

# UNOFFICIAL COPY



1303526162

Doc#: 1303526162 Fee: \$88.00  
Karen A. Yarbrough RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 02/04/2013 02:14 PM Pg: 1 of 9

01146-7707

Prepared by: *2062*  
The PrivateBank and Trust Co.  
Patricia Lott  
70 West Madison  
Chicago, Illinois 60602

When Recorded Return to:  
The PrivateBank and Trust Co.  
Collateral Department  
70 West Madison LaSalle 5<sup>th</sup> floor  
Chicago, Illinois 60602

STATE OF ILLINOIS

COUNTY OF COOK

## SUBORDINATION AGREEMENT

WHEREAS ASHWINKUMAR DEVNANI AND SHAALU DEVNANI, hereinafter termed "Borrower" are presently indebted to THE PRIVATEBANK AND TRUST COMPANY as evidenced by that certain Promissory Note executed by said Borrower in favor of THE PRIVATEBANK AND TRUST COMPANY dated MAY 18, 2012, in the original principal amount of ONE HUNDRED FORTY FIVE THOUSAND DOLLARS AND NO/100 (\$ 145,000.00) DOLLARS; and further subordinated and modified JANUARY 29, 2013, the principal amount to ONE HUNDRED TWENTY THOUSAND DOLLARS AND NO/100 (\$125,000.00)

WHEREAS, said Note is secured, among other things, by that certain Mortgage executed by said ASHWINKUMAR DEVNANI AND SHAALU DEVNANI, in favor of THE PRIVATEBANK AND TRUST COMPANY dated MAY 18, 2012, and recorded JUNE 13, 2012 as Document # 1216535061, with the Recorder of COOK County, Illinois; and

STEWART TITLE COMPANY  
2055 W. Army Trail Road, Suite 110  
Addison, IL 60101  
630-899-4000

S  
P  
S  
SC  
INT  
Y  
H  
N  
V  
D

# UNOFFICIAL COPY

WHEREAS, said **Borrower** is desirous of obtaining an additional loan in the amount of **FOUR HUNDRED THOUSAND DOLLARS AND NO/100 (\$ 400,000.00) DOLLARS** from **THE PRIVATEBANK AND TRUST COMPANY ISAOA** herein termed "**Lender**", for the purpose of first mortgage, and

WHEREAS, the **Lender** requires the **Borrower** to secure said loan with a Mortgage on the real estate described in **THE PRIVATEBANK AND TRUST COMPANY** Mortgage and further requests that **THE PRIVATEBANK AND TRUST COMPANY** subordinate its Mortgage to that Mortgage being taken by said **Lender**.

NOW THEREFORE, in and for good and valuable consideration, and in order to induce said **Lender** to make said additional loan to said **Borrower**, **THE PRIVATEBANK AND TRUST COMPANY** does hereby subordinate its Mortgage to that Mortgage taken by **Lender** and which secures said additional loan.

IT IS EXPRESSLY AGREED AND UNDERSTOOD that neither this Subordination Agreement nor anything contained herein shall in any way alter or affect the validity of the Mortgage of **THE PRIVATEBANK AND TRUST COMPANY** first mentioned herein, or the lien on the real estate so subordinated herein, or any of the other collateral securing the indebtedness of the **Borrower** to **THE PRIVATEBANK AND TRUST COMPANY**.

IT IS FURTHER EXPRESSLY AGREED AND UNDERSTOOD that this Subordination is to extend only to the loan amount and purpose as expressly set forth herein, and will not be valid or extend any future advancements made by said **Lender** on the Note evidencing its loan.

IN WITNESS WHEREOF, **THE PRIVATEBANK AND TRUST COMPANY** has caused this Subordination Agreement to be executed by on their behalf.

THIS, 29<sup>th</sup> day of JANUARY, 2013.

Authorized by: \_\_\_\_\_

MICHAEL J. KALITÓWSKI, AMD

Authorized by: \_\_\_\_\_

ALBERTA M. WILSON, PVTB OFFICER

\* Consent m by

# UNOFFICIAL COPY

## STATE OF ILLINOIS, COUNTY OF COOK

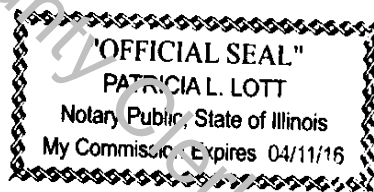
On this 29<sup>th</sup> day of JANUARY, 2013, before me, the subscriber, personally appeared MICHAEL J. KALITOWSKI, AMD and ALBERTA M. WILSON, PVTB OFFICER, of THE PRIVATEBANK AND TRUST COMPANY who, I am satisfied is the person named in and who executed the within instrument, and thereupon she acknowledged that she did examine and read the same and did sign the foregoing instrument as her free act and deed, for the purposes therein expressed.

In Witness Whereof, I have hereunto set my hand and official seal.

Patricia L. Lott

Notary Public

My Commission Expires: 4/11/16



IN WITNESS WHEREOF, the undersigned parties have consented to the contents, terms and conditions of the herein Subordination, this the \_\_\_ day of \_\_\_\_\_,

LENDER:

(SEAL) ATTEST

BY: \_\_\_\_\_

# UNOFFICIAL COPY

**STATE OF ILLINOIS, COUNTY OF COOK**

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, the subscriber, personally appeared \_\_\_\_\_, of **THE PRIVATEBANK AND TRUST COMPANY ISAOA** who, I am satisfied is the person named in and who executed the within instrument, and thereupon he/she acknowledged that he/she did examine and read the same and did sign the foregoing instrument as his/her free act and deed, for the purposes therein expressed.

Given under my hand and official this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

**LEGAL DESCRIPTION:**

**SEE EXHIBIT 'A' ATTADCHED HERETO AND MADE A PART THEREOF**

**2628 NORTH HARTLAND COURT, CHICAGO, ILLINOIS 60614**

**PIN: 14-30-403-173-0000**

Property of Cook County Clerk's Office

# UNOFFICIAL COPY

## EXHIBIT 'A'

### 6. The land referred to in this Commitment is described as follows:

Parcel 1: Lot TH-6 in the Harland Park Subdivision, being a resubdivision of part of Lot 3 in the Northwestern Terra Cotta Company's Resubdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, according to the Plat thereof recorded December 20, 2004 as document number 0435534098, in Cook County, Illinois.

Parcel 2: Easements for the benefit of Parcel 1 as created by the Declaration of Covenants, Conditions, Restrictions and Easements for Harland Park Master Homeowners Association, recorded October 11, 2005 as document number 0529903128 for support, party wall, utilities, access and public services, as more fully described therein and according to the terms set forth therein.

Parcel 3: Non exclusive easement for the benefit of Parcel 1 as created by the Declaration of Covenants, Conditions, Restrictions and Easements for Harland Park Townhomes, recorded as document number 0529903128, for access to and use of TH-STAIR-1.???

Parcel 4: Easement for the benefit of Parcel 1 as created by the Declaration of Covenants, Conditions, Restrictions and Easements for Harland Park Master Homeowners Association, recorded October 11, 2005 as document number 0528418110, and re-recorded to correct legal description on October 12, 2006 as document number 0528527027, as more fully described therein and according to the terms set forth therein.

Parcel 5: A non-exclusive easement for the benefit of Parcel 1 for ingress and egress from said parcel as created by deed from Northwestern Terra Cotta Company to the Rizzo Brothers Warehouse Corporation, dated October 8, 1963 and recorded October 22, 1963 as document 16751224 and amended by agreement recorded as document number 90188588 and re-recorded as document number 90235581 over the following described property: That part of Lot 3 in Northwestern Terra Cotta Company's resubdivision aforesaid and that part of vacated North Hermitage Avenue lying East of and adjoining said Lot 3 described as follows: Beginning at the point of intersection of the East line of the West 14 feet of said vacated North Hermitage Avenue with the Southerly line of the present existing driveway which point is 119.33 feet more or less North of the North line of West Wrightwood Avenue and running thence Westerly along said Southerly line of said existing driveway, which Southerly line is a Southerly line of property described as parcel 2, in a deed dated January 30, 1946 and recorded in the Recorder's Office of Cook County, Illinois as document number 13708497 and continuing

# UNOFFICIAL COPY

Westerly along said Southerly line extended a distance of 90.83 feet more or less to its intersection with the East line of property described as Parcel 3 in said deed, thence Northerly along said East line of said Parcel 3 a distance of 10.56 feet to its intersection with a Westward extension of the line of the South face of a brick building; thence Easterly along said line of the South face of a brick building along said Westward extension thereof and along an Eastward extension thereof a distance of 90.73 feet more or less to its intersection with said East line of the West 14 feet of vacated North Hermitage Avenue and thence South along said East line of the West 14 feet, a distance of 10.69 feet to the point of beginning excepting from the above described land any part or parts thereof, if any, which are now occupied by buildings or structures situated, in Cook County, Illinois.

Parcel 6: Easement for ingress and egress for the benefit of Parcel 1 over and across the following described land: That part of Lot or Block 3, together with that part of vacated North Hermitage Avenue lying East of and adjoining said Lot or Block 3, all in Northwestern Terra Cotta Company's resubdivision of a part of the North East 1/4 of the Southeast 1/4 of Section 30, Township 40 North, Range 14 East of the Third Principal Meridian, included within a parcel of land bounded and described as follows: Beginning at the point of intersection of the East line of the West 26 feet of said vacated North Hermitage Avenue with the North line of West Wrightwood Avenue, and running thence North along said East line of the West 26 feet, a distance of 80 feet; thence Northeastwardly a distance of 59.94 feet to a point which is 39 feet East from the West line of said vacated North Hermitage Avenue and 138.50 feet North from said North line of West Wrightwood Avenue; thence Northwestwardly a distance of 92.57 feet to a point on the East line of said West 26 feet which is 230 feet North from said North line of West Wrightwood Avenue; thence North along said East line of the West 26 feet a distance of 260.15 feet to the point of intersection of the East line of the West 26 feet aforesaid, with a Westward extension of the center line of the South wall (measuring 12 1/2 inches in thickness), of a one story brick building situated upon Lot or Block 2 in said Northwestern Terra Cotta Company's resubdivision; thence West along said Westward extension of the center line of said brick wall a distance of 41.32 feet to a point on the West line of the East 15.32 feet of said Lot or Block 3 which is 50.25 feet North from the South line of said Lot or Block 3; thence South along said West line of the East 15.32 feet of said Lot or Block 3, a distance of 74.68 feet to the North line of the South 435 feet said Lot or Block 3; thence East along said North line of the South 435 feet of said Lot or Block 3 a distance of 0.32 feet to a point which is 15 feet West from the East line of said Lot or Block 3; thence Southeastwardly along a straight line, a distance of 21.28 feet to a point on the East line of said Lot or Block 3 which is 420 feet North from the South East corner of said Lot or Block 3; thence South along said East line of Lot or Block 3, a distance of 290 feet to the South face of a brick building which is 130 feet North from the South East corner of said Lot or Block 3; thence East along an Eastward extension of the line of said South face of said brick building, a distance of 14 feet; thence South along the East line of the West 14 feet of said vacated North Hermitage Avenue, a distance of 130.02 feet to its intersection with said North line of West Wrightwood Avenue, and thence East along said North line, a distance of 12 feet to the point of beginning, as set forth in grant of easements dated July 15, 1963 and recorded October 5, 1963 as document 288063) and existing therefrom that part vacated by Construction and Easement Agreement recorded September 5, 2002 as document number 0020976372 and described as follows: Triangle Easement Vacation: That part of vacated North Hermitage Avenue lying East and adjoining Block 3 in Northwestern Terra Cotta Company's Resubdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, described as follows: commencing at the point of intersection of the East line of the West 26 feet of said vacated North Hermitage Avenue with the North line of West Wrightwood Avenue and running thence North along said East line of the West 26 feet, a distance of 80 feet to the point of beginning; thence Northwesterly, a distance of 59.94 feet to a point which is 39 feet East from the West line of said vacated North Hermitage Avenue and 138.50 feet North from said North line of West Wrightwood Avenue; thence Northwestwardly a distance of 92.57 feet to a point on the East line of said West 26 feet which is 230 feet North from said North line of West Wrightwood Avenue; thence South along said East line of the West 26.0 feet, a distance of 160.0 feet to the point of beginning, in Cook County, Illinois. Strip Easement Vacation: that part of vacated North Hermitage Avenue lying East and adjoining Block 3 in Northwestern Terra Cotta Company's Resubdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, described as follows: beginning at the point of intersection of the East line of the West 26 feet of said, vacated North Hermitage Avenue with the North line of West Wrightwood Avenue and running thence North 00 degrees 00 minutes 05 seconds West along said East line of the West 26 feet, a distance of 510.19 feet; thence South 89 degrees 59 minutes 50 seconds West 5.00 feet; thence South 00 degrees 00 minutes 05 seconds East 510.15 feet to the North line of West Wrightwood Avenue; thence South 89 degrees 35 minutes 32 seconds East along said North line 5.00 feet to the point of beginning, in Cook County, Illinois.

# UNOFFICIAL COPY

Parcel 7: Easement for ingress and egress for the benefit of Parcel 1 over, upon and across the following described land: That part of Lot or Block 3 in Northwestern Terra Cotta Company's resubdivision of a part of the North East 1/4 of the South East 1/4 of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, bounded and described as follows: Beginning at the point of intersection of the West line of the East 15.32 feet of said Lot or Block 3 with a Westward extension of the South line of the North 247 feet of Lot or Block 2 in Northwestern Terra Cotta Company's resubdivision (said point of intersection being 868.96 feet North from the South line of said Lot or Block 3) and running thence South along the West line of said East 15.32 feet of said Lot or Block 3 a distance of 30 feet, thence East along the North line of the South 836.96 feet of said Lot or Block 3, a distance of 15.32 feet more or less to the East line of said Lot or Block 3, thence North along the East line of said Lot or Block 3, a distance of 30 feet, and thence West along the North line of the South 868.96 feet of said Lot or Block 3, a distance of 15.32 feet to the point of beginning as set forth in grant of easements dated July 15, 1983 and recorded October 5, 1983 as document 26808313.

Parcel 8: Easement for operation, maintenance, repair, inspection and replacement of existing telephone, electric, gas water sewer and sprinkler system lines and installations for the benefit of Parcel 1 over the following described land: That part of Tract IV as described in grant of easements hereinafter noted falling within the West 36 feet of vacated Heritage Avenue in the East 1/2 of the South East 1/4 of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois, as set forth in grant of easements dated July 15, 1983 and recorded October 5, 1983 as document 26808313.

Parcel 9: Easement for ingress and egress for the benefit of Parcel 1 over, across and upon the following described land: The North 30 feet of that part of Lot or Block 2, together with that part of vacated North Heritage Avenue lying West of and adjoining said Lot or Block 2 in Northwestern Terra Cotta Company's resubdivision of a part of the North East 1/4 of the South East 1/4 of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, included within a parcel of land which is bounded and described as follows: Beginning at the point of intersection of the South line of the North 247 feet with the West line of the East 140 feet of said Lot or Block 2, and running thence South along the West line of the East 140 feet aforesaid a distance of 357.54 feet to the point of intersection of said West line with an Eastward extension of the center line of the South wall, (measuring 12 1/2 inches in thickness), of a one story brick building; thence West along said Eastward extension, along the center line of said wall, and along a Westward extension of said center line, a distance of 19.12 feet to a point on the East line of Lot or Block 3 in said Northwestern Terra Cotta Company's resubdivision, which point is 509.98 feet North from the South East corner of said Lot or Block 3; thence North along the East line of said Lot or Block 3, (being also the West line of said North Heritage Avenue), a distance of 368.97 feet to the point of intersection of said East line with a Westward extension of said South line of the North 247 feet of said Lot or Block 2, and thence East along said Westward extension and along said South line of the North 247 feet of Lot or Block 2, a distance of 191.04 feet to the point of beginning, as set forth in the grant of easements dated July 15, 1983 and recorded October 5, 1983 as document 26808313.

Parcel 10: Easement for ingress and egress for the benefit of Parcel 1 over, upon and across the following described property: The North 30 feet of that part of Lot or Block 2 in the Northwestern Terra Cotta Company's resubdivision of a part of the North East 1/4 of the South East 1/4 of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, described as follows: Beginning at a point on the East line of said Lot or Block 2 which is 247 feet South of the North East corner thereof and running thence South along said East Lot or Block line a distance of 193.88 feet to the North line of the South 675 feet of said Lot or Block; thence West along said North line of South 675 feet a distance of 140 feet; thence North parallel with said East line of Lot or Block 2 a distance of 193.80 feet to a point 247 feet South of the North line of said Lot or Block 2; thence East parallel with said North Lot or Block line a distance of 140 feet to the place of beginning, in Cook County, Illinois, as set forth in the grant of easements dated July 15, 1983 and recorded October 5, 1983 as document 26808313.

Parcel 11: Easement for ingress and egress for the benefit of Parcel 1 over, upon and across the following described land: That part of Lot or Block 3 in the Northwestern Terra Cotta Company's resubdivision of a part of the North East 1/4 of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, bounded and described as follows: Commencing on the North line of the South 436 feet of said Lot or Block 3 at a point which is 15.32 feet West from the East line of said Lot or Block 3, thence North along the West line of the said East 15.32 feet a distance of 36.18 feet to a point of beginning of that part of Lot or Block 3 hereinafter described:

# UNOFFICIAL COPY

thence West along a line 470.18 feet North from and parallel with the South line of lot of block 3, a distance of 100 feet to a point thence Northwardly to a point 21.04 feet South of the North line of the South 890 feet of Lot or Block 3 at a point 100 feet West of the West line of the East 15.32 feet of Lot or Block 3; thence East along the North line of the South 838.96 feet of said Lot or Block 3, a distance of 100 feet to the West line of the East 15.32 feet of said Lot or Block 3; thence South along the West line of the East 15.32 feet aforesaid, a distance of 30 feet to the North line of the South 838.96 feet of said Lot or Block 3; thence West along the North line of the South 838.96 feet aforesaid, a distance of 80 feet to the West line of the East 95.32 feet of said Lot or Block 3; thence South along the West line of the East 95.32 feet aforesaid, a distance of 329.08 feet to the North line of the South 609.88 feet of said Lot or Block 3; thence East along the North line of the South 609.88 feet of said Lot or Block 3, to the West line of the East 15.32 feet aforesaid and thence South along the West line of the East 15.32 feet aforesaid, a distance of 39.70 feet to the point of beginning as set forth in the grant of easements dated July 16, 1983 and recorded October 5, 1983 as document 26800313.777 Easements for the benefit of Parcel 1 as created by Construction and Easement Agreement and subject to its terms dated August 30, 2002 by and among LaSalle Bank National Association as Trustee under Trust Agreement dated May 16, 1988 and known as Trust No. 11109 ("TAG Trust"), SJR Corporation, an Illinois corporation and LaSalle Bank National Association, as trustee under Trust Agreement dated March 27, 1986 and known as Trust No. 67013 dated August 30, 2002 and recorded September 5, 2002 as document number 0020976372, described as follows:

**Parcel 12 (Hermitage South Parcel):** Easement for the ingress and egress, and to install, maintain, repair and replace utilities, over the East 21 feet of the following described tract of land: That part of Lot or Block 3 together with that part of vacated North Hermitage Avenue lying East of and adjoining said Lot or Block 3 all in Northwestern Terra Cotta Company's Resubdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, included within a parcel of land bounded and described as follows: Beginning at the Southeast corner of said Lot or Block 3; thence North 89 degrees 36 minutes 37 seconds West along the South line of said Block 3, 9.0 feet; thence North 00 degrees 00 minutes 05 seconds West parallel with the East line of Block 3, 509.94 feet; thence North 89 degrees 59 minutes 55 seconds West parallel with the East line of Block 3, 509.94 feet; thence North 89 degrees 59 minutes 55 seconds East 30.0 feet; thence South 00 degrees 00 minutes 05 seconds East 510.15 feet to the Easterly extension of the South line of Block 3 aforesaid; thence North 89 degrees 35 minutes 32 seconds West along said extension 21.0 feet to the point of beginning, in Cook County, Illinois.

**Parcel 12 (Hermitage North Parcel):** Easement for the ingress and egress over the East 21 feet of the following described tract of land: That part of Lot or Block 3 together with that part of vacated North Hermitage Avenue lying East of and adjoining said Lot or Block 3 all in Northwestern Terra Cotta Company's Resubdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, included within a parcel of land bounded and described as follows: Commencing at the Southeast corner of said Lot or Block 3; thence North 89 degrees 36 minutes 37 seconds West along the South line of said Block 3, 9.0 feet; thence North 00 degrees 00 minutes 05 seconds West parallel with the East line of Block 3, 509.94 feet to the point of beginning; thence North 89 degrees 59 minutes 55 seconds East 30.00 feet; thence North 00 degrees 00 minutes 05 seconds West 328.80 feet; thence North 89 degrees 31 minutes 29 seconds West 30.00 feet; thence South 00 degrees 00 minutes 05 seconds East 329.04 feet to the point of beginning, in Cook County, Illinois.

**Parcel 13:** Easement for ingress and egress created by plat thereof recorded August 1, 2003 as document number 032131.8043 over and upon that part of the land described as follows: That part of Lot or Block 3 together with that part of vacated North Hermitage Avenue lying East of and adjoining said Lot or Block 3 all in Northwestern Terra Cotta Company's Resubdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 30, Township 40 North, Range 14, East of the Third Principal Meridian, included within a Parcel of land bounded and described as follows: commencing at the Southeast corner of said Lot or Block 3; thence North 00 degrees 00 minutes 05 seconds West along the East line of Block 3, 225.87 feet to the point of beginning; thence continuing North 00 degrees 00 minutes 05 seconds West along the last described East line 28.00 feet; thence South 89 degrees 59 minutes 22 seconds West 142.83 feet to a point of curve; thence Northerly along an arc of a circle convex Southwesterly and having a radius of 30.00 feet for a distance of 47.13 feet to a point of tangency (the chord of said arc having bearing of North 45 degrees 00 minutes 22 seconds West and a distance of 43.43 feet); thence North 00 degrees 00 minutes 45 seconds West 51.99 feet; thence North 20 degrees 29 minutes 53 seconds West 8.17 feet; thence North 00 degrees 00 minutes 05 seconds West 478.94 feet to a point of curve; thence Northerly along an arc of a circle convex Northwesterly and having a radius of 10.00 feet, a distance of 15.71 feet to a point of tangency (the chord of said arc having a bearing of North 44 degrees 59 minutes 50



# UNOFFICIAL COPY

seconds East and having a distance of 14.14 feet); thence North 80 degrees 00 minutes 00 seconds East 73.87 feet; thence North 00 degrees 00 minutes 05 seconds West 11.07 feet; thence South 89 degrees 35 minutes 37 seconds East 78.00 feet; thence North 00 degrees 00 minutes 05 seconds West 30.00 feet; thence North 89 degrees 35 minutes 37 seconds West 78.00 feet; thence South 00 degrees 00 minutes 05 seconds East 11.20 feet; thence North 89 degrees 42 minutes 12 seconds West 24.00 feet; thence North 90 degrees 00 minutes 00 seconds West 79.87 feet; thence South 00 degrees 00 minutes 05 seconds East 510.89 feet; thence South 04 degrees 22 minutes 25 seconds East 28.31 feet; thence South 00 degrees 00 minutes 05 seconds East 93.80 feet; thence North 80 degrees 59 minutes 22 seconds East 192.83 feet to the point of beginning, in Cook County, Illinois.

For information purposes only, the property address is purported to be:  
2628 N Hartland Court, Chicago, IL 60614

Property of Cook County Clerk's Office

