### **UNOFFICIAL COPY**

PREPARED BY:
PATTERSON & ROLLINS, LLC
R. Bruce Patterson
2401 West White Oaks Drive

Springfield, Illinois 62704

WHEN RECORDED MAIL TO:
Randy Neumann
2401 West White Oaks Drive

5TC 6/4445 11

Springfield, Illinois 62704



Doc#: 1102412077 Fee: \$42.00 Eugene "Gene" Moore RHSP Fee:\$10.00

Cook County Recorder of Deeds
Date: 01/24/2011 08:51 AM Pg: 1 of 4

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

## RELEASE OF KE AL ESTATE MORTGAGE, ASSIGNMENT OF LEASES AND RENTS AND INTEREST IN INTER-CREDITOR AGREEMENT

THIS CERTIFIES that a certain Mortgage was made and executed by <u>DAVITO</u>, <u>LLC</u> to the Small Business Growth Corporation of Springfield Illinois, dated <u>January 23</u>, 2008, recorded <u>January 28</u>, 2008, as <u>Document Number 0802822028</u> in the Cook County Recorder's Office, Cook County, Illinois, securing an original indebtedness of \$1,228,000 and was assigned by said Small Business Growth Corporation to the United States Small Business Administration, an Agency of the United States Government, an executed Assignment of Leases and Rents dated <u>January 23</u>, 2008, recorded <u>January 28</u>, 2008, as <u>Document Number 0802822030</u> in the Cook County Recorder's Office, Cook County, Illinois and the interest in an Inter-Creditor Agreement dated <u>January 23</u>, 2008, recorded <u>January 28</u>, 2003 as <u>Document Number 0802822031</u> in the Cook County Recorder's Office, Cook County, Illinois, on the premises described on ATTACHED EXHIBIT A; and

WHEREAS, the U.S. Small Business Administration has agreed to release said Real Estate Mortgage, Assignment of Leases and Rents and interest in Inter-Creditor Agreement for consideration of \$5,000.00.

#### AND THAT THE SAME ARE HEREBY RELEASED.

Provided, however, that nothing contained herein shall be deemed to prejudice, affect, alter or diminish the rights of the undersigned, or its successors and assigns, as holder of the Note secured by said Mortgage, as against those persons primarily liable thereunder and as against all guarantors or sureties thereof, or to prejudice, affect, alter or diminish the security for said Note other than the specific real estate being released herein.

STEWARY TITLE COMPANY 2055 West Army Trail Road, Suite 110 Addison, IL 60101 630-889-4000

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IN WITNESS WHEREOF, the U.S. Small Business Administration has caused these presents to be
executed by its duly authorized officer <u>UNISWONDER</u> , this <u>28th</u> day
of Sparter, 2010.
U. S. SMALL BUSINESS ADMINISTRATION
ON 15 warder
State of California )
County of Fresno )
On SEPT 39.200 before me, THERESPI AKE, a Notary Public, personally
appeared Liquid Normber, who proved to me on the basis of satisfactory evidence to be the
person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the
same in his/her authorized capacity, and that by his/her signature on the instrument, the person, or the
entity upon behalf of which the person acted, executed the instrument.
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.
WITNESS my hand and official seal.
Signature Theresay White
ρ
THERESA J. PIKE Commission # 1825382 Notary Public - California Fresno County
My Comm. Expires Nov 29, 2012

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#### **EXHIBIT A**

#### PARCEL 1:

BLOCK 49 AND THE WEST 1/2 OF VACATED MANISTEE AVENUE LYING EAST OF AND ADJOINING IN NOTRE DAME ADDITION TO SOUTH CHICAGO, BEING A SUBDIVISION OF THE SOUTH 3/4 OF FRACTIONAL SECTION 7, TOWNSHIP 37 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, A PLAT OF WHICH ADDITION WAS RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS, ON DECEMBER 29, 1876, IN BOOK 12 OF PLATS ON PAGE 39 AS DOCUMENT 116049; ALSO THAT PART OF BLOCK 50 OF SAID NOTRE DAME ADDITION TO SOUTH CHICAGO, LYING EAST OF THE RIGHT OF WAY OF THE CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD AS SAID RAILROAD RIGHT OF WAY IS NOW USED AND IN OPERATION (EXCEPT A STRIP OF LAND CONVEYED BY EDWARD SORIN TO THE CHICAGO, ROCK ISLAND AND PACIFIC RAILWAY COMPANY, BY DEED DATED MAY 29, 1886, AND RECORDED IN THE RECORDER'S OFFICE OF SAID COOK COUNTY, ILLINOIS, AS DOCUMENT NUMBER 822 172) AND (EXCEPTING THAT PART OF SAID BLOCK 50, 25 FEET IN WIDTH DESCRIBED IN AND PURPORTED TO BE CONVEYED BY A QUIT CLAIM DEED FROM THE CALUMET AND CHICAGO CANAL AND DOCK COMPANY, JAMES H. BOWEN AND CAROLINE A. BOWEN, HIS WIFE, AND EDWARD SORIN TO JOSEPH H. BROWN AND OTHERS, DATED JUNE 7, 1875 AND RECORDED IN THE RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS, AS DOCUMENT 38985, IN BOOK 467 OF RECORDS ON PAGE 273); AND (EXCEPT PART) CONVEYED BY QUIT CLAIM DEED TO CHICAGO, WEST PULLMAN AND SOUTHERN RAILRCAD COMPANY DATED JULY 1, 1953 AND RECORDED JULY 3, 1953 AS DOCUMENT NUMBER (565)811) ALSO THAT PART OF THE SOUTH 3/4 OF SAID FRACTIONAL SECTION 7 BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF BLOCK 49 OF SAID NOTRE DAME ADDITION TO SOUTH CHICAGO, AND RUNNING THENCE SOUTH ALONG THE WEST LINE OF SAID BLOCK 49 TO THE SOUTHWEST CORNER OF SAID BLOCK 49, SAID CORNER BEING ON THE NORTH LINE OF 105TH STREET IN THE SAID CITY OF CHICAGO; THENCE WEST ALONG THE NORTH LINE OF 105TH STREET TO THE SOUTHEAST CORNER OF SLOCK 50 OF SAID NOTRE DAME ADDITION TO SOUTH CHICAGO; THENCE NORTH ALONG THE EAST LINE OF SAID BLOCK 50 TO THE NORTHEAST CORNER OF SAID BLOCK 50, SAID COKNER BEING ON THE SOUTH LINE OF 104TH STREET IN THE SAID CITY OF CHICAGO; THENCE FAST ALONG THE SOUTH LINE OF SAID 104TH STREET TO THE NORTHWEST CORNER OF SAID BLOCK 49 BEING THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS

#### PARCEL 2:

THE NORTH 50 FEET OF THE SOUTH 100 FEET OF THE NORTH 136 FEET OF THE EAST 138 FEET OF BLOCK 48 IN NOTRE DAME ADDITION TO CHICAGO, BEING A SUPPLIVISION OF THE SOUTH 3/4 OF FRACTIONAL SECTION 7, TOWNSHIP 37 NORTH, RANGE 15 2/1ST OF THE THIRD PRINCIPAL MERIDIAN, SOUTH OF THE INDIAN BOUNDARY LINE, SITUATED IN COOK COUNTY, ILLINOIS

#### PARCEL 3:

THE SOUTH 50 FEET OF THE NORTH 136 FEET OF THE EAST 138 FEET OF BLOCK 48 IN NOTRE DAME ADDITION TO CHICAGO, BEING A SUBDIVISION OF THE SOUTH 3/4 OF FRACTIONAL SECTION 7, TOWNSHIP 37 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, SITUATED IN COOK COUNTY, ILLINOIS

#### PARCEL 4:

BLOCK 48 AND THE EAST 1/2 OF VACATED MANISTEE AVENUE LYING WEST OF AND ADJOINING (EXCEPTING FROM SAID BLOCK THE RIGHT OF WAY OF THE PITTSBURG, FORT WAYNE AND CHICAGO RAILROAD COMPANY FILED IN THE OFFICE OF THE REGISTRAR OF TITLES, THE CHICAGO AND WESTERN INDIANA OR "BELT" RAILROAD COMPANY AND THE CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD COMPANY AND EXCEPTING ALSO THAT PART OF SAID BLOCK 48 LYING EAST OF SAID RAILROAD RIGHT OF WAY AND EXCEPTING ALSO THE EAST 138 FEET OF THE NORTH 136 FEET OF SAID BLOCK) IN NOTRE DAME

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ADDITION TO SOUTH CHICAGO, BEING A SUBDIVISION OF THE SOUTH 3/4 OF FRACTIONAL SECTION 7, SOUTH OF THE INDIAN BOUNDARY LINE, IN TOWNSHIP 37 NORTH, RANGE 15 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

(EXCEPT THAT PART OF PARCELS 1, 2, AND 3 WHICH WAS CONVEYED TO MUSKEGON ISLAND, LLC. AN ILLINOIS, LIMITED LIABILITY COMPANY BY QUIT CLAIM DEED RECORDED MARCH 24, 2006 AS DOCUMENT 0608327023, DESCRIBED AS FOLLOWS:

BLOCK 48 AND THE EAST 1/2 OF VACATED MAINISTEE AVE LYING WEST OF AND ADJOINING SAID BLOCK (EXCEPT FROM SAID BLOCK THE RIGHT OF WAY OF THE PITTSBURG, FORT WAYNE, AND CHICAGO RAILROAD COMPANY, FILED IN THE OFFICE OF REGISTRAR OF TITLES, THE CHICAGO AND WESTERN INDIANA OR "BELT" RAILROAD COMPANY AND THE CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD COMPANY AND EXCEPTING ALSO THAT PART OF LAID BLOCK 48 LYING EAST OF SAID RAILROAD RIGHT OF WAY AND EXCEPTING ALSO THE EAST 138.00 FEET OF THE NORTH 36.00 FEET AND ALSO EXCEPTING THAT PART OF BLOCK 48 LYING WESTERLY OF THE FOLLOWING DESCRIBED LINE; BEGINNING AT A POINT THAT 15 107 00 FEET WESTERLY AND 36.00 FEET SOUTHERLY OF THE NORTHEAST CORNER OF SAID PLOCK 48; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF SAID BLOCK 48 A DISTANCE OF 325.00 FEET THENCE AT AN ANGLE TO THE LEFT 143 DEGREES 22 MINUTES 18 SECONDS OF THE LAST DESCRIBED LINE A DISTANCE OF 87.62 FEET TO THE NORTHWESTERLY RIGHT OF WAY OF SAID CHICAGO, ROCK ISLAND AND PACIFIC RAILROAD) IN NOTRE DAM'S ADDITION TO SOUTH CHICAGO, BEING A SUBDIVISION OF THE SOUTH 3/4 OF FRACTIONAL SECTION 7, SOUTH OF THE INDIAN BOUNDARY LINE, IN TOWNSHIP 37 NORTH, RANGE 15 LAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

County Clark's Office COMMONLY KNOWN AS: 2801 E. 104TH STREET, CHICAGO, IL 60617

PIN: 26-07-309-002-0000