

# UNOFFICIAL COPY

Lakeside



0420434122

Subject Property:  
2.93 Acres, Northwest Corner  
Peterson and Cicero Avenues  
Chicago, Illinois

Doc#: 0420434122  
Eugene "Gene" Moore Fee: \$32.00  
Cook County Recorder of Deeds  
Date: 07/22/2004 12:10 PM Pg: 1 of 5

PIN: 13-04-229-034 & 035;  
13-04-229-031, -042, -047,  
-048, -049 & -056

Prepared By and  
To Be Mailed To:

John J. Turner, Esq.  
527 South Wells Street  
Chicago, IL 60607  
(312) 987-1900

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## MEMORANDUM OF LOAN MODIFICATION

The undersigned **Lender** and the undersigned **Mortgagor** hereby acknowledge and agree as follows:

In accordance with and subject to the terms and conditions of that certain First Loan Modification Agreement of even date herewith between the Mortgagor (together with its beneficiary, and guarantor) and the Lender, hereby incorporated herein by reference, (a) the loan secured by and identified in the following described Mortgage (the "**Loan**") has been modified such that an additional advance is being made thereunder in the principal sum of **\$565,000.00**, which shall be administered as a construction loan, (b) the Mortgage shall with respect to such advance be deemed a "construction mortgage" within the meaning of Section 9-334(h) of the Illinois Uniform Commercial Code, and (c) the Mortgage, together with the Note evidencing and the other documents securing the Loan, have been accordingly amended.

The Mortgage was recorded with the Cook County Recorder of Deeds on May 13, 2004 as Document No. 0413434124; the real estate pertaining thereto is legally described in attached Exhibit A.

Dated as of July 19, 2004

(THE FOLLOWING PAGE IS THE SIGNATURE PAGE)

OTF 8217468 DB

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Lakeside - Peterson Cicero Mod Memo vF

**Lender**

LAKESIDE BANK, an Illinois banking corporation

By: [Signature]  
Name: PHILIP D. CACCIATORE  
Its: Senior VP

**Mortgagor**

LAKESIDE BANK, not personally but as Trustee Under Trust Agreement No. 10-2690 dated May 4 2004

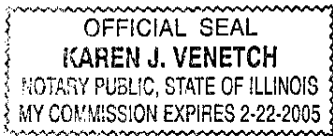
By: [Signature]  
Name: VINCENT J. TOLVE  
Its: VICE PRESIDENT & TRUST OFFICER

STATE OF ILLINOIS  
COUNTY OF COOK

SEE RIDER ATTACHED HERETO  
AND MADE A PART HEREOF.

**Lender**

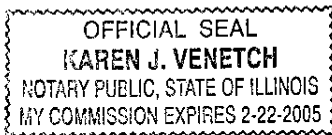
The foregoing Instrument was acknowledged before me on July 20, 2004, by Philip D. Cacciatore, the Sr. Vice President of LAKESIDE BANK, an Illinois banking corporation, on behalf of the corporation.



[Signature]  
NOTARY PUBLIC

**Mortgagor**

The foregoing Instrument was acknowledged before me on July 20, 2004, by Vincent J. Tolve, the Vice President and Trust Officer of LAKESIDE BANK, an Illinois banking corporation, on behalf of the corporation as trustee.



[Signature]  
NOTARY PUBLIC

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Lakeside Bank

55 WEST WACKER DRIVE • CHICAGO, ILLINOIS 60601-1699 • (312) 435-5100

## GENERAL RIDER

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings and agreements herein made on the part of **LAKESIDE BANK**, Trustee, while in form purporting to be the representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal representations, covenants, undertakings and agreements by the **LAKESIDE BANK**, 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 **LAKESIDE BANK**, Trustee, not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against the **LAKESIDE BANK**, either individually or in its capacity as Trustee or any of the beneficiaries under said Trust Agreement, on account of this instrument or on account of any representation, covenant, undertaking or agreement of the said **LAKESIDE BANK**, Trustee, in this instrument contained either expressed or implied, all such personal liability, if any, being expressly waived and released.

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THAT PART OF LOTS 8 AND 9 IN OGDEN AND JONES' SUBDIVISION OF BRONSON TRACT IN CALDWELL'S RESERVE IN TOWNSHIP 40 AND 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE WEST LINE OF N. CICERO AVENUE WITH THE NORTH LINE OF W. PETERSEN AVENUE; THENCE SOUTH 88 DEGREES 58 MINUTES 44 SECONDS WEST ALONG THE NORTH LINE OF SAID W. PETERSEN AVENUE (SAID NORTH LINE BEING 50.0 FEET NORTH OF AND PARALLEL WITH THE CENTER LINE OF SAID W. PETERSEN AVENUE) A DISTANCE OF 174.77 FEET; THENCE NORTH 05 DEGREES 03 MINUTES 19 SECONDS EAST 4.10 FEET; THENCE NORTH 81 DEGREES 58 MINUTES 13 SECONDS WEST, 33.37 FEET; THENCE NORTH 39 DEGREES 03 MINUTES 26 SECONDS WEST, 51.65 FEET TO A POINT ON A LINE 240.0 FEET WEST OF AND PARALLEL WITH THE WEST LINE OF SAID CICERO AVENUE (SAID POINT BEING 50.0 FEET NORTH OF THE NORTH LINE OF SAID W. PETERSEN AVENUE); THENCE NORTH 00 DEGREES, 00 MINUTES, 00 SECONDS WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 337.17 FEET; THENCE NORTH 88 DEGREES 58 MINUTES 44 SECONDS EAST ALONG A LINE 387.17 FEET NORTH OF AND PARALLEL WITH THE NORTH LINE OF SAID W. PETERSEN AVENUE, A DISTANCE OF 240.0 FEET TO THE WEST LINE OF SAID N. CICERO AVENUE; THENCE SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID N. CICERO AVENUE (SAID WEST LINE BEING 50.0 FEET WEST OF AND PARALLEL WITH THE CENTER LINE OF SAID N. CICERO AVENUE), A DISTANCE OF 387.17 FEET TO THE PLACE OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

## ALSO DESCRIBED AS:

PARCEL 1: THE TRACT OF LAND 135 FEET IN WIDTH LYING NORTH OF AND ADJOINING THE NORTH LINE OF PETERSON AVENUE WEST OF THE CENTER LINE OF CICERO AVENUE AND EAST OF THE NORTHWESTERLY LINE OF THE SOUTHEAST 1/2 OF LOT 9 IN OGDEN AND JONES' SUBDIVISION OF BRONSON'S TRACT IN CALDWELL'S RESERVE IN TOWNSHIP 40 AND 41 NORTH RANGE 15, EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPTING THEREFROM THAT PORTION LYING WEST OF A LINE 290 FEET WEST OF AND PARALLEL TO THE CENTER LINE OF CICERO AVENUE AND EXCEPTING A TRIANGULAR PLOT LYING WEST OF A LINE RUNNING FROM A POINT IN AFORESAID 290 FOOT LINE, 50 FEET NORTH OF THE NORTH LINE OF PETERSON TO A POINT 40 FEET EAST OF SAID LINE AND ON THE NORTH LINE OF PETERSON AVENUE AND EXCEPTING THEREFROM THAT PORTION LYING WITHIN CICERO AVENUE, ALSO EXCEPTING THEREFROM THAT PORTION TAKEN BY THE STATE OF ILLINOIS IN CONDMENATION CASE NO. 87L51204) ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2A: THAT PART OF LOT 9 IN OGDEN AND JONE'S SUBDIVISION OF THE BROSNON TRACT IN CALDWELL'S RESERVE IN TOWNSHIP 40 AND 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN. DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE CENTER LINE OF NORTH CICERO AVENUE 135.0 FEET NORTH OF THE NORTH LINE OF PETERSON AVEUNUE EXTENDED EAST; THENCE NORTH ALONG THE CENTER LINE OF NORTH CICERO AVENUE 120.0 FEET; THENCE WEST PARALLEL TO THE NORTH LINE OF PETERSON AVENUE 290.0 FEET; THENCE SOUTH PARALLEL TO THE CENTER LINE OF NORTH CICERO AVENUE 120.0 FEET; THENCE EAST PARALLEL TO THE NORTH LINE OF PETERSON, AVENUE 290.0 FEET TO THE PLACE OF BEGINNING, (EXCEPTING THEREFROM THAT PORTION LYING WITHIN CICERO AVENUE) IN COOK COUNTY, ILLINOIS.

PARCEL 2B: THAT PART OF THE FOLLOWING DESCRIBED TRACT OF LAND WHICH LIES WEST OF THE NORTHWESTERLY LINE OF THE SOUTHEAST 1/2 OF LOT 9 IN OGDEN AND JONES' SUBDIVISION OF BRONSON'S TRACT IN CALDWELL'S RESERVE IN TOWNSHIP 40 AND 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN; A TRACT OF LAND 135 FEET IN WIDTH LYING NORTH OF AND ADJOINING THE NORTH LINE OF PETERSON AVENUE, WEST OF THE CENTER LINE OF CICERO AVENUE AND EAST OF A LINE 290 WEST OF AND PARALLEL TO THE CENTER LINE OF CICERO AVENUE, IN COOK COUNTY, ILLINOIS.

PARCEL 3: THE SOUTH 70 FEET OF THE EAST 225 FEET OF A TRACT OF LAND DESCRIBED AS FOLLOWS: THAT PART OF LOTS 8 AND 9 IN OGDEN AND JONES' SUBDIVISION OF THE BRONSON TRACT IN CALDWELL RESERVE IN TOWNSHIP 40 AND 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT IN THE CENTER LINE OF CICERO AVENUE, 387.17 FEET NORTH OF THE NORTH LINE OF PETERSON AVENUE; THENCE WEST ON A LINE PARALLEL TO THE NORTH LINE OF PETERSON AVENUE, 290 FEET, SAID LINE PASSING THROUGH THE NORTHEASTERLY CORNER OF THE NORTHWESTERLY HALF OF LOT 9; THENCE SOUTH PARALLEL TO THE CENTER LINE OF CICERO AVENUE, 277.92 FEET TO THE SOUTHEASTERLY LINE OF THE NORTHWESTERLY HALF

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OF LOT 9; THENCE NORTHEASTERLY ALONG SAID LINE 173.65 FEET; THENCE EAST PARALLEL TO THE NORTH LINE OF PETERSON AVENUE 198.10 FEET TO THE CENTER LINE OF CICERO AVENUE; THENCE NORTH 132.17 FEET TO THE POINT OF BEGINNING, (EXCEPTING THEREFROM THAT PORTION LYING WITHIN CICERO AVENUE) IN COOK COUNTY, ILLINOIS.

PARCEL 4A: THAT PART OF LOTS 8 AND 9 IN OGDEN AND JONES' SUBDIVISION OF BRONSON TRACT IN CALDWELL'S RESERVE IN TOWNSHIP 40 AND 41 NORTH, RANGE 13, LAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT IN THE CENTER LINE OF CICERO AVENUE 387.17 FEET NORTH OF THE NORTH LINE OF PETERSON AVENUE; THENCE WEST ON A LINE PARALLEL TO THE NORTH LINE OF PETERSON AVENUE, 290 FEET, SAID LINE PASSING THROUGH THE NORTHEASTERLY CORNER OF THE NORTHWESTERLY HALF OF LOT 9; THENCE SOUTH PARALLEL TO THE CENTER LINE OF CICERO AVENUE 277.92 FEET TO THE SOUTHEASTERY LINE OF THE NORTHWESTERLY HALF OF LOT 9; THENCE NORTHEASTERLY ALONG SAID LINE 173.65 FEET; THENCE EAST PARALLEL TO THE NORTH LINE OF PETERSON AVENUE 198.10 FEET TO THE CENTER LINE OF CICERO AVENUE; THENCE NORTH 132.17 FEET TO THE PLACE OF BEGINNING (EXCEPTING THEREFROM THE SOUTH 70 FEET OF THE EAST 225 FEET THEREOF, ALSO EXCEPTING THEREFROM THAT PART LYING SOUTH OF THE NORTH LINE OF SAID SOUTH 70 FEET OF THE EAST 225 EAST EXTENDED WEST ALSO EXCEPTING THEREFROM THAT PORTION LYING WITHIN CICERO AVENUE) IN COOK COUNTY, ILLINOIS

PARCEL 4B: THE SOUTH 70 FEET OF THE WEST 65 FEET OF A TRACT OF LAND DESCRIBED AS FOLLOWS: THAT PART OF LOTS 8 AND 9 IN OGDEN AND JONES' SUBDIVISION OF THE BRONSON TRACT IN CALDWELL'S RESERVE IN TOWNSHIP 40 AND 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT A POINT IN THE CENTER LINE OF CICERO AVENUE 387.17 FEET NORTH OF THE NORTH LINE OF PETERSON AVENUE; THENCE WEST ON A LINE PARALLEL TO THE NORTH OF SOUTH PETERSON AVENUE 290 FEET, SAID LINE PASSING THROUGH THE NORTHEASTERLY CORNER OF THE NORTHWESTERLY HALF OF LOT 9; THENCE SOUTH PARALLEL TO THE CENTER LINE OF CICERO AVENUE 277.93 FEET TO THE SOUTHEASTERLY LINE OF THE NORTHWESTERLY HALF OF LOT 9; THENCE NORTHEASTERLY ALONG SAID LINE 173.65 FEET; THENCE EAST PARALLEL TO THE NORTH LINE OF PETERSON AVENUE 198.10 FEET TO THE CENTER LINE OF CICERO AVENUE; THENCE NORTH 132.17 FEET TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL B: THAT PART OF LOT 8 AND THE NORTH WESTERLY 1/2 OF LOT 9 IN OGDEN AND JONES SUBDIVISION OF BRONSON'S PART OF CALDWELL'S RESERVE IN TOWNSHIPS 40 AND 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF INTERSECTION OF THE WEST LINE OF NORTH CICERO AVENUE WITH A LINE DRAWN PARALLEL WITH THE NORTH LINE OF WEST PETERSON AVENUE WHICH PASSES THROUGH THE NORTHEASTERLY CORNER OF THE NORTH WESTERLY 1/2 OF LOT 9 AFORESAID, THENCE WEST ALONG SAID LINE 240 FEET, THENCE NORTH PARALLEL WITH THE WEST LINE OF CICERO AVENUE 150 FEET; THENCE EAST PARALLEL WITH THE NORTH LINE OF WEST PETERSON AVENUE 240 FEET, THENCE SOUTH ALONG THE WEST LINE OF NORTH CICERO AVENUE, 150 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS

TAX NUMBERS: 13-04-229-031-0000, 13-04-229-034-0000, 13-04-229-035-0000, 13-04-229-042-0000, 13-04-229-047-0000, 13-04-229-048-0000, 13-04-229-049-0000 AND 13-04-229-056-0000.

ADDRESS: VACANT LAND AT THE NORTHWEST CORNER OF PETERSON AND CICERO AVENUES, CHICAGO, IL