

TRUST DEED

95151590

THE ABOVE SPACE FOR RECORDER'S USE ONLY

THIS INDENTURE, made March 3, 1995, between James A. Tamburrino, single and Debra Ann Garnello, single herein referred to as "Mortgagors," and CHICAGO TITLE AND TRUST COMPANY, an Illinois corporation doing business in Chicago, Illinois, herein referred to as TRUSTEE, witnesseth THAT, WHEREAS the Mortgagors are justly indebted to the legal holders of the Instalment Note herematter described, said legal holder or holders being herein referred to as Holders of the Note, in the principal sum of

SEVENTY THOUSAND AND XX/100ths (\$70,000.00) Dollars, evidenced by one certain Instalment Note of the Mortgagors of even date herewith, made payable to THE ORDER OF BEARER Samuel Garnello and Annette Garnello, his wife

and delivered, in and by which said Note the Mortgagors promise to pay the said principal sum and interest from March 3, 1995 on the balance of principal remaining from time to time unpaid at the rate of 8 1/4 percent per annum in instalments (including principal and interest) as follows

Five Hundred Twenty-Five and 89/100ths Dollars or more on the 1st day of APRIL 1995 and Five Hundred Twenty-Five and 89/100ths Dollars or more on the 1st day of each month thereafter until said note is fully paid except that the final payment of principal and interest, if not sooner paid, shall be due on the 1st day of April 1, 1995. All such payments on account of the indebtedness evidenced by said note to be first applied to interest on the unpaid principal balance and the remainder to principal; provided that the principal of each instalment unless paid when due shall bear interest at the rate of 8 1/4 per annum, and all said principal and interest being made payable at such banking house or trust company in Elmwood Park Illinois, as the holders of the note may, from time to time, in writing appoint, and in absence of such appointment, then at the office of Samuel and Annette Garnello in said City,

NOW, THEREFORE, the Mortgagors to secure the payment of the said principal sum of money and said interest in accordance with the terms, provisions and limitations of this trust deed, and the performance of the covenants and agreements herein contained, by the Mortgagors to be performed, and also in consideration of the sum of One Dollar in hand paid, the receipt whereof is hereby acknowledged, do by these presents CONVEY and WARRANT unto the Trustee, its successors and assigns, the following described Real Estate and all of their estate, right, title and interest therein, situate, lying and being in the Village of Elmwood Park COUNTY OF COOK AND STATE OF ILLINOIS, to wit:

UNIT # 3 TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS IN ALEXANDRA COURTS CONDOMINIUM AS DELINEATED AND DEFINED IN THE DECLARATION RECORDED AS DOCUMENT NUMBER 25352007 IN THE SOUTHWEST 1/4 OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

P I N 12-25-329-050-1006

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COOK COUNTY RECORDER

which, with the property hereinafter described, is referred to herein as the "premises."

TOGETHER with all improvements, tenements, easements, fixtures, and appurtenances thereto belonging, and all rents, issues and profits thereof for so long and during all such times as Mortgagors may be entitled thereto (which are pledged primarily and on a parity with said real estate and not secondarily) and all apparatus, equipment or articles now or hereafter therein or thereon used to supply heat, gas, air conditioning, water, light, power, refrigeration (whether single units or centrally controlled), and ventilation, including (without restricting the foregoing), screens, window shades, storm doors and windows, floor coverings, inador beds, awnings, stoves and water heaters. All of the foregoing are declared to be a part of said real estate whether physically attached thereto or not, and it is agreed that all similar apparatus, equipment or articles hereafter placed in the premises by the mortgagors or their successors or assigns shall be considered as constituting part of the real estate.

TO HAVE AND TO HOLD the premises unto the said Trustee, its successors and assigns, forever, for the purposes, and upon the uses and trusts herein set forth, free from all rights and benefits under and by virtue of the Homestead Exemption Laws of the State of Illinois, which said rights and benefits the Mortgagors do hereby expressly release and waive.

This trust deed consists of two pages. The covenants, conditions and provisions appearing on page 2 (the reverse side of this trust deed) are incorporated herein by reference and are a part hereof and shall be binding on the mortgagors, their heirs, successors and assigns.

WITNESS the hand and seal of Mortgagors the day and year first above written.

James A. Tamburrino (SEAL) Debra Ann Garnello (SEAL)
James A. Tamburrino Debra Ann Garnello (SEAL)

STATE OF ILLINOIS, I, SAMUEL A. GARNELLO
County of Cook } SS. a Notary Public in and for and residing in said County, in the State aforesaid, DO HEREBY CERTIFY THAT James A. Tamburrino and Debra Ann Garnello

who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

OFFICIAL SEAL
SAMUEL A. GARNELLO
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 6-1-97

Given under my hand and Notarial Seal this 3RD day of MARCH 1995

Samuel A. Garnello Notary Public

Notarial Seal

Handwritten signature/initials

ATTORNEY'S NATIONAL TITLE NETWORK, INC

Samuel A. Ballew, Jr.
THE MORTGAGE INVESTMENT COMPANY

FOR RECORDING IN THE PUBLIC RECORDS
OF THE COUNTY OF DEKALB, ILLINOIS

THE MORTGAGE INVESTMENT COMPANY

7282624

THE MORTGAGE INVESTMENT COMPANY
1000 NORTH 77TH COURT, SUITE 100
NORTH BROSOK, ILLINOIS 60063

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100

1. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

2. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

3. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

4. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

5. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

6. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

7. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

8. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

9. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

10. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

11. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

12. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.

13. Mortgages shall be deemed to be mortgages of real property, whether or not the same are so designated in the instrument, and shall be subject to the provisions of the Illinois Mortgage and Security Act of 1979, as amended, in the event of any conflict between the provisions of this instrument and the provisions of the Illinois Mortgage and Security Act of 1979, as amended.