marnessa Birckett personally known to me (or proved to me on the basis of satisfactory evidence) to be the Assistant Secretary of the Corporation that executed the within instrument, and known to me to be the persons who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the same, pursuant to its bylaws, or a resolution of its Board of Directors.

WITNESS my hand and official seal.
Tamika Scott
Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Tamika Scott, Notary Public
Horsham Twp., Montgomery County
My Commission Expires Nov. 27, 2010
Member, Pennsylvania Association of Notaries

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Order No.: **8164663**
Loan No.: **000687490645**

Exhibit A

The following described property:

Lot 19 and Lot 19 "P" in Elletts' Elm Tree Village, being a resubdivision of Lots 1 to 12 inclusive in Block 4 in Harbert and Rickards Addition to South Evanston, in Section 24, Township 41 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Assessor's Parcel No: 10-24-309-043-0000

Property of Cook County Clerk's Office