

# UNOFFICIAL COPY



Doc#: 1133541069 Fee: \$48.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 12/01/2011 03:09 PM Pg: 1 of 7

**THIS INSTRUMENT WAS  
PREPARED BY AND AFTER  
RECORDING RETURN TO:**

Nicolette Sonntag, Esq.  
Illinois Housing Development  
Authority  
401 N. Michigan Ave.  
Chicago, Illinois 60611



**Permanent Tax Index  
Identification No.:**  
16-09-104-043-0000  
and 16-09-104-001-0000

**Property Address:**  
5317 West Chicago Avenue  
Chicago, Illinois

**NSP Program  
NSP-75004**

**MEMORANDUM OF AGREEMENT (NSP)**

among

**NEW MOMS HOUSING DEVELOPMENT LLC,**  
an Illinois limited liability company

and

**NEW MOMS, INC.,**  
formerly known as **NEW MOMS,**  
an Illinois not-for-profit corporation

and

**ILLINOIS HOUSING DEVELOPMENT AUTHORITY**

6412  
ACS 183274

First American Title Order #

Property of Cook County Clerk's Office

7

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## MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT ("Agreement") is entered into as of this ~~23rd~~ day of ~~November~~ 2011 by and among NEW MOMS HOUSING DEVELOPMENT LLC, an Illinois limited liability company ("Owner"), NEW MOMS, INC., formerly known as NEW MOMS, an Illinois not-for-profit corporation ("Managing Member") and ILLINOIS HOUSING DEVELOPMENT AUTHORITY ("Authority").

WHEREAS, the Owner, the Managing Member and the Authority have entered into that certain Neighborhood Stabilization Program Loan Agreement dated as of even date herewith (the "NSP Loan Agreement"), pursuant to which the Authority has agreed to make advances from time to time in an amount not to exceed Six Million Two Hundred Sixteen Thousand Five Hundred Forty-Eight and No/100 Dollars (\$6,216,548.00) ("NSP Grant"). The NSP Grant is evidenced by a certain mortgage note in the original principal amount of Six Million Two Hundred Sixteen Thousand Five Hundred Forty-Eight and No/100 Dollars (\$6,216,548.00) (the "Note") dated of even date herewith.

WHEREAS, the Note is secured by, among other things, the Mortgage, Security Agreement and Collateral 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 NSP Loan Agreement that a memorandum of the NSP Loan 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 NSP Loan Agreement.
2. The NSP Loan Agreement is hereby incorporated herein by reference with the same force and effect as if the entire NSP Loan 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.

**OWNER:**

**NEW MOMS HOUSING DEVELOPMENT LLC,**  
an Illinois limited liability company

By: **NEW MOMS, INC.**, formerly known as  
**NEW MOMS**, an Illinois not-for-profit corporation,  
Its Sole Managing Member and Sole Member

By: *Samuel Oyer*  
Name: *Samuel Oyer*  
Its: *Chairman*

**MANAGING MEMBER:**

**NEW MOMS, INC.**, formerly known as  
**NEW MOMS**, an Illinois not-for-profit corporation

By: *Samuel Oyer*  
Name: *Samuel Oyer*  
Its: *Chairman*

**AUTHORITY:**

**ILLINOIS HOUSING DEVELOPMENT AUTHORITY**

By: *Bryan Ziegler*  
Name: *Bryan Ziegler* NLS  
Its: *Assistant Executive Director*

DeKalb County Clerk's Office

## UNOFFICIAL COPY

STATE OF ILLINOIS )  
 ) SS  
 COUNTY OF COOK )

I, the undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that Lynell Dyer, personally known to me to be the Chairman of NEW MOMS, INC., formerly known as NEW MOMS, an Illinois not-for-profit corporation, the Sole Managing Member and Sole Member of NEW MOMS HOUSING DEVELOPMENT LLC, an Illinois limited liability company, personally known 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 Chairman of NEW MOMS, INC., formerly known as NEW MOMS, an Illinois not-for-profit corporation, the Sole Managing Member and Sole Member of NEW MOMS HOUSING DEVELOPMENT LLC, an Illinois limited liability company, as her free and voluntary act and deed and as the free and voluntary act and deed of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and official seal this 23<sup>rd</sup> day of November, 2011.

Lyn Walsh  
 \_\_\_\_\_  
 Notary Public



Notary Public of Cook County Clerk's Office

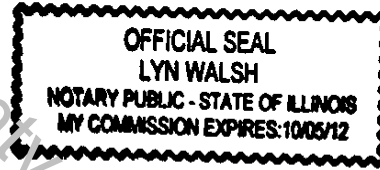
# UNOFFICIAL COPY

STATE OF ILLINOIS )  
                                  ) SS  
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that Lynell Over, personally known to me to be the Chairman of **NEW MOMS, INC.**, formerly known as **NEW MOMS**, an Illinois not-for-profit corporation, personally known 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 Chairman of **NEW MOMS, INC.**, formerly known as **NEW MOMS**, an Illinois not-for-profit corporation, pany, as her free and voluntary act and deed and as the free and voluntary act and deed of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and official seal this 23<sup>rd</sup> day of November, 2011.

Lyn Walsh  
Notary Public



Property of Cook County Clerk's Office

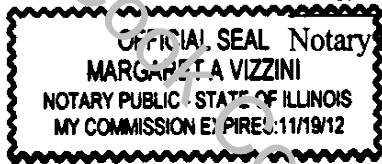
# UNOFFICIAL COPY

STATE OF ILLINOIS )  
 )  
COUNTY OF Cook ) SS

I, the undersigned, a Notary Public in and for the County and State aforesaid, do hereby certify that Bryan Ziss, personally known to me to be the ~~Assistant Executive Director~~ Assistant Executive Director of the ILLINOIS HOUSING DEVELOPMENT AUTHORITY, and personally known 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 Assistant Executive Director of the ILLINOIS HOUSING DEVELOPMENT AUTHORITY, as HIS free and voluntary act and deed and as the free and voluntary act and deed of said body politic and corporate of the State of Illinois, for the uses and purposes therein set forth.

Given under my hand and official seal this 14th day of December, 2011.

*Margaret A. Vizzini*



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## EXHIBIT A

### LEGAL DESCRIPTION OF PROPERTY

LOTS 43, 44, 45, 46, 47, 48, 49 AND 50 IN BLOCK 1 IN WM. S. WALKER'S SUBDIVISION OF THE WEST ½ OF THE NORTHEAST ¼, OF THE NORTHWEST ¼ OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

**Permanent Tax Index**

**Identification No.:** 16-09-104-048-0000 and 16-09-104-001-0000

**Property Address:** 5317 West Chicago Avenue, Chicago, Illinois

Property of Cook County Clerk's Office