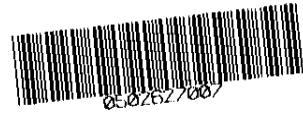


UNOFFICIAL COPY

This instrument was prepared by
and, after recording, return to:
John F. Slade
Geneva Leasing Associates, Inc.
1525 Kautz Road
Suite 100
West Chicago, IL 60185



Doc#: 0502627007
Eugene "Gene" Moore Fee: \$32.50
Cook County Recorder of Deeds
Date: 01/28/2005 09:37 AM Pg: 1 of 5

Permanent Real Estate Tax Index No:
See Exhibit A attached

ATTENTION: County Recorder of Cook County, Illinois

– This instrument covers goods that are or are to become fixtures on the real property described herein and is to be filed for record in the records where mortgages on real estate are recorded. Additionally, this instrument should be appropriately indexed, not only as a mortgage, but also as a financing statement covering goods that are or are to become fixtures on the real property described herein. The Mortgagor is the “Debtor” and its name and mailing address are set forth in the preamble of this instrument. The “Secured Party” is the Mortgagee and its name and mailing address for which information concerning the security interest granted herein may be obtained are set forth in the preamble of this instrument. –

THIRD MORTGAGE MODIFICATION

THIS THIRD MORTGAGE MODIFICATION (“Third Mortgage Modification”) made this 24th day of November, 2004, between:

Juneway Sheridan, L.L.C.
An Illinois Limited Liability Company
2610 West Division
Chicago, Illinois 60622

(“Mortgagor” sometimes referred to as “Borrower”) and Geneva Leasing Associates, Inc., an Illinois corporation, its participants, successors and assigns, 1525 Kautz Road, Suite 100, West Chicago, Illinois 60185, Attention: President (“Mortgagee” sometimes referred to as “Secured Party”).

WITNESSETH:

In connection with that certain Mortgage and Security Agreement, dated October 24, 2001, and recorded with the Cook County Recorder on November 1, 2001 as Instrument 0011022696, and as amended on

65
2-2

UNOFFICIAL COPY

October 24, 2003 and recorded with the Cook County Recorder on December 5, 2003 as Instrument 0333933187 (the "Mortgage"), and this Third Mortgage Modification is furnished by the undersigned.

A true and correct copy of each of the Mortgage is in existence, recorded as indicated above, and incorporated by this reference. Reference is made to the Note and the Mortgage (including this Third Mortgage Modification), respectively, and the other Loan Documents.

Unless defined herein, capitalized terms shall have the meanings ascribed to them in the Mortgage and in that certain Revolving Credit Construction Loan Agreement entered into on October 24th, 2001.

For the purpose of recordation and indexation of this Third Mortgage Modification, reference is made to the legal description of the Land attached to the Mortgage which for ease of reference is attached hereto as Exhibit "A" and incorporated herein by this reference.

Mortgagor and Mortgagee amend and otherwise modify the Mortgage (which shall be deemed to include this Third Mortgage Modification) by deleting the phrase on page two of the Mortgage "**thirty seven (37) months,**" and by substituting the phrase "**thirty-nine (39).**" Accordingly, the undersigned accepts and agrees to such amendment and modification, and assumes any and all duties, obligations and liabilities in accordance with the provisions thereof.

IN WITNESS WHEREOF, the Mortgagor, or its authorized representative, has executed this Third Mortgage Modification the day, month and year first appearing above.

"Mortgagor"

Juneway Sheridan, L.L.C.

An Illinois Limited Liability Company

By: Sproul Mitchell Builders, Inc.

an Illinois corporation

Its: Managing Member

By:  _____
Arthur Mitchell

Its: President

UNOFFICIAL COPY

STATE OF ILLINOIS)
)SS:
COUNTY OF COOK)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, **Arthur Mitchell**, known to me acknowledged the execution of the above and foregoing Third Mortgage Modification.

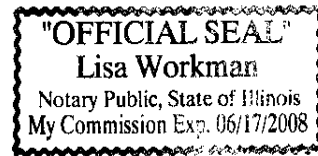
IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this **24th** day of **November, 2004**.

Lisa Workman
Notary Public

Lisa Workman
(Printed Signature)

County Residence: Cook

My Commission Expires: 6/17/08



UNOFFICIAL COPY

Exhibit A
to
Third Mortgage Modification
between
Juneway Sheridan, L.L.C. ("Mortgagor")
and
Geneva Leasing Associates, Inc. ("Mortgagee")

Legal Description

See Attached

Property of Cook County Clerk's Office

UNOFFICIAL COPY

STREET ADDRESS: 7750 N. SHERIDAN ROAD

CITY: CHICAGO

COUNTY: COOK

TAX NUMBER:

11-29-101-021

LEGAL DESCRIPTION:

11-29-101-029

PCL 1:

(RESIDENTIAL) UNITS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 29, 30, 32, 35, 36, 40, 50, 54, AND 57, ALSO TANDEM 1, TANDEM 4, PARKING SPACES P-1, P-3, P-4, P-5, P-6, P-7, P-9, P-16, P-17, ALSO D, I, J, K, M, P AND G-1, G-2, G-5, G-6, G-7, G-8, G-9, G-10, G-11, G-12, G-16, G-17 AND 6-18 IN THE LAKEVIEW POINTE CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE:

PARCEL 1:

LOTS 1 TO 7 INCLUSIVE (EXCEPT THAT PART OF LOT 7 DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH WEST CORNER OF SAID LOT 7; THENCE EAST 51.94 FEET; THENCE NORTH TO A POINT ON THE NORTH LINE OF SAID LOT 7, 38.61 FEET EAST OF THE NORTH WEST CORNER THEREOF; THENCE WEST TO THE NORTH WEST CORNER THEREOF; THENCE SOUTH ON THE WEST LINE OF SAID LOT TO THE POINT OF BEGINNING) IN FERGUSON'S BIRCH PARK ADDITION TO EVANSTON, BEING A SUBDIVISION OF LOTS 44 TO 46 IN LOWENMEYER'S LAKESIDE TERRACE ADDITION TO EVANSTON, ALSO OF LOTS 1, 2 (EXCEPT THE WEST 20 FEET OF SAID LOT 2) IN BLOCK 1 IN FERGUSON'S BIRCHWOOD ADDITION TO EVANSTON ALSO THE VACATED PART OF SHERIDAN ROAD DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTH EAST CORNER OF LOT 1 IN BLOCK 1 IN FERGUSON'S BIRCHWOOD ADDITION TO EVANSTON; THENCE NORTHEASTERLY IN A STRAIGHT LINE TO THE SOUTH WEST CORNER OF LOT 44 IN LOWENMEYER'S LAKESIDE TERRACE ADDITION TO EVANSTON; THENCE NORTHERLY ALONG THE WEST LINE OF SAID LOT 44 TO THE NORTH WEST CORNER THEREOF; THENCE WEST IN A STRAIGHT LINE TO THE NORTH EAST CORNER OF LOT 2 IN BLOCK 1 IN FERGUSON'S BIRCHWOOD ADDITION TO EVANSTON; THENCE SOUTHEASTERLY IN A STRAIGHT LINE TO THE POINT OF BEGINNING ALL IN THE NORTH WEST 1/4 OF SECTION 29, TOWNSHIP 41 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THAT PART OF LOT 7 IN FERGUSON BIRCH PARK ADDITION TO EVANSTON DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 7; THENCE EAST 51.94 FEET; THENCE NORTHERLY ON A STRAIGHT LINE TO A POINT ON THE NORTH LINE OF SAID LOT 7, 38.61 FEET EAST OF THE NORTHWEST CORNER OF SAID LOT; THENCE WEST TO THE NORTHWEST CORNER OF SAID LOT; THENCE SOUTH ALONG THE WEST LINE OF SAID LOT TO THE POINT OF BEGINNING. IN THE NORTHWEST 1/4 OF SECTION 29, TOWNSHIP 41 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PARCEL 3:

ALL THAT PART OF THE EAST-WEST 16 FOOT VACATED ALLEY, LYING NORTH OF THE NORTH LINE OF LOTS 1 TO 7, BOTH INCLUSIVE, IN FERGUSON'S BIRCH PARK ADDITION TO EVANSTON, AFORESAID, WHICH LIES WEST OF THE WEST LINE OF N. SHERIDAN ROAD EXTENDED NORTH AND EAST OF THE WEST LINE OF LOT 7, EXTENDED NORTH, IN FERGUSON'S BIRCH PARK ADDITION TO EVANSTON. WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 0030097477, AND AS AMENDED, TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, ALL IN COOK COUNTY, ILLINOIS.