

UNOFFICIAL COPY

98399377

1998-05-14 10:13:42



Recording requested by and
When recorded, return to:
RCG, Inc. 505 San Marin Drive, #110A
Novato, CA 94945
Loan Nos: 1341494

ASSIGNMENT OF MORTGAGE

FOR VALUE RECEIVED, EMC Mortgage Corporation, whose principal address is 222 West Las Colinas Blvd., Suite 600, Irving, Texas, 75039, (herein called "Assignor"), and State Street Bank and Trust Company as Trustee for the Benefit of Holders of Bear Stearns Structured Securities Inc., Mortgage Pass-Through Certificates Series 1997-2, whose principal address is 225 Franklin Street, Boston, Massachusetts, 02110, (herein called "Assignee"), and in consideration for Ten Dollars (\$10.00) and other good and valuable consideration paid by Assignee, Assignor hereby assigns, transfers, sets over and conveys, without recourse to Assignee, its successors and assigns, the following:

- That certain Mortgage dated 8/30/85 in the original amount of \$34046.00 made by George J. Skuby and Donna L. Skuby, his wife which certain Mortgage was recorded as follows:
 Book/Volume/Reel/Liber No.
 Page Number
 Instrument/Document No. : 65186048
 Certificate No./Other Reference No. :
 Tax ID# (if required for recording) : 20-07-12-021
 Township/Borough (if required) : 38 North

Property Address: 5251 S. Wood St., Chicago
See Exhibit 'A' for legal description attached hereto
which was recorded on 9/12/85 in Cook County, IL ("Mortgage"), which Mortgage secures that certain Promissory Note dated 8/30/85 ("Note"); and

- Such other documents, agreements, instruments and other collateral which evidence, secure or otherwise relate to the Assignor's or HUD's right, title or interest in the Mortgage and the collateral described therein and/or the Note and obligations secured by this Mortgage; and

Sy
p4
p-
m/

UNOFFICIAL COPY

Property of Cook County Clerk's Office

Page 2-Assignment for EMC # 1341494

3. All other existing legal or equitable rights, interests and remedies in or with respect to the Mortgage and/or the Note and/or the proceeds thereof, including, but not limited to, escrow deposits, existing title insurance policies and hazard insurance policies, as well as causes of action and judgements related thereto.

The Note or bond secured by this Mortgage has been endorsed without recourse and without FHA Mortgage Insurance by the Assignor to the Assignee of even date herewith.

ANY CHANGES IN THE PAYMENT OBLIGATIONS UNDER THE NOTE BY VIRTUE OF ANY FORBEARANCE OR ASSISTANCE AGREEMENT, PAYMENT PLAN OR MODIFICATION AGREEMENT AGREED TO BY HUD, WHETHER OR NOT IN WRITING, WILL BE BINDING UPON ASSIGNOR, ITS SUCCESSORS AND ASSIGNS. THIS PARAGRAPH SHALL BE INCLUDED IN ALL FUTURE ENDORSEMENTS OR ASSIGNMENTS OF THE MORTGAGE.

THE MORTGAGE MAY ONLY BE TRANSFERRED AND ASSIGNED TO A PERSON OR ENTITY THAT IS EITHER AN FHA-APPROVED SERVICING MORTGAGEE OR THAT HAS BEEN ENTERED INTO A CONTRACT FOR THE SERVICING OF THE MORTGAGE WITH AN FHA-APPROVED SERVICING MORTGAGEE. THE MORTGAGE SHALL BE SERVICED IN ACCORDANCE WITH THE ABRIDGED VERSIONS OF CHAPTERS 5,6,7 AND 9, AND APPROPRIATE APPENDICES OF HUD HANDBOOK 433.2 REV-1, "MORTGAGE ASSIGNMENT AND PROCESSING SECRETARY-HELD SERVICING." THIS SALES AND SERVICING PROVISIONS SHALL CONTINUE TO APPLY UNLESS THE MORTGAGE IS MODIFIED, FOR CONSIDERATION, WITH THE CONSENT OF THE MORTGAGOR, REFINANCED, OR SATISFIED OF RECORD. THIS PARAGRAPH SHALL BE INCLUDED IN ALL FUTURE ENDORSEMENTS OR ASSIGNMENTS OF THE MORTGAGE.

Clerk's Office

UNOFFICIAL COPY

Property of Cook County Clerk's Office

Page 3-Assignment for EMC # 1341494

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed and delivered, effective the 24th day of October, 1997.

EMC Mortgage Corporation

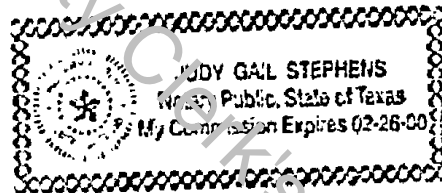
By: Susan Mitchell
Name: Susan Mitchell
Title: Senior Vice President

State of Texas
County of Dallas

On October 24, 1997, before me, Judy Gail Stephens, Notary Public, personally appeared Susan Mitchell, personally known to me (or proven on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument who acknowledged that he/she is the authorized Senior Vice President for EMC Mortgage Corporation and acknowledged to me that he/she executed the same in his/her authorized capacity and that by his/her signature on the instrument, the person or the entity on behalf of which the person acted, executed the instrument.

Witness my hand and official seal this 24th day of October, 1997.

Judy Gail Stephens
Notary Public: Judy Gail Stephens
My Commission expires: 2/26/2000



Prepared by: S. Richardson
RCG, Inc. 505 San Marin Dr., #110A, Novato, CA 94945 415-898-7200

UNOFFICIAL COPY

Property of Cook County Clerk's Office



UNOFFICIAL COPY

8 5 8 5 1 8 8 4 4 3

This form is used in connection with mortgages insured under the one- to four-family provisions of the National Housing Act.

MORTGAGE

THIS INDENTURE, made this 30th day of August, 1985, between

GEORGE J. STOEY AND DONNA L. STOEY, HIS WIFE, Mortgagor, and **FLEET MORTGAGE CORP.**

a corporation organized and existing under the laws of **THE STATE OF RHODE ISLAND**, Mortgagee.

WITNESSETH: That whereas the Mortgagor is justly indebted to the Mortgagee, as is evidenced by a certain promissory note bearing even date herewith, in the principal sum of **THIRTY FOUR THOUSAND FORTY SIX AND NO/100** Dollars (\$ **34,046.00**)

payable with interest at the rate of **TWELVE AND ONE HALF** per centum (12.5%) per annum on the unpaid balance until paid, and made payable to the order of the Mortgagee at its office in **MILWAUKEE, WISCONSIN**, or at such other place as the holder may designate in writing, and delivered: the said principal and interest being payable in monthly installments of **THREE HUNDRED SIXTY THREE AND 36/100** Dollars (\$ **363.36**) on the first day of **OCTOBER**, 1985, and a like sum on the first day of each and every month thereafter until the note is fully paid, except that the final payment of principal and interest, if not sooner paid, shall be due and payable on the first day of **SEPTEMBER**, 1985.

NOW, THEREFORE, the said Mortgagor, for the better securing of the payment of the said principal sum of money and interest and the performance of the covenants and agreements herein contained, does by these presents **MORTGAGE** and **WARRANT** unto the Mortgagee, its successors or assigns, the following described Real Estate situate, lying, and being in the county of **COOK** and the State of Illinois, to wit:

LOT 28 IN BLOCK 5 IN ORVIS SUBDIVISION OF THE NORTHEAST 1/4 OF THE SOUTH EAST 1/4 OF SECTION 7, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

#20-07-412-021
5251 S. Wood St.
Chicago, IL

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging, and the rents, issues, and profits thereof, and all apparatus and fixtures of every kind for the purpose of supplying or distributing heat, light, water, or power, and all plumbing and other fixtures in, or that may be placed in, any building now or hereafter standing on said land, and also all the estate, right, title, and interest of the said Mortgagor in and to said premises.

TO HAVE AND TO HOLD the above-described premises, with the appurtenances and fixtures, unto the said Mortgagee, its successors and assigns, forever, for the purposes and uses 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 said Mortgagor does hereby expressly release and waive.

AND SAID MORTGAGOR covenants and agrees:

To keep said premises in good repair, and not to do, or permit to be done, upon said premises, anything that may impair the value thereof, or of the security intended to be effected by virtue of this instrument; not to suffer any lien of mechanics men or material men to attach to said premises; to pay to the Mortgagee, as hereinafter provided, (1) a sum sufficient to pay all taxes and assessments on said premises of the State of Illinois, or of the county, town,

254153

RECTOR

UNOFFICIAL COPY

Property of Cook County Clerk's Office