

# UNOFFICIAL COPY

Doc#: 1825706301 Fee: \$54.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 09/14/2018 01:05 PM Pg: 1 of 4

**This Instrument was Prepared By:**  
**Mireya Foster**  
**BankUnited, N.A.**  
**7815 N.W. 148th Street**  
**Miami Lakes, FL 33016**

Pin: 17-04-201-057-1002

## ASSIGNMENT OF MORTGAGE

THIS ASSIGNMENT (this "Assignment") confirms the transfer and/or assignment in accordance with the Purchase Agreement, as defined below, by and between the **FEDERAL DEPOSIT INSURANCE CORPORATION, RECEIVER OF BANKUNITED, FSB, CORAL GABLES, FLORIDA**, organized under the laws of the United States of America ("Assignor"), having an address of 1601 Bryan Street, Suite 1700, Dallas, Texas 75201, Attention: Settlement Manager, and **BANKUNITED, N.A. F/K/A BANKUNITED** ("Assignee"), with an address of 7815 N.W. 148th Street, Miami Lakes, Florida 33016.

WHEREAS, on May 21, 2009, in accordance with the Federal Deposit Insurance Act, 12 U.S.C. § 1821 *et seq.* (the "FDIC Act"), the Office of Thrift Supervision took possession of all assets and affairs of BankUnited, FSB, and appointed the Assignor as the receiver of BankUnited, FSB.

WHEREAS, in accordance with the FDIC Act, the Assignor is empowered to liquidate the assets of BankUnited, FSB in order to wind down the affairs of BankUnited, FSB.

WHEREAS, on or about May 21, 2009, in accordance with that certain Purchase and Assumption Agreement (Whole Bank, All Deposits) dated May 21, 2009 (the "Purchase Agreement"), by and among the Assignor, Assignee and the Federal Deposit Insurance Corporation ("FDIC"), the Assignor sold certain assets of BankUnited, FSB to Assignee, including but not limited to, the following loan documentation and other rights and interests:

A. All of the loan documents, contracts, agreements, records, etc., underlying and/or related to the Borrower, **LYNN OLAVARRIA AND FRANCISCO J. OLAVARRIA, WIFE AND HUSBAND** including but not limited to the following (collectively, the "Loan Documents"):

**SEE EXHIBIT "A" ATTACHED**

1. **March 30, 2004, \$600,000.00, Adjustable Rate Note, and any modifications thereto, executed and delivered by LYNN OLAVARRIA AND FRANCISCO J. OLAVARRIA, WIFE AND HUSBAND to BANKUNITED, FSB; and**
2. **March 30, 2004 Mortgage executed and delivered by LYNN OLAVARRIA AND FRANCISCO J. OLAVARRIA, WIFE AND HUSBAND to BANKUNITED, FSB. (recorded on April 28, 2004 in Instrument No: 0411901205, in the Official Public Records of COOK County, ILLINOIS) in the Principal Amount of \$600,000.00.**

**Property Address: 1450 N North Park Ave, Unit 1509, Chicago, IL 60610**

B. The rights, claims and interests underlying and arising from the Loan Documents (hereinafter referred to as



# UNOFFICIAL COPY

the "Rights"); and

C. Any and all claims, actions, causes of action, choses of action, judgments, demands, rights, damages and liens, together with the right to seek reimbursement of attorney's fees, costs or other expenses of any nature whatsoever, whether known or unknown, arising from, relating to or based upon the Loan Documents and the Rights (collectively, the "Claims").

NOW, THEREFORE, for valuable consideration granted by Assignee to Assignor, receipt of which is hereby acknowledged, Assignor hereby agrees as follows:

1. Assignment of Loan Documents, Rights and Claims. Assignor hereby unconditionally grants, transfers and assigns to Assignee all of Assignor's right, title and interest in the Loan Documents, Rights and Claims.

2. All Other Documents. Assignor hereby unconditionally grants, transfers and assigns to Assignee all Assignor's right, title and interest in the Loan Documents and in all other documents or agreements entered into or received by BankUnited, FSP in connection with or related to the Loan Documents, Claims and/or Rights:

3. Representations and Warranties. In accordance with the FDIC Act, Assignor has full power to sell and assign the Loan Documents, Rights and Claims to the Assignee. Assignor has made no prior assignment or pledge of the Loan Documents, Rights and Claims. This Assignment is made without recourse, representation or warranty, express or implied, by the FDIC in its corporate capacity or as Receiver.

*[Remainder of Page Intentionally Left Blank]*

*Office of Cook County Clerk's Office*



# UNOFFICIAL COPY

4. **Successors and Assigns.** This Assignment shall inure to the benefit of the successors and assigns of the Assignor and Assignee, and be binding upon the successors and assigns of Assignor and Assignee.

IN WITNESS THEREOF, Assignor has executed this Assignment to Assignee as of this 27<sup>th</sup> day of July, 2018.

**FEDERAL DEPOSIT INSURANCE CORPORATION, RECEIVER OF BANKUNITED, FSB, CORAL GABLES, FLORIDA, organized under the laws of the United States of America**

By: Sree Gogia

Name: Sree G  
Title: Attorney-in-Fact

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE

On the 27<sup>th</sup> day of July, 2018, before me, Dana Melville a Notary Public, personally appeared, Vice President as the Attorney-in-Fact of the FEDERAL DEPOSIT INSURANCE CORPORATION, in its capacity as the RECEIVER OF BANKUNITED, FSB, CORAL GABLES, FLORIDA, acknowledged on behalf of the corporation who is (check one)  personally known to me or has provided me with (insert type of identification) \_\_\_\_\_ as satisfactory evidence that he/she is the person who executed this instrument.



Dana Melville  
Notary Public, acting in the State and County Aforesaid  
(Print Name): (See Notary Seal)  
My Commission Expires: (See Notary Seal)



3349021



14442420

# UNOFFICIAL COPY

EXHIBIT "A"

- **PARCEL 1 UNIT 1 SOUTH TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS IN NORTH PARK MANOR CONDOMINIUM AS DELINEATED AND DEFINED IN THE DECLARATION RECORDED AS DOCUMENT NUMBER 00757242 IN SECTION 4 TOWNSHIP 39 NORTH RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY ILLINOIS D**  
**PARCEL 2 THE EXCLUSIVE USE OF PARKING SPACE G 3 A LIMITED COMMON ELEMENT AS SET FORTH AND DEFINED IN THE DECLARATION RECORDED SEPTEMBER 27 2000 AS DOCUMENT 00757242**

Property of Cook County Clerk's Office