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2001-10-05 12:08:06

Cook County Recorder 27.50



0010932033

This instrument prepared by  
and please return to:  
Jennifer L. Worstel, Esq.  
100 West Monroe Street #1500  
Chicago, Illinois 60603

MODIFICATION OF MORTGAGE NO. 3

This instrument is a Modification of a Real Estate Mortgage, Assignment of Rents, Security Agreement and UCC-2 Financing Statement ("Mortgage No. 3") among The PrivateBank and Trust Company, an Illinois banking corporation ("Mortgagee"), and Evelyn Allen as Trustee of the Robert Samuel Allen Trust under Trust Agreement dated April 14, 2000 ("Mortgagor"). Mortgage No. 3 is dated \_\_\_\_\_ and was recorded with the Recorder of Deeds of Cook County, Illinois on \_\_\_\_\_ as Document No. \_\_\_\_\_.

RECITALS:

A. WHEREAS, Mortgagor holds fee simple title to Parcel No. 1 and Parcel No. 2 described on Exhibit A attached hereto (Parcel No. 1 and Parcel No. 2 are referred to collectively herein as the "Real Estate").

B. WHEREAS, on June 11, 1999, Mortgagor, Robert P. Allen, Firststar Bank, N.A., formerly known as Firststar Bank Illinois, as Trustee under Trust Agreement dated January 11, 1999 and known as Trust No. 7199, and not individually ("Trustee") and Allen Land Development Corporation, an Illinois corporation ("Beneficiary") executed a Loan Agreement ("Loan Agreement"), pursuant to which Trustee and Beneficiary executed and delivered to Mortgagee a

Promissory Note Evidencing a Revolving Line of Credit in the amount of \$2,000,000 ("Note") which evidences a revolving loan in the amount of \$2,000,000 ("Loan").

C. WHEREAS, on \_\_\_\_\_, 2000, Mortgagor executed the Mortgage described herein and Mortgagor, Mortgagee, Trustee, Beneficiary and Robert P. Allen entered into a Second Loan Modification Agreement ("Second Modification") pursuant to which Mortgagee extended the maturity date of the Loan until July 1, 2001.

D. WHEREAS, concurrently herewith, Mortgagor, Trustee, Beneficiary, Robert P. Allen and Mortgagee have entered into a Third Loan Modification Agreement ("Third Modification"), pursuant to which Mortgagee shall extend the maturity date of the Loan until July 1, 2002.

**NOW, THEREFORE:**

TO SECURE the payment and performance of Indebtedness Hereby Secured (as defined in Mortgage No. 3) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is agreed that Mortgage No.3 is hereby modified and amended to secure the Note as revised in the Third Modification to extend the date for full payment of the Note from November 1, 2000 to July 1, 2002, pursuant to the terms of the Third Modification.

IN WITNESS WHEREOF, the parties hereto have executed this Modification of Mortgage No. 3 on September 28, 2001.

**MORTGAGEE:**

The PrivateBank and Trust Company, an Illinois banking corporation

By: [Signature]  
Its ASSOCIATE MANAGING DIRECTOR

**MORTGAGOR:**

[Signature: Evelyn Allen]  
Evelyn Allen, as Trust of the Robert Samuel Allen Trust, under Trust Agreement dated April 14, 2000

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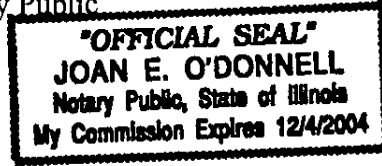
Property of Cook County Clerk's Office

STATE OF ILLINOIS )  
 ) SS  
COUNTY OF C O O K )

The undersigned, a Notary Public in and for the State and County aforesaid, does hereby certify that Evelyn Allen, individually and as Trustee of the Robert Samuel Allen Trust under Trust Agreement dated April 14, 2000, 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 she signed and delivered the said instrument as her own free and voluntary act and as the free and voluntary act of said Trust, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal September 28, 2001.

Joan E. O'Donnell  
Notary Public

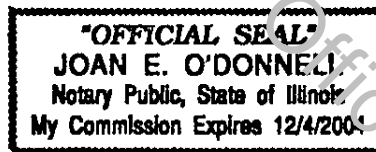


STATE OF ILLINOIS )  
 ) SS  
COUNTY OF C O O K )

The undersigned, a Notary Public in and for the State and County aforesaid, does hereby certify that James Wagner, <sup>Associate</sup> Managing Director of The PrivateBank and Trust Company, an Illinois banking corporation, 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 s/he signed and delivered the said instrument as her/his own free and voluntary act and as the free and voluntary act of said Bank, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal September 28, 2001.

Joan E. O'Donnell  
Notary Public



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EXHIBIT A

LEGAL DESCRIPTION:

Parcel No. 1:

UNIT 404 AS DELINEATED IN SURVEY OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE (HEREINAFTER REFERRED TO AS "PARCEL"): THE EAST 60.0 FEET OF THE SOUTH 273.50 FEET OF THE WEST ½ OF LOT 15 (EXCEPT THAT PART TAKEN FOR STREET AND EXCEPT THE NORTH 30.0 FEET THEREOF) IN KETTLESTRING'S SUBDIVISION OF LAND IN THE SOUTHEAST CORNER OF THE NORTHWEST ¼ OF SECTION 7, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO DECLARATION OF CONDOMINIUM MADE BY FIRST BANK OF OAK PARK, AN ILLINOIS CORPORATION, AS TRUSTEE UNDER TRUST AGREEMENT DATED JUNE 22, 1965, AND KNOWN AS TRUST NO. 7102, RECORDED IN THE OFFICE OF THE RECORDER OF COOK COUNTY, ILLINOIS AS DOCUMENT NO. 24264929, TOGETHER WITH AN UNDIVIDED 4.227 PERCENT INTEREST IN SAID PARCEL (EXCEPTING FROM SAID PARCEL ALL THE PROPERTY AND SPACE COMPRISING ALL THE UNITS THEOF AS DEFINED AND SET FORTH IN SAID DECLARATION AND SURVEY) IN COOK COUNTY, ILLINOIS

COMMONLY KNOWN AS: 938 NORTH BOULEVARD, OAK PARK, ILLINOIS  
P.I.N.: 16-07-28-032-1021, VOL. 141

Parcel No. 2:

LOTS 29 AND 30 IN BLOCK 6 IN NORTH PARK ADDITION TO CHICAGO IN THE NORTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 11, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

COMMONLY KNOWN AS: 5312 SAWYER, CHICAGO, ILLINOIS  
P.I.N.: 13-11-216-029

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