

UNOFFICIAL COPY

AFFIDAVIT

STATE OF ILLINOIS
COUNTY OF COOK

The undersigned, Edward P. Cremorius, a resident of the County and state aforesaid, 1 East Northwest Highway, Palatine, Cook County, Illinois, being first duly sworn on oath deposes and says as follows:

I am the named trustee on behalf of Five Aveo Financial Services, Inc. under the terms of a certain trust deed dated January 13, 1987 by Herbert Milnes and Yvonne J. Milnes, his wife, securing the sum of \$20,600.43, relative to the following described real estate:

Said trust deed has not been filed of record, prior to the date hereof, as a result of the maker's inability to furnish to Five Aveo Financial Services, Inc. the proper release documentation for mortgage document 1999684 and mortgage document 2868079, appearing as memorials on Torrens certificate no. 1244749;

The proper documentation to release the above mentioned mortgages has now been furnished, and is filed herewith with the Registrar of Titles of Cook County, Illinois, in order to remove said documents as memorials from the above mentioned Torrens certificate;

The trust deed executed by Herbert Milnes and Yvonne J. Milnes, his wife, January 13, 1987, to Edward P. Cremorius, trustee, on behalf of Five Aveo Financial Services, Inc., has not been cancelled nor released, and remains a valid obligation and lien against the property hereinafter legally described.

The undersigned makes this affidavit for the purpose of inducing the Registrar of Titles of Cook County, Illinois, to accept the above mentioned trust deed dated January 13, 1987 for filing at the present time.

Legal Description:

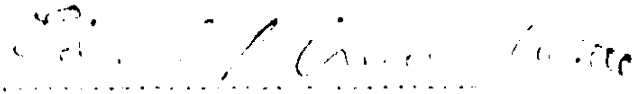
Lot Thirty-five (35) in Block Seventeen (17) in Fairview being Eberhard and Royce's Subdivision of the West half (1/2) of the Southeast Quarter (1/4) of Section 9, and the North half (1/2) of the Northeast Quarter (1/4) of the Southwest Quarter (1/4) of Section 9, and the North Half (1/2) of the Northwest Quarter (1/4) of the North East Quarter (1/4) of Section 16, all in Township 40 North, Range 12, East of the Third Principal Meridian, except a strip of land sixteen and one half (16 1/2) feet wide off the West End of the North Half (1/2) of the Northwest Quarter (1/4) of the Northeast Quarter (1/4) of Section 16 aforesaid.

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Tax Number: 12-09-428-032 and 12-09-428-003

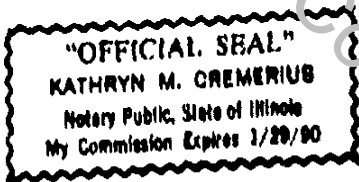
Address: 9824 South Avenue, Schiller Park, Illinois

Further affiant sayeth not.


Edward P. Cremerius, Trustee

Subscribed and Sworn to
before me this 16th day of
July, 1987.


Notary Public



Property of Cook County Clerk's Office

TRUST DEED UNOFFICIAL COPY

3636612

THE ABOVE SPACE FOR RECORDER'S USE ONLY

NOTE IDENTIFIED

THIS TRUST DEED, made January 13, 1987, between Herbert Milnes and Yvonne J. Milnes, his wife,

heroin referred to as "Mortgagors," and Edward P. Cremerius of Palatine, Cook County, Illinois, herein referred to as TRUSTEE, witnesseth THAT, WHEREAS the Mortgagors are justly indebted to the legal holders of the Promissory Note (herein called "Note") hereinafter described, said legal holder or holders being herein referred to as Holders of the Note evidenced by one certain Promissory Note of the Mortgagors of even date herewith, made payable as stated therein and delivered, in and by which said Note the Mortgagors promise to pay an Amount Financed of TWENTY THOUSAND SIX HUNDRED and 43/100 (\$20,600.43) Dollars with interest thereon, payable in installments as follows:

THREE HUNDRED NINETY-THREE and 91/100 (\$393.91) Dollars or more on the 13th day of February, 1987, and THREE HUNDRED NINETY-THREE and 91/100 (\$393.91) Dollars or more on the same day of each month thereafter, until said Agreement is fully paid and except that the final payment, if not sooner paid, shall be due on the 13th day of January, 1995

NOW, THEREFORE, the Mortgagors to secure the payment of the said sum of money in accordance with the terms, provisions and limitations of this trust deed, and the performance of the covenants and agreements 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 COUNTY OF Cook AND STATE OF ILLINOIS, to wit:

Lot Thirty-five (35) in Block Seventeen (17) in Fairview being Eberhard and Royce's Subdivision of the West Half (1/2) of the Southeast Quarter (1/4) of Section 9, and the North Half (1/2) of the Northeast Quarter (1/4) of the Southwest Quarter (1/4) of Section 9, and the North Half (1/2) of the Northwest Quarter (1/4) of the North East Quarter (1/4) of Section 16, all in Township 40 North, Range 12, East of the Third Principal Meridian, except a strip of land sixteen and one half (16 1/2) feet wide off the West End of the North Half (1/2) of the Northwest Quarter (1/4) of the Northeast Quarter (1/4) of Section 16 aforesaid.

Handwritten signature/initials on the left margin.

GAO NO

Tax No. 12-09-428-032 and ~~12-09-428-033~~

Prepared by: EDWARD P. CREMERIUS ATTORNEY AT LAW 1 E. NORTHWEST HIGHWAY PALATINE, IL 60067

9824 South Avenue, Schiller Park, Illinois (Number and Street)

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 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, 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 MAY NOT BE ASSUMED WITHOUT THE WRITTEN CONSENT OF THE LEGAL HOLDERS OF THE NOTE THAT THIS TRUST DEED SECURES

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

Handwritten signatures of Herbert Milnes and Yvonne J. Milnes with [SEAL] markings.

STATE OF ILLINOIS, County of Cook } ss Kathryn N. Cremerius a Notary Public in and for and residing in said County, in the State aforesaid, DO HEREBY CERTIFY THAT Herbert Milnes and Yvonne J. Milnes, his wife, who 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 they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

NOTARIAL SEAL KATHRYN M. CREMERIUS Notary Public State of Illinois My Commission Expires 1/29/90

Given under my hand and Notarial Seal this 15th day of January, 1987. Kathryn N. Cremerius Notary Public

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