

# UNOFFICIAL COPY

90233331

Permanent Real Estate No. 11-19-223-021-1010

## AFFIDAVIT

1990 FEB 28 10:00 AM  
FILED IN 90-233331  
CLERK OF COUNTY RECORDS  
\$14.00  
15 24 00  
90-233331

Drusilla E. Konen, being first duly sworn on oath, deposes and says that she has personal knowledge of the following facts:

1. My name is Drusilla E. Konen and I now reside in Elburn, Illinois. In March 1990, I resided in Wilmette, Illinois.

2. In February 1990 Lawrence ("Larry") Allen and I anticipated that we would be married by April 1991. In February 1990, Larry and I entered into a real estate contract for the purchase, as tenants in common, of the condominium property commonly known as Unit No. 1-C, 946 Michigan Avenue, Evanston, Illinois, and legally described as:

UNIT NUMBER 1-C IN MICHIGAN AND LEE CONDOMINIUM AS DELINEATED ON SURVEY OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE (HEREINAFTER REFERRED TO AS "PARCEL"): LOTS 21 and 22 AND THE NORTHERLY 40 FEET IN WIDTH FROM FRONT TO REAR OF LOT 20 IN SUB-BLOCK 2 IN THE RESUBDIVISION OF BLOCKS 4 AND 5 IN GIBBS, LADD AND GEORGE ADDITION TO EVANSTON, BEING A SUBDIVISION OF PART OF THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 19, TOWNSHIP 41 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION MADE BY THE

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WESTERN NATIONAL BANK OF CICERO, AS TRUSTEE UNDER TRUST AGREEMENT DATED JULY 19, 1973 AND KNOWN AS TRUST NUMBER 5334 AND RECORDED IN THE OFFICE OF THE RECORDER OF COOK COUNTY, ILLINOIS AS DOCUMENT 22733913; TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN SAID PARCEL, (EXCEPTING FROM SAID PARCEL ALL OF THE PROPERTY AND SPACE COMPRISING ALL THE UNITS THEREOF, AS DEFINED AND SET FORTH IN SAID DECLARATION AND SURVEY) ALL IN COOK COUNTY, ILLINOIS.

3. Larry and I obtained a mortgage loan for the purchase of the condominium property. The mortgage lender informed us that the mortgage loan could not be granted unless I co-signed the mortgage and the mortgage loan note.

4. I promised Larry that if our marriage did not occur, I would transfer to Larry all my rights, title and ownership interest in the condominium property. Larry promised me that if our marriage did not occur, he would protect me from any responsibility for monies owing under the mortgage and the mortgage loan note, and that he would obtain credit life and disability insurance on himself covering the mortgage and the mortgage loan note.

5. The condominium purchase closed on February 28, 1990, and Larry and I became owners of the condominium property as tenants in common.

6. In March 1990, Larry told me that we would not be married and that he did not want me to live in the condominium property.

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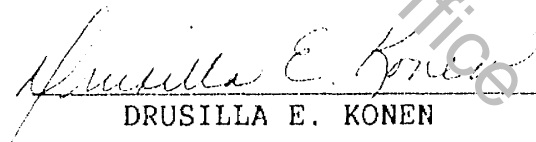
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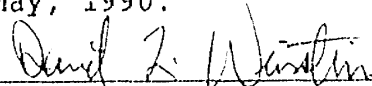
7. Thereafter, on or about March 30, 1990, I signed a Quit Claim Deed, conveying to Larry all my rights, title and ownership interest in the condominium property. I signed this Deed in reliance on Larry's promises that he would protect me from any responsibility for monies owing under the mortgage and the mortgage loan note, and that he would obtain credit life and disability insurance on himself covering the mortgage and the mortgage loan note.

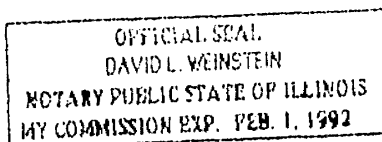
8. Larry has refused to protect me from responsibility for monies owing under the mortgage and the mortgage loan note, and he has refused to obtain credit life and disability insurance on himself covering the mortgage and the mortgage loan note.

9. The Quit Claim Deed I signed on or about March 30, 1990, is void and invalid due to lack of consideration and Larry's above-indicated misrepresentations.

  
DRUSILLA E. KONEN

SUBSCRIBED AND SWORN TO  
before me this 18th day  
of May, 1990.

  
Notary Public



MAIL TO:

DAVID L. WEINSTEIN

FISCHER & KAHN, LTD.

321 North Clark Street

Suite 2850

Chicago, Ill. 60610

Box 345

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