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2001-12-03 15:43:38

Cook County Recorder 29.50



0011132678

RECORDATION REQUESTED BY:

**MID TOWN BANK AND
TRUST COMPANY OF
CHICAGO**

**Lincoln Park Office
2021 North Clark Street
Chicago, IL 60614-4794**

WHEN RECORDED MAIL TO:

**MID TOWN BANK AND
TRUST COMPANY OF
CHICAGO**

**Lincoln Park Office
2021 North Clark Street
Chicago, IL 60614-4794**

FOR RECORDER'S USE ONLY

This Modification of Mortgage prepared by:

**Juanita Calderon, Consumer Loan Assistant
Mid Town Bank and Trust Company of Chicago
2021 North Clark Street
Chicago, IL 60614**

MODIFICATION OF MORTGAGE

THIS MODIFICATION OF MORTGAGE dated October 29, 2001, is made and executed between Matthew F. Bergmann and Elizabeth B. Bergmann; husband and wife, whose address is 2230 N. Lincoln Ave #401, Chicago IL, 60614 (referred to below as "Grantor") and MID TOWN BANK AND TRUST COMPANY OF CHICAGO, whose address is 2021 North Clark Street, Chicago, IL 60614-4794 (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated August 5, 1999 (the "Mortgage") which has been recorded in Cook County, State of Illinois, as follows:

99753049.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in Cook County, State of Illinois:

UNIT NUMBER 401 AND PARKING SPACE UNIT P-10 IN EMERALD CITY CONDOMINIUM, AS DELINEATED AND DEFINED ON THE PLAY OF SURVEY OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE: LOTS 8,9 AND 10 IN S.S. SMITH'S SUBDIVISION OF THE EAST 1/2 OF BLOCK 10 IN CANAL TRUSTEES' SUBDIVISION OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN AND OF LOT 21 IN WILSON'S SUBDIVISION OF THE WEST 1/2 OF BLOCK 10 IN CANAL TRUSTEES' SUBDIVISION AFORESAID (EXCEPT THEREFROM THAT PARTY LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF 30.20 FEET ABOVE CHICAGO CITY DATUM LYING WITHIN THE BOUNDARIES PROJECTED VERTICALLY OF THAT PART OF SAID LAND DESCRIBED AS FOLLOWS' BEGINNING AT THE MOST EASTERLY CORNER OF LOT 10; THENCE SOUTH 45 DEGREES 16 MINUTES 49 SECOND WEST ALONG THE SOUTHEASTERLY LINE OF LOT 10 FOR A DISTANCE OF 20.23 FEET, THENCE 44 DEGREES

BOX 169

REI Title

104327

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Authorized Signer

[Signature]

LENDER:

Elizabeth B. Bergmann, Individually

[Signature]

Matthew F. Bergmann, Individually

[Signature]

GRANTOR:

OCTOBER 29, 2001.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED

actions. released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent the non-signing person consents to the changes and provisions of this Modification or otherwise will not be signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this makers and endorses to the Note, including accommodation parties, unless a party is expressly released by Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the performance of the Mortgage as changed above, nor obligate Lender to make any future modifications. Nothing in respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain A. The maturity date is hereby amended to October 29, 2006 interest rate evidenced by the note as of effective date is the Prime of interest per annum. For the purposes of this loan the "Prime Rate" shall mean the prime rate of interest as announced from time to time in the Money Rate Section of the Wall Street Journal.

MODIFICATION. Lender and Grantor hereby modify the Mortgage as follows:

The Real Property or its address is commonly known as 2230 N. Lincoln Ave #401, Chicago, IL 60614. The Real Property tax identification number is 14-33-109-056-1011.

50 MINUTES 45 SECONDS WEST 41.29 FEET; THENCE SOUTH 45 DEGREES 09 MINUTES 15 SECONDS WEST 3.38 FEET; THENCE 44 DEGREES 50 MINUTES 45 SECONDS WEST 19.40 FEET; THENCE NORTH 45 DEGREES 09 MINUTES 15 SECONDS EAST 7.58 FEET; THENCE 44 DEGREES 50 MINUTES 45 SECONDS EAST 1.03 FEET; THENCE NORTH 45 DEGREES 09 MINUTES 15 SECONDS EAST 15.86 FEET TO THE NORTHEASTERLY LINE OF SAID LOTS; THENCE SOUTH 45 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID NORTHEASTERLY LINE OF SAID LOTS 59.64 FEET TO THE POINT OF BEGINNING), IN COOK COUNTY ILLINOIS, WHICH SURVEY IS ATTACHED AS EXHIBIT "B" TO THE DECLARATION OF CONDOMINIUM RECORDED DECEMBER 9, 1997 AS DOCUMENT NUMBER 97925041 AND AS AMENDED FROM TIME TO TIME, TOGETHER WITH AN UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

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Property

CHICAGO TITLE INSURANCE COMPANY
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LOAN POLICY (1992)

SCHEDULE A (CONTINUED)

POLICY NO.: 1580 000104327 01580

5. THE LAND REFERRED TO IN THIS POLICY IS DESCRIBED AS FOLLOWS:

UNIT NUMBER 401 AND PARKING SPACE UNIT P-10 IN EMERALD CITY CONDOMINIUM, AS DELINEATED AND DEFINED ON THE PLAY OF SURVEY OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE:

LOTS 8, 9 AND 10 IN S. S. SMITH'S SUBDIVISION OF THE EAST 1/2 OF BLOCK 10 IN CANAL TRUSTEES' SUBDIVISION OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN AND OF LOT 21 IN WILSON'S SUBDIVISION OF THE WEST 1/2 OF BLOCK 10 IN CANAL TRUSTEES' SUBDIVISION AFORESAID (EXCEPT THEREFROM THAT PARTY LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF 30.20 FEET ABOVE CHICAGO CITY DATUM LYING WITHIN THE BOUNDARIES PROJECTED VERTICALLY OF THAT PART OF SAID LAND DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY CORNER OF LOT 10; THENCE SOUTH 45 DEGREES 16 MINUTES 49 SECONDS WEST ALONG THE SOUTHEASTERLY LINE OF LOT 10 FOR A DISTANCE OF 20.23 FEET; THENCE 44 DEGREES 50 MINUTES 45 SECONDS WEST 41.29 FEET; THENCE SOUTH 45 DEGREES 09 MINUTES 15 SECONDS WEST 3.38 FEET; THENCE 44 DEGREES 50 MINUTES 45 SECONDS WEST 19.40 FEET; THENCE NORTH 45 DEGREES 09 MINUTES 15 SECONDS EAST 7.58 FEET; THENCE 44 DEGREES 50 MINUTES 45 SECONDS EAST 1.03 FEET; THENCE NORTH 45 DEGREES 09 MINUTES 15 SECONDS EAST 15.86 FEET TO THE NORTHEASTERLY LINE OF SAID LOTS; THENCE SOUTH 45 DEGREES 00 MINUTES 00 SECONDS EAST ALONG SAID NORTHEASTERLY LINE OF SAID LOTS 59.64 FEET TO THE POINT OF BEGINNING), IN COOK COUNTY, ILLINOIS,

WHICH SURVEY IS ATTACHED AS EXHIBIT "B" TO THE DECLARATION OF CONDOMINIUM RECORDED DECEMBER 9, 1997 AS DOCUMENT NUMBER 97925041 AND AND AS AMENDED FROM TIME TO TIME, TOGETHER WITH AN UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS.

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THIS POLICY VALID ONLY IF SCHEDULE B IS ATTACHED.

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MODIFICATION OF MORTGAGE

(Continued)

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INDIVIDUAL ACKNOWLEDGMENT

STATE OF Illinois)
) SS
COUNTY OF Cook)

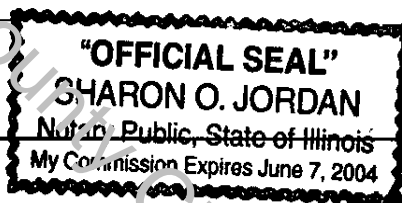
On this day before me, the undersigned Notary Public, personally appeared **Matthew F. Bergmann and Elizabeth B. Bergmann**, to me known to be the individuals described in and who executed the Modification of Mortgage, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 29th day of October, 2001

By Sharon O. Jordan Residing at _____

Notary Public in and for the State of Illinois

My commission expires 6-7-2004



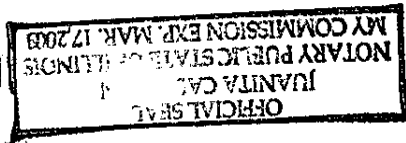
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Clerk's Office

Property of Cook County

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My commission expires 3/17/09

Notary Public in and for the State of Illinois

By

Residing at

[Signature]

Lender.

that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the authorized agent for the Lender that executed the within and foregoing instrument and

Public, personally appeared Thomas P. Burke and known to me to be the President of Lending

On this 20 day of November, 2001 before me, the undersigned Notary

COUNTY OF Cook

STATE OF Illinois

LENDER ACKNOWLEDGMENT