

# UNOFFICIAL COPY

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DEPT-01 RECORDING \$27.50  
 146666 TRAN 8464 05/16/97 15:34:00  
 \$1221 + SA \* -97-350166  
 COOK COUNTY RECORDER

## SECOND MORTGAGE

**THIS SECOND MORTGAGE** (this "Mortgage") is made this 15<sup>th</sup> day of May, 1997, by and between Charles L. Page ("Mortgagor") and William L. Davis ("Mortgagee").

### WITNESSETH:

WHEREAS, Mortgagor and Mortgagee entered into that certain Real Estate Contract dated May 4, 1997 (the "Contract"), whereby Mortgagor agreed to sell, and Mortgagee agreed to buy, the real estate located at 130 Woodley Road, Cook County, Winnetka, Illinois, together with all buildings and improvements currently thereon and after the same have been substantially completed by the Mortgagor pursuant to the Contract (the "Property");

WHEREAS, pursuant to the Contract, Mortgagee deposited, among other things, ONE HUNDRED THOUSAND DOLLARS (\$100,000) with Mortgagor: (i) to be used as earnest money; and (ii) to be used to finance certain improvements requested by Mortgagee on and in the Property (the "Deposit"); and

WHEREAS, the Contract requires that in the event that Mortgagor defaults under the Contract or the Contract is terminated due to no default of Mortgagee, the Deposit, at the option of Mortgagee, be refunded to Mortgagee.

NOW THEREFORE, Mortgagor hereby MORTGAGES and WARRANTS unto Mortgagee the amount of the Deposit, to secure the refund of the Deposit to Mortgagee, the Property as the same is legally described on Exhibit A attached hereto and made a part hereof, situated in the County of Cook, the State of Illinois.

THIS MORTGAGE PREPARED BY  
 AND AFTER RECORDING RETURN TO:

Brian L. Sedlak, Esq.  
 Jones, Day, Reavis & Pogue  
 77 West Wacker, Suite 3500  
 Chicago, Illinois 60601-1692

P.I.N.: 05-29-301-001



2730  
 (initials)

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

IN WITNESS WHEREOF, Mortgagor has caused this Mortgage to be executed on the day and year first above written.

MORTGAGOR:

*Charles L. Page*  
Charles L. Page

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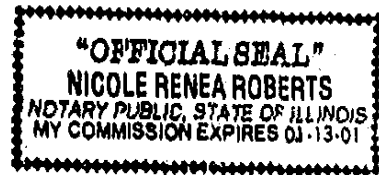
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STATE OF ILLINOIS    )  
                                  ) SS.  
COUNTY OF COOK    )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that CHARLES L. PAGE, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

Given under my hand and official seal this 15<sup>th</sup> day of May, 1997.

Nicole Renea Roberts  
Notary Public



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ALL THAT PART OF LOTS 4 AND 5 OF KLEPPER'S RESUBDIVISION OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 AND THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 AND THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 29, TOWNSHIP 42 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE NORTH LINE OF SAID LOT 5, 1156.50 FEET WEST OF THE NORTHEAST CORNER OF SAID LOT 5 THENCE SOUTH ALONG A LINE PARALLEL WITH THE WEST LINE OF SAID LOTS 4 AND 5 293.45 FEET TO THE CENTER LINE OF ILLINOIS ROAD; THENCE SOUTHWESTERLY ALONG SAID CENTER LINE OF ILLINOIS ROAD, 165.05 FEET TO THE WEST LINE OF SAID LOT 4, THENCE NORTH ALONG THE WEST LINE OF SAID LOTS 4 AND 5 315.62 FEET TO THE NORTHWEST CORNER OF SAID LOT 5, THENCE EAST ALONG THE NORTH LINE OF SAID LOT 5, 163.50 FEET TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

ADDRESS of party  
170 Woodley Rd  
Winnetka, Ill

Clerk's Office of Cook County

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