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1100344109

Doc#: 1100344109 Fee: \$50.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 01/03/2011 03:06 PM Pg: 1 of 8

4403593 7/13

THIS INSTRUMENT PREPARED BY  
AND  
AFTER RECORDING, RETURN TO:

TO: Arthur Murphy  
Illinois Housing Development  
Authority  
401 N. Michigan Ave.  
Chicago, Illinois 60611  
Permanent Tax Index  
Identification Nos.:  
See Exhibit A  
Property Address:  
See Exhibit A

For Use by the Recorder's Office Only

Permanent Real Estate Tax Index Nos.:  
See Exhibit A attached hereto

**MEMORANDUM OF AGREEMENT (1602)**

Between

**CDS CICERO NFP, LLC**

and

**ILLINOIS HOUSING DEVELOPMENT AUTHORITY**

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## MEMORANDUM OF AGREEMENT

This Memorandum of Agreement ("Agreement") is entered into as of this 22nd day of December, 2010 by and between **CDS CICERO NFP, LLC**, an Illinois limited liability company ("Owner"), and **ILLINOIS HOUSING DEVELOPMENT AUTHORITY** ("Authority").

WHEREAS, the Owner and the Authority have entered into that certain 1602 Written Agreement dated as of even date herewith (the "1602 Agreement"), pursuant to which the Authority has agreed to make advances from time to time in an amount not to exceed Three Million Nine Hundred Forty-Two Thousand Six Hundred Twenty and No/100 Dollars (\$3,942,620.00) ("1602 Grant"). The 1602 Grant is evidenced by a certain mortgage note in the original principal amount of \$3,942,620.00 (the "Note") dated of even date herewith.

WHEREAS, the Note is secured by, among other things, the Junior Mortgage, Security Agreement and Assignment of Rents and Leases, dated as of even date herewith ("Mortgage"), which Mortgage encumbers the real property and all improvements thereon legally described on **Exhibit A** attached hereto (the "Development").

WHEREAS, the parties have agreed in the 1602 Agreement that a memorandum of the 1602 Agreement shall be recorded.

NOW, THEREFORE, in evidence of the foregoing the parties have executed this Agreement for purposes of confirming the matters stated and for recording purposes and hereby agree as follows:

1. The foregoing recitals are incorporated in this Agreement by this reference. Any term not defined in this Agreement shall be as defined in the 1602 Agreement.
2. The 1602 Agreement is hereby incorporated herein by reference with the same force and effect as if the entire 1602 Agreement was hereby recorded.
3. This Agreement may be executed in any number of counterparts each of which shall be deemed an original and all of which shall constitute one and the same instrument with the same effect as if all parties had signed the same signature page.

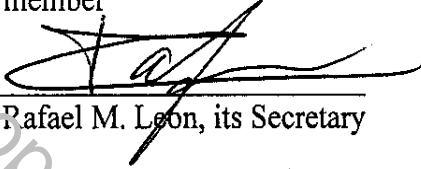
(Signatures on Next Page)

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IN WITNESS WHEREOF, the parties hereto have entered into this Memorandum of Agreement as of the day and year first written.

**CDS CICERO NFP, LLC,**  
an Illinois limited liability company

By: CMHDC Development Services,  
an Illinois not-for-profit corporation  
its sole member

By:   
Rafael M. Leon, its Secretary

**ILLINOIS HOUSING DEVELOPMENT AUTHORITY**

By: \_\_\_\_\_  
Jane R. Bilger, its Assistant Executive Director

Property of Cook County Clerk's Office

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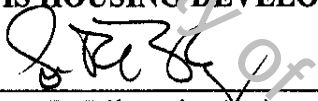
IN WITNESS WHEREOF, the parties hereto have entered into this Memorandum of Agreement as of the day and year first written.


**CDS CICERO NFP, LLC,**  
an Illinois limited liability company

By: CMHDC Development Services,  
an Illinois not-for-profit corporation  
its sole member

By: \_\_\_\_\_  
Rafael M. Leon, its Secretary

**ILLINOIS HOUSING DEVELOPMENT AUTHORITY**

By:   
Jane R. Bilger, its Assistant Executive Director

A.M.  


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STATE OF ILLINOIS                    )  
   ) SS.  
 COUNTY OF COOK                    )

I, the undersigned, a Notary Public in and for the County and State aforesaid, certify that Rafael M. Leon, personally known to me to be the Secretary of **CMHDC Development Services**, an Illinois not-for-profit corporation, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered the said instrument in his capacity as Secretary of **CMHDC Development Services**, as his free and voluntary act and deed and as the free and voluntary act and deed of **CMHDC Development Services**, as sole member of CDS Cicero NFP, LLC, an Illinois limited liability company, a California limited partnership, for the uses and purposes therein set forth.

Given under my hand and official seal this 13<sup>th</sup> day of December, 2010.

*Bridget A. White*  
 \_\_\_\_\_  
 Notary Public

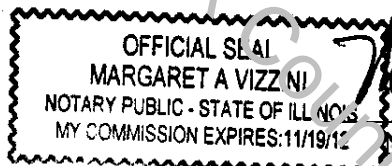


# UNOFFICIAL COPY

STATE OF ILLINOIS     )  
   ) SS  
 COUNTY OF COOK     )

I, the undersigned, a Notary Public in and for the County and State aforesaid, certify that Jane R. Bilger personally known to me to be the Assistant Executive Director of the **ILLINOIS HOUSING DEVELOPMENT AUTHORITY**, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that she signed and delivered the said instrument in her capacity as Assistant Executive Director of the **ILLINOIS HOUSING DEVELOPMENT AUTHORITY** as her free and voluntary act and deed and as the free and voluntary act and deed of the **ILLINOIS HOUSING DEVELOPMENT AUTHORITY** for the uses and purposes therein set forth.

Given under my hand and official seal this 13 day of December, 2010.



*Margaret A. Vizzini*  
 Notary Public

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## Exhibit "A"

### Legal Description of Property

#### PARCEL 1:

##### LEGAL DESCRIPTION:

LOTS 3, 4 AND 5 IN BLOCK 12 IN FOURTH ADDITION TO BOULEVARD MANOR, BEING A SUBDIVISION OF THE EAST ½ OF THE SOUTH EAST ¼ AND THAT PART OF THE EAST ½ OF THE NORTHEAST ¼ LYING SOUTH OF THE CENTER LINE OF PARK AVENUE OF SECTION 32, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ADDRESS: 5741 WEST 35<sup>TH</sup> STREET, CICERO, ILLINOIS

P.I.N.: 16-32-404-003-0000, 16-32-404-004-0000, 16-32-404-005-0000

#### PARCEL 2:

##### LEGAL DESCRIPTION:

LOTS 14 AND 15 IN BLOCK 6 IN 4<sup>TH</sup> ADDITION TO BOULEVARD MANOR, BEING A SUBDIVISION OF THE EAST ½ OF THE SOUTHEAST ¼ AND THAT PART OF THE EAST ½ OF THE NORTHEAST ¼ LYING SOUTH OF THE CENTER LINE OF PARK AVENUE, OF SECTION 32, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ADDRESS: 5700 WEST 35<sup>TH</sup> STREET, CICERO, ILLINOIS

P.I.N.: 16-32-218-034-0000, 16-32-218-035-0000

#### PARCEL 3:

##### LEGAL DESCRIPTION:

LOTS 19 & 20 IN BLOCK 7 IN PARKHOLME, A SUBDIVISION OF BLOCK 14 IN GRANT LAND ASSOCIATION RESUBDIVISION IN SECTION 21, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ADDRESS: 1638 SOUTH 51<sup>ST</sup> AVENUE, CICERO, ILLINOIS

P.I.N.: 16-21-401-039-0000

# UNOFFICIAL COPY

**PARCEL 4:**

**LEGAL DESCRIPTION:**

LOTS 39 AND 40 IN BLOCK 13 IN PARKHOLME, A SUBDIVISION OF BLOCK 14 IN GRANT LAND ASSOCIATION RESUBDIVISION OF SECTION 21, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

ADDRESS: 1801 SOUTH 50<sup>TH</sup> AVENUE, CICERO, ILLINOIS

P.I.N.: 16-21-412-001-0000

Property of Cook County Clerk's Office