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RECORDATION REQUESTED BY:

First DuPage Bank  
520 N. Cass Avenue  
Westmont, IL 60559

WHEN RECORDED MAIL TO:

First DuPage Bank  
520 N. Cass Avenue  
Westmont, IL 60559

SEND TAX NOTICES TO:

Jeff Fuerst  
Mark Fuerst  
916 Western  
Park Ridge, IL 60068

Doc#: 0512635332  
Eugene "Gene" Moore Fee: \$30.00  
Cook County Recorder of Deeds  
Date: 05/06/2005 02:20 PM Pg: 1 of 4

FOR RECORDER'S USE ONLY

Real Estate Index 200589

Box 169

This Modification of Mortgage prepared by:

Karen Cox, Loan Documentation Specialist  
FIRST DUPAGE BANK  
520 N. CASS AVENUE  
WESTMONT, IL 60559

**MODIFICATION OF MORTGAGE**

THIS MODIFICATION OF MORTGAGE dated April 11, 2005 is made and executed between Jeff Fuerst and Mark Fuerst, as joint tenants (referred to below as "Grantor") and First DuPage Bank, whose address is 520 N. Cass Avenue, Westmont, IL 60559 (referred to below as "Lender").

**MORTGAGE.** Lender and Grantor have entered into a Mortgage dated January 9, 2002 (the "Mortgage") which has been recorded in Cook County, State of Illinois, as follows:

**Mortgage and Assignment of Rents recorded January 24, 2002 in the office of the Cook County Recorder as Document #0020098421 and #0020098422, respectively.**

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

LOT 1 IN BLOCK 1 IN MAYNARD'S RESUBDIVISION OF PART OF BLOCKS 1, 2, 3, 4 AND 6 IN MISMER'S RESUBDIVISION OF LOT 4 IN CIRCUIT COURT PARTITION OF THE POWELL ESTATE OF THAT PART OF THE EAST 1/2 OF THE NORTHEAST 1/4 LYING NORTH OF MILWAUKEE AVENUE OF SECTION 36, TOWNSHIP 40 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

The Real Property or its address is commonly known as 2509 W. Fullerton Avenue, Chicago, IL 60647. The Real Property tax identification number is 13-36-204-012-0000

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

1. Increase the principal amount and maximum lien amount to \$630,600.00
2. Change the interest rate to a variable interest rate of 1.50% over the Index with a minimum rate of 5.50%
3. Change the maturity date to April 9, 2006
4. Change the payments to interest monthly
5. Change to a Construction Mortgage and add the following section to the Mortgage:

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## MODIFICATION OF MORTGAGE

(Continued)

CONSTRUCTION MORTGAGE. This is a "construction mortgage" for the purposes of Sections 9-334 and 2A-309 of the Uniform Commercial Code, as those sections have been adopted by the State of Illinois.

**CONTINUING VALIDITY.** Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

**GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED APRIL 11, 2005.**

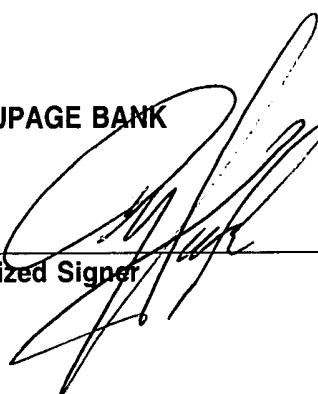
**GRANTOR:**

X   
\_\_\_\_\_  
Jeff Fuerst

X   
\_\_\_\_\_  
Mark Fuerst

**LENDER:**

**FIRST DUPAGE BANK**

X   
\_\_\_\_\_  
Authorized Signer

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## MODIFICATION OF MORTGAGE

(Continued)

### INDIVIDUAL ACKNOWLEDGMENT

STATE OF IL  
 COUNTY OF DUPAGE

)  
 ) SS Jeff Fuerst  
 ) Mark Fuerst

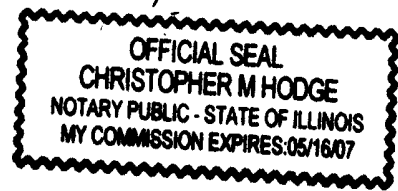
On this day before me, the undersigned Notary Public, personally appeared **Jeff Fuerst and Mark Fuerst**, to me known to be the individuals described in and who executed the Modification of Mortgage, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the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

Given under my hand and official seal this 11 day of APRIL, 2005

By [Signature] Residing at 13 W Gmave Lombard IL

Notary Public in and for the State of IL

My commission expires 5/16/07



### LENDER ACKNOWLEDGMENT

STATE OF IL  
 COUNTY OF DUPAGE

)  
 ) SS  
 )

On this 11 day of APRIL, 2005 before me, the undersigned Notary Public, personally appeared CHRISTOPHER HODGE and known to me to be the SENIOR VICE PRESIDENT authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Mary Ann Nigro Residing at WESTMONT

Notary Public in and for the State of IL

My commission expires 6/6/07



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## MODIFICATION OF MORTGAGE

(Continued)

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