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Doc#: 0530612011 Fee: \$36.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 11/02/2005 09:37 AM Pg: 1 of 7

Prepared by and Mail to:
Commercial Loan Dept.
Republic Bank of Chicago
1510 75th Street
Darien, IL 60561

MODIFICATION AND EXTENSION AGREEMENT

THIS AGREEMENT made as of this 7th day of October, 2005 between REPUBLIC BANK OF CHICAGO, an Illinois banking corporation, hereinafter called Bank, and NORTH STAR TRUST COMPANY, NOT PERSONALLY, BUT SOLELY AS TRUSTEE UNDER A CERTAIN TRUST AGREEMENT DATED JULY 22, 1994 AND KNOWN AS TRUST NUMBER 1327, ALBERT J. WEBER AND JOSETTE WEBER, NOT PERSONALLY BUT AS CO-TRUSTEES, UNDER THE PROVISION OF THE ALBERT J. WEBER TRUST NO. 92EH58 the Owner of the property and/or the Obligor under the Note, and hereinafter both called Second Party, WITNESSETH:

THAT WHEREAS, Bank is the owner of that certain Note in the amount of \$650,000.00 dated August 5, 1994, secured either in whole or in part by a Mortgage And Assignment of Rents recorded as Document Nos. 94737096 and 94737097, respectively, covering the real estate described below:

SEE ATTACHED EXHIBIT "A"

WHEREAS, the parties hereto wish to modify the terms of said Note and Mortgages as set forth herein;

NOW THEREFORE, in consideration of ONE DOLLAR (\$1.00), the covenants herein contained and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. As of the date hereof, the amount of the principal indebtedness is Four Hundred Thirty Four Thousand Six Hundred Ninety Seven and 92/100 Dollars (\$434,697.92).
2. Commencing October 15th, 2005, the Principal and Interest payments shall be due and payable on the 15th day of each month thereafter with a final payment of all unpaid principal and interest due at maturity.
3. This agreement is subject to Second Party paying Bank accrued interest due in the amount of \$1,141.08.

SY
PT
MY
BMR
(SO)

4/5 ✓

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Second Party warrants and certifies that the indebtedness evidenced by the Note is a valid and subsisting debt of the Obligor and in all respects free from all defenses, setoffs and counterclaims both in law and equity, as is the lien of the Mortgage.

In all other respects, the Note hereinbefore described and all mortgages, documents and/or instruments securing the same shall remain unchanged and in full force and effect.

Notwithstanding the foregoing, Second Party expressly waives any defenses which it now has or may have or assert. Furthermore, in order to induce Bank to enter into this agreement, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Second Party does hereby release, remise and forever discharge Bank of and from any and all setoffs, claims, counterclaims, demands, causes, causes of action, suits and/or judgments which it now has or may have against Bank including but not limited to matter arising out of the Note and/or any document, instrument or agreement securing the same or arising out of any banking relationship existing between the parties.

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IN WITNESS WHEREOF, this instrument is executed the date and year first above written.

BANK:
REPUBLIC BANK OF CHICAGO, an
Illinois banking corp.

*North Star Trust Company as Successor Trustee to

SECOND PARTY:
*Republic Bank of Chicago, not personally,
but solely as Trustee under a certain trust
agreement date July 22, 1994 and
known as Trust Number 1327

BY: Bill Ozanic
Bill Ozanic, Vice President

BY: Silvia Medina
Its: Trust Officer

Albert J. Weber, individually

Albert J. Weber as Co-Trustee under the
provision of the Albert J. Weber Trust No.
92EH58 dated December 28, 1993

Josette Weber, as Co-Trustee under the
provision of the Albert J. Weber Trust No.
92EH58 dated December 28, 1993

CONSENTED TO BY GUARANTOR(S):

Midway Dodge Inc. H

BY: Albert J. Weber resident

BY: Josette Weber, Secretary

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STATE OF ILLINOIS]
] ss
COUNTY OF COOK]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that the above named WILLIAM OZANIC personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as such officer of said Bank and caused the seal of said Bank to be thereunto affixed as HIS free and voluntary act and as the free and voluntary act and deed of said Bank for the uses and purposes therein set forth.

Given under my hand and notarial seal this 7th day of OCTOBER 2005

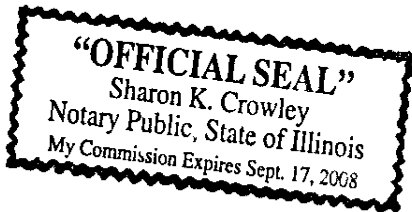


Kathleen Augustyn
Notary Public

STATE OF ILLINOIS]
] ss
COUNTY OF LAKE ~~COOK~~]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that Silvia Medina, et al OF Winn-Dixie Super Centers personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as such officers of said Bank as Trustee, as their free and voluntary act and as the free and voluntary act and deed of said Trustee for the uses and purposes therein set forth.

Given under my hand and notarial seal this 24th day of October, 2005



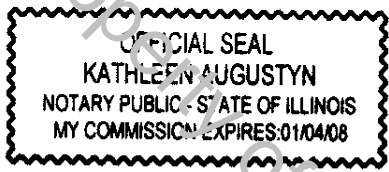
Sharon K. Crowley
Notary Public

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STATE OF ILLINOIS]
] ss
COUNTY OF COOK]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that ALBERT J. WEBER, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as HIS free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 18TH day of OCTOBER, 2005

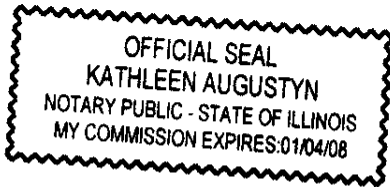


Kathleen Augustyn
Notary Public

STATE OF ILLINOIS]
] ss
COUNTY OF COOK]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that JOSETTE WEBER, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that She signed, sealed and delivered the said instrument as ~~HIS~~ HER free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 18TH day of OCTOBER, 2005



Kathleen Augustyn
Notary Public

UNOFFICIAL COPY

STATE OF ILLINOIS]
] ss
COUNTY OF COOK]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that JOSETTE WEBER, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that She signed, sealed and delivered the said instrument as HER free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 18TH day of OCTOBER, 2005



Kathleen Augustyn
Notary Public

STATE OF ILLINOIS]
] ss
COUNTY OF COOK]

I, THE UNDERSIGNED, a Notary Public in and for the said County in the State aforesaid, DO HEREBY CERTIFY that ALBERT J. WEBER, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as HIS free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 18TH day of OCTOBER, 2005



Kathleen Augustyn
Notary Public

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EXHIBIT "A"

PARCEL 1:

THAT PART OF LOTS 3, 4, 10, 11, 12, 13 AND 19 LYING WEST OF A LINE DRAWN 50 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SECTION 10, HEREINAFTER DESCRIBED, ALL IN BLOCK 1 IN WILLIAM A. BOND AND COMPANY'S ARCHER HOME ADDITION, BEING A RESUBDIVISION OF BLOCKS 1 TO 16, INCLUSIVE, IN WILLIAM A BOND'S SUBDIVISION OF THE EAST ½ OF THE NORTHEAST ¼ OF SECTION 10, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

LOTS 11, 12, 13, 14, 18, 19, 20, 21, 22, 23, 24, 25, 26, LOT 27 AND THE NORTH 7 ¼ INCHES OF LOT 28, AND LOT 28 (EXCEPT THE NORTH 7 ¼ INCHES THEREOF), (EXCEPT THAT PART OF SAID LOTS LYING WEST OF A LINE 50 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SECTION 11) IN BLOCK 3 IN JAMES MURDOCK AND COMPANY'S ARCHER AVENUE ADDITION, BEING A SUBDIVISION IN THE NORTHWEST ¼ OF SECTION 11, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

P.I.N.'S:

19-10-207-024; AFFECTS LOT 3 OF PARCEL 1
 19-10-207-025; AFFECTS LOT 4 OF PARCEL 1
 19-10-207-031; AFFECTS LOT 10 OF PARCEL 1
 19-10-207-032; AFFECTS LOT 11 OF PARCEL 1
 19-10-207-033; AFFECTS LOT 12 OF PARCEL 1
 19-10-207-034; AFFECTS LOT 13 OF PARCEL 1
 19-10-207-040; AFFECTS LOT 19 OF PARCEL 1
 19-11-100-011; AFFECTS LOT 11 OF PARCEL 2
 19-11-100-012; AFFECTS LOT 12 OF PARCEL 2
 19-11-100-013; AFFECTS LOT 13 OF PARCEL 2
 19-11-100-014; AFFECTS LOT 14 OF PARCEL 2
 19-11-100-018; AFFECTS LOT 18 OF PARCEL 2
 19-11-100-019; AFFECTS LOT 19 OF PARCEL 2
 19-11-100-020; AFFECTS LOT 20 OF PARCEL 2
 19-11-100-021; AFFECTS LOT 21 OF PARCEL 2
 19-11-100-022; AFFECTS LOT 22 OF PARCEL 2
 19-11-100-023; AFFECTS LOT 23 OF PARCEL 2
 19-11-100-024; AFFECTS LOT 24 OF PARCEL 2
 19-11-100-025; AFFECTS LOT 25 OF PARCEL 2
 19-11-100-026; AFFECTS LOT 26 OF PARCEL 2
 19-11-100-044; AFFECTS LOT 27 AND THE NORTH 7/14 INCHES OF LOT 28 OF PARCEL 2
 19-11-100-045; AFFECTS LOT (EXCEPT THE NORTH 7/14 INCHES THEREOF) OF PARCEL 2

COMMONLY KNOWN AS: 4721, 4723, 4747 SOUTH PULASKI ROAD, CHICAGO, IL 60632