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## MEMORANDUM OF MODIFICATION OF MORTGAGE

**Instrument Modified:** Mortgage and Security Agreement, including Note secured thereby, as previously amended.

**Date & Place of Recording:** March 28, 1990, Office of the Recorder of Deeds, Cook County, Illinois. Memorandum of Modification of Mortgage recorded August 21, 1991 ("First Memorandum"). Memorandum of Modification of Mortgage recorded May 26, 1992 ("Second Memorandum").

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**Document No.:** 90137127.

**First Memorandum Document No.:** 91428457.

COOK COUNTY, ILLINOIS  
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**Second Memorandum Document No.:** 93397965.

**Mortgagor:** Harris Trust & Savings Bank as Trustee under Trust Agreement dated April 10, 1989 and known as Trust No. 94444.

**Mortgagee:** WHC-Two investors, L. P. as assignee of ITT Commercial Finance Corp., a Nevada corporation.

**Original Principal Amount:** Four Million Seven Hundred Thousand (\$4,700,000.00) Dollars and all sums due Mortgagee as more fully described in the Mortgage.

**Modified Principal Amount:** Six Million One Hundred Sixty Thousand Six Hundred Seventy-Three and 47/100 (\$6,160,673.47) Dollars and all sums due Mortgagee as more fully described in the Mortgage, as amended, but not to exceed three times the face amount of the Note, as modified.

**Modification of Interest Rate Secured by Mortgage:** Six Percent (6%).

**Legal Description of Property:** Lots 15, 16, 17, and 18 in block 10 in Higgins Law and Company's Addition to Chicago, in the East half of the Northwest Quarter of Section 9, Township 39 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois. Commonly known as: 430 West Erie, Chicago, Illinois.

Reference is hereby made to the actual Third Loan Modification Agreement which contains these and other terms and conditions. This Memorandum is not intended to be all-inclusive but rather to serve as notice of the existence of the Third Loan Modification Agreement. Nothing contained in this Memorandum modifies the terms of the Third Loan Modification Agreement.

**P.I.N.:** 17-09-124-013 and 17-09-124-014

430 W. ERIE

**Dated:** September 30, 1994

CHICAGO, IL

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STATE OF ILLINOIS ) Texas  
                          ) SS  
COUNTY OF ~~COOK~~ ) DALLAS

I, Victoria Tallman, a Notary Public in and for the County and State aforesaid, do hereby certify that J. TABB NEBLETT and \_\_\_\_\_, respectively, the ASSISTANT Vice President and \_\_\_\_\_ of WHIC-TWP INVESTORS, L.P. who are personally known to me to be the same persons whose name is subscribed to the foregoing instrument as such officers of said corporation, respectively, appeared before me in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth, and the said \_\_\_\_\_ of said corporation then and there acknowledged that he/she, as custodian of the corporation seal of said corporation, did affix such corporate seal to said instrument as his/her own free and voluntary act and as the free and voluntary act of said corporation for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 6th day of December, 1994.

Victoria Tallman  
Notary Public

Prepared By: Rochelle S. Dyme, Esq.  
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55 West Monroe Street  
Suite 2410  
Chicago, Illinois 60603

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