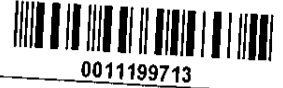


# UNOFFICIAL COPY

Prepared by and Mail to:  
Republic Bank of Chicago  
1510 75<sup>th</sup> Street  
Darien, IL 60561  
Attention: Commercial Loan Dept.

0011199713

9660/0058 52 001 Page 1 of 4  
2001-12-18 10:09:33  
Cook County Recorder 27.50



## MODIFICATION AND EXTENSION AGREEMENT

THIS AGREEMENT made as of the 1st day of August, 2001 between REPUBLIC BANK OF CHICAGO, an Illinois banking corporation, hereinafter called Bank, and JAREK KOZLA, JKF BUILDERS, INC., an Illinois corporation, and REPUBLIC BANK OF CHICAGO, not personally but solely as trustee under Trust No's. 1424 and 1425, the title owners of the property and/or the Obligor(s) under the Note, hereinafter collectively called Second Party, WITNESSETH:

THAT WHEREAS, Bank is the owner of that certain Note in the amount of \$1,050,000.00, dated October 27, 2000, secured either in whole or in part by Mortgages respectively recorded as Document Nos. 00848393, 00848394 and 00868475 covering property legally described below:

AS SET FORTH IN EXHIBIT "A", WHICH IS ATTACHED HERETO AND MADE A PART HEREOF.

AND, WHEREAS, the parties hereto wish to modify the terms of said Note and Mortgage as set forth herein;

NOW THEREFORE, in consideration of ONE DOLLAR (\$1.00), the covenants herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. The maturity date of the Note and Mortgages hereinbefore described is hereby extended from April 1, 2001 to March 1, 2002.
2. **This agreement is subject to the condition that Second Party pay Bank an extension fee of \$10,000.00 together with attorneys fees of \$500.00.**

Second Party warrants and certifies that the indebtedness evidenced by the Note is a valid and subsisting debt of the Obligor and in all respects free from all defenses, setoffs and counterclaims both in law and equity, as is the lien of the Mortgage.

S - y  
P - 4  
ms

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Property of Cook County Clerk's Office

In all other respects, the Note hereinbefore described and all mortgages, documents and/or instruments securing the same shall remain unchanged and in full force and effect.

Notwithstanding the foregoing, Second Party expressly waives any defenses which it now has or may have or assert. Furthermore, in order to induce Bank to enter into this agreement, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Second Party does hereby release, remise and forever discharge Bank of and from any and all setoffs, claims, counterclaims, demands, causes, causes of action, suits and/or judgments which it now has or may have against Bank including but not limited to matter arising out of the Note and/or any document, instrument or agreement securing the same or arising out of any banking relationship existing between the parties.

TRUSTEE'S EXCULPATION: This Agreement is executed by REPUBLIC BANK OF CHICAGO, NOT PERSONALLY, BUT SOLELY AS TRUSTEE UNDER TRUST AGREEMENT DATED SEPTEMBER 8, 2000 AND KNOWN AS TRUST NOS. 1424 & 1425, and it is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the Trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against such Trustee on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

IN WITNESS WHEREOF, this instrument is executed the date and year first above written.

**BANK:**  
REPUBLIC BANK OF CHICAGO, an  
Illinois banking corp.

**SECOND PARTY:**

BY: Juan C. Gonzalez  
Juan C. Gonzalez, Vice President

REPUBLIC BANK OF CHICAGO, NOT  
PERSONALLY, BUT SOLELY AS TRUSTEE  
UNDER TRUST AGREEMENT DATED  
SEPTEMBER 8, 2000 AND KNOWN AS TRUST  
NO'S 1424 and 1425.

BY: [Signature]  
Steven J. Golompos, Trust Officer  
JKF BUILDERS, INC.

BY: [Signature]

[Signature]  
JAREK KOZLA

# UNOFFICIAL COPY

PROPERTY TAX

PROPERTY OF THE STATE OF ILLINOIS  
COUNTY OF COOK

Property of Cook County Clerk's Office

2000

2001

STATE OF ILLINOIS ]  
] ss  
COUNTY OF COOK ]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that JAREK KOZLA

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 he signed, sealed and delivered the said instrument as \_\_\_\_\_ free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 21<sup>st</sup> day of SEPTEMBER, 2001



*Kathleen Augustyn*

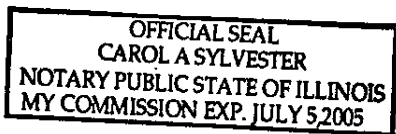
Notary Public

STATE OF ILLINOIS ]  
] ss  
COUNTY OF COOK ]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that STEVEN J. COLOMPOS

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 such officers of said Bank as Trustee, as their free and voluntary act and as the free and voluntary act and deed of said Trustee for the uses and purposes therein set forth.

Given under my hand and notarial seal this 19<sup>th</sup> day of NOVEMBER, 2001



*Carol A. Sylvester*

Notary Public

# UNOFFICIAL COPY

AMOUNT PAID

RECEIVED

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POSTAGE PAID

PERMIT NO. 1000



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