

# UNOFFICIAL COPY

Doc#: 1829506114 Fee: \$54.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 10/22/2018 10:59 AM Pg: 1 of 4

RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:

5 Arch Funding Corp.  
19800 MacArthur Boulevard, Suite 1150  
Irvine, CA 92612

(Space Above For Recorder's Use)

## ABSOLUTE ASSIGNMENT AND ASSUMPTION OF MORTGAGE AND LOAN DOCUMENTS

THIS ABSOLUTE ASSIGNMENT AND ASSUMPTION OF DEED OF TRUST AND LOAN DOCUMENTS (this "**Assignment**") dated October 2, 2018 and deemed effective as of October 2, 2018, (the "**Effective Date**"), by Summit Hill Capital, LLC, a New Jersey limited liability company ("**Assignor**").

### RECITALS:

A. Concurrently herewith, Assignor has conveyed to 5 ARCH FUNDING CORP., a California corporation ("**Assignee**") all of Assignor's rights, title and interest in, to and under that certain mortgage loan (the "**Loan**") made by Assignor to SR 6032 S. Elizabeth LLC. ("**Borrower**").

B. In connection with the conveyance of the Loan by Assignor to Assignee, Assignor desires to assign to Assignee and Assignee desires to assume from Assignor all of Assignor's rights, title and interest in, to and under: (i) that certain Note dated as of October 2, 2018 executed by Borrower in the principal amount of \$161,000.00 (the "**Note**"), (ii) that certain Mortgage, Assignment of Rents, Security Agreement and Fixture Filing dated as of October 2, 2018 executed by Borrower, as trustor, and recorded in the Official Records of Cook County, Illinois, on \_\_\_\_\_ as Instrument No. \_\_\_\_\_ (the "**Mortgage**") regarding the real property as more particularly described on **Exhibit A** attached hereto, together with the obligation therein described, all monies due and to become due thereunder, and all interest thereon, all rights arising therefrom, and all documents associated therewith including without limitation that certain Absolute Assignment of Lessor's Interest in Leases and Rents executed by Borrower and recorded in the Official Records as Instrument No. \_\_\_\_\_ (collectively with the Mortgage, the "**Assigned Loan Documents**").

C. Assignor has simultaneously herewith endorsed the Note to Assignee and the parties desire that the other Assigned Loan Documents and all other documents relating to or evidencing the Loan be assigned by Assignor and assumed by Assignee.

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged:

1. Assignor hereby absolutely, irrevocably and unconditionally sells, assigns, transfers, sets over, conveys and endorses to Assignee, all of Assignor's right, title and interest in and to the Assigned Loan Documents, including, without limitation, all lien rights or other rights or interests in

**Chicago Title 18GST267075PK RJL 4 OF 5**

09423\_Asgmnt of Mortgage - SHC -SAFC  
(JMS20181002)

# UNOFFICIAL COPY

and to the property encumbered by the Mortgage, all sums of money due and to become due thereunder and all accrued interest or other charges thereon. Assignor hereby further absolutely, irrevocably and unconditionally sells, assigns, transfers, sets over, conveys and endorses to Assignee, all of Assignor's right, title and interest in and to any and all claims, rights and causes of action, whether in tort or contract, whether known or unknown that Assignor may have against the Borrower and/or any third parties in connection with the Loan, the Assigned Loan Documents and/or the collateral for the Loan.

2. This Assignment shall be binding upon and inure to the benefit of Assignee, Assignor and their respective successors and assigns.

3. This Assignment shall be governed by and construed in accordance with the laws of the State of Illinois.

IN WITNESS WHEREOF, Assignor and Assignee have each caused this Assignment to be executed in its name by duly authorized officers as of the date first above written.

**ASSIGNOR:**

Summit Hill Capital, LLC,  
a New Jersey limited liability company

By: \_\_\_\_\_

Name: Christopher Apolito

Title: Member

# UNOFFICIAL COPY

\_\_\_\_\_ [Space Below This Line for Acknowledgment] \_\_\_\_\_

STATE OF NEW JERSEY

COUNTY OF Essex

On the 2<sup>nd</sup> day of October, in the year 2018, before me the subscriber, personally appeared Christopher Apolito, who, I am satisfied, is/are the person(s) named in and who executed the within instrument, and thereupon acknowledged that he/she/they signed, sealed and delivered the same as his/her/their act and deed, for the purposes therein expressed.

**VENICE LUEN**  
NOTARY PUBLIC OF NEW JERSEY  
Comm. # 50075812  
My Commission Expires 1/30/2023

Notary: *Venice Luen*  
Print Name: venice luen  
Notary Public, State of New Jersey  
My commission expires: January 30, 2023

# UNOFFICIAL COPY

## EXHIBIT A

That certain property is situated in the County of Cook, State of Illinois and is described as follows:

### INSERT LEGAL

Lot 35 in Block 1 in F. Gaylord's Subdivision of the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 38 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Property Address: 5335 S Carpenter Street Chicago, IL 60609