

# UNOFFICIAL COPY



Doc#: 0535003066 Fee: \$42.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 12/16/2005 01:49 PM Pg: 1 of 10

Prepared by and when recorded  
Return to:

Charles & Brady LLP  
Attn: Christopher T. DeMent  
500 W. Madison  
Suite 3700  
Chicago, Illinois 60661

*Handwritten signature and "MAIL TO" stamp*

*Vertical handwritten notes: NNNT 01041915 Cook Co., IL (CA 1041915 H dt law)*

## MODIFICATION OF MORTGAGES AND RELATED DOCUMENTS

THIS MODIFICATION OF MORTGAGES AND RELATED DOCUMENTS (this "Assignment"), is made and entered into as of the 14th day of December, 2005, by and between ONE NORTH LLC, an Illinois limited liability company ("Borrower"), and OHIO SAVINGS BANK, a Federal Savings Bank ("Lender").

### WITNESSETH:

WHEREAS, Lender, as the assignee of JDI Skybridge, L.L.C. ("JDI Skybridge"), is the present legal and equitable owner and holder of that certain Amended and Restated Note, dated as of December 14, 2004, executed by Borrower and made payable to the order of Lender in the stated principal amount of Fourteen Million Six Hundred Eighteen Thousand Three Hundred Seventy-Seven and 06/100 Dollars (\$14,618,377.06) (the "Note") in connection with certain real property situated in the County of Cook and State of Illinois as more particularly described on Exhibit A attached hereto (the "Premises"); and

WHEREAS, the Note is secured by, among other things, the (i) Original Mortgage; (ii) Original Assignment of Rents; (iii) Bifurcation Agreement; (iv) Modification Agreement; (v) Moran/Glascott Mortgage; and (vi) Moran/Glascott Assignment of Rents; (all as hereinafter defined, but collectively, the "Recorded Documents");

WHEREAS, JDI Skybridge assigned and conveyed all of its right, title and interests in and to the Recorded Documents to Lender pursuant to, among other things, a certain Assignment of Mortgages and Related Documents dated on or about the date hereof; and

WHEREAS, the parties hereto desire to amend and modify the Recorded Documents as hereinafter set forth.

NOW, THEREFORE, in consideration of the premises above set forth and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged and agreed, Borrower and Lender hereby agree as follows:

**Near North National Title  
222 N. LaSalle  
Chicago, IL 60601**

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1. Amendment by Omnibus Agreement. The following documents are hereby amended and modified as set forth in that certain Second Omnibus Amendatory Agreement of Loan Documents between Borrower and Lender dated on or about the date hereof, the terms and conditions of which are hereby incorporated by reference:

(a) That certain Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Financing Statement dated as of May 30, 2001, executed by Borrower in favor of Lehman Brothers Holdings, Inc., a Delaware corporation ("Lehman"), and recorded on June 13, 2001, in the Cook County, Illinois, Recorder's Office as Doc. No. 0010515585, as assigned by Lehman to JDI Skybridge pursuant to that certain Assignment of Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Financing Statement dated as of December 15, 2004, from Lehman to and in favor of JDI Skybridge and recorded on December 17, 2004, in the Cook County, Illinois, Recorder's Office as Doc. No. 0435244048 (collectively, and together with any amendments or modifications thereto or restatements thereof, the "Original Mortgage");

(b) That certain Absolute Assignment of Leases and Rents dated as of May 30, 2001, executed by Borrower in favor of Lehman and recorded on June 13, 2001, in the Cook County, Illinois, Recorder's Office as Doc. No. 0010515586, as assigned by Lehman to JDI Skybridge pursuant to that certain Assignment of Absolute Assignment of Leases and Rents dated as of December 15, 2004, from Lehman to and in favor of JDI Skybridge and recorded on December 17, 2004, in the Cook County, Illinois, Recorder's Office as Doc. No. 0435244049 (collectively, and together with any amendments or modifications thereto or restatements thereof, the "Original Assignment of Rents");

(c) That certain Bifurcation of Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Financing Statement and Absolute Assignment of Leases and Rents dated as of December 14, 2004, between Borrower and JDI Skybridge and recorded on December 17, 2004, in the Cook County, Illinois, Recorder's Office as Doc. No. 00435244051 (together with any amendments or modifications thereto or restatements thereof, the "Bifurcation Agreement");

(d) That certain Modification Agreement dated as of December 14, 2004, between Borrower and JDI Skybridge and recorded on December 17, 2004, in the Cook County, Illinois, Recorder's Office as Doc. No. 00435244052 (together with any amendments or modifications thereto or restatements thereof, the "Modification Agreement");

(e) That certain Mortgage and Security Agreement One North LLC Units 28A and 31A dated as of December 14, 2004, executed by Borrower in favor of JDI Skybridge and recorded on December 17, 2004, in the Cook County, Illinois, Recorder's Office as Doc. No. 00435244053 (together with any amendments or modifications thereto or restatements thereof, the "Moran/Glascott Mortgage"); and

(f) That certain Assignment of Leases and Rents One North LLC Units 28A and 31A dated as of December 14, 2004, executed by Borrower in favor of JDI

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Skybridge and recorded on December 17, 2004, in the Cook County, Illinois, Recorder's Office as Doc. No. 00435244054 (together with any amendments or modifications thereto or restatements thereof, the "Moran/Glascott Assignment of Rents").

2. No Other Amendments or Modifications. Except as set forth above, the Recorded Documents remain in full force and effect in accordance with their terms.

3. Governing Law. This Modification shall be governed by and construed in accordance with the laws of the State of Illinois.

4. Successors and Assigns. This Modification shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns.

5. Counterparts. This Modification may be executed in several counterparts and by each party on a separate counterpart, each of which when so executed and delivered shall be an original, and all of which together shall constitute one instrument.

*Remainder of Page Intentionally Left Blank.  
Signature and Acknowledgement Follow.*

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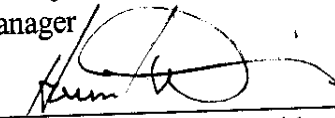
IN WITNESS WHEREOF, the parties have executed this Modification of Mortgages and Related Documents as of the date above first written.

**BORROWER:**

ONE NORTH LLC, an Illinois limited liability company

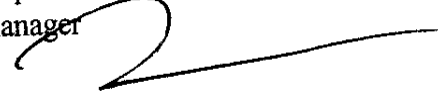
By: Dearborn/Skybridge, LLC, an Illinois limited liability company, its co-manager

By: Dearborn Development Corp., an Illinois corporation, its sole member and manager

By:   
Howard Weiner, President

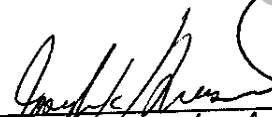
By: NAROM, LLC, an Illinois limited liability company, its co-manager

By: Meritrish Corporation, an Illinois corporation, its sole member and manager

By:   
William C. Moran, President

**LENDER:**

OHIO SAVINGS BANK, a Federal Savings Bank

By:   
Name: Joseph K. KRSIC  
Title: VICE PRESIDENT

*Acknowledgements Follow.*

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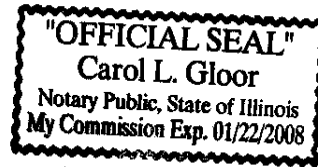
STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF COOK )

On this 4th day of December, 2005, personally appeared Howard Wemer, who acknowledged himself/herself to be the President of Dearborn Development Corp., an Illinois corporation, and that he/she has executed the foregoing to be the free act and deed for said corporation.

Carol L. Gloor  
Notary Public

My Commission expires:

1/22/08



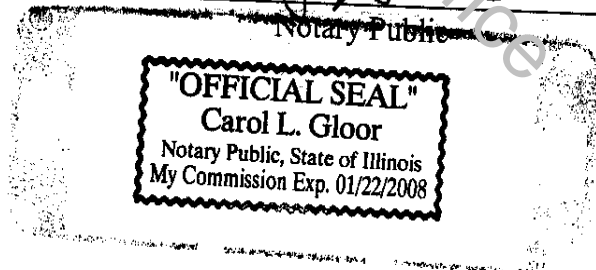
STATE OF ILLINOIS )  
 ) ss.  
COUNTY OF COOK )

On this 14th day of December, 2005, personally appeared William C. Moran, who acknowledged himself/herself to be the President of Meritrich Corporation, an Illinois corporation, and that he/she has executed the foregoing to be the free act and deed for said corporation.

Carol L. Gloor  
Notary Public

My Commission expires:

1/22/08



# UNOFFICIAL COPY

STATE OF ILLINOIS )  
COUNTY OF COOK ) ss.

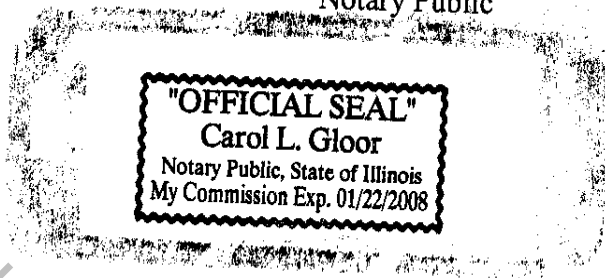
On this \_\_\_ day of December, 2005, personally appeared Joseph K. Kreisel, who acknowledged himself/herself to be the Vice President of Ohio Savings Bank, a Federal Savings Bank, and that he/she has executed the foregoing to be the free act and deed for said Bank.

Carol L. Gloor

Notary Public

My Commission expires:

1/22/08



Property of Cook County Clerk's Office

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## EXHIBIT A

### Legal Description

Description Follows.

Property of Cook County Clerks Office

**UNOFFICIAL COPY****LEGAL DESCRIPTION**

UNITS 601, 607, 610, 701, 801, 907, 1007, 1101, 1107, 1110, 1206, 1207, 1304, 1306, 1307, 1401, 1407, 1501, 1701, 1801, 1901, 2001, 2002, 2007, 2008, 2106, 2210, 2401, 2402, 2403, 2410, 2502, 2506, 2507, 2508, 2510, 2603, 2608, 2701, 2702, 2802, 2806, 2807, 2810, 2902, 2904, 3006, 3008, 3010, 3102, 3106, 3108, 3110, 3207, 3208, 3304, 3306, 3307, 3308, 3310, 3408, 3410, 3510, 3507, 3607, 3608, 3707, 3708, P-2001, P-2002, P-2015, P-2016, P-2017, P-2018, P-2019, P-2020, P-2057, P-2060, P-2061, P-2062, P-2063, P-2064, P-2065, P-2066, P-2069, P-2071, P-2072, P-2073, P-2074, P-2078, P-2080, P-2081, P-2086, P-2087, P-2088, P-2089, P-2093, P-2094, P-2095, P-2109, P-302, P-304, P-305, P-309, P-310, P-311, P-313, P-314, P-316, P-317, P-318, P-319, P-320, P-321, P-322, P-324, P-345, P-360, P-361, P-362, P-365, P-366, P-367, P-372, P-379, P-381, P-382, P-401, P-402, P-403, P-404, P-405, P-406, P-407, P-408, P-409, P-410, P-411, P-412, P-413, P-414, P-415, P-416, P-417, P-418, P-419, P-420, P-421, P-422, P-434, P-454, P-460, P-465, P-466, P-467, P-472, P-475, P-476, P-477, P-478, P-479, P-480, P-481 AND P-482 IN THE SKYBRIDGE CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE:

LOTS 1, 1\*, 1A, 1A\*, 1B, 1C, 1D, 1E\*, 1F, 1G, 1H, 1I, 1J, 1K, 1L, 1M\*, 1N, 1P\*, 1Q\*, 1R\*, 1S\*, 1T\*, 1U\*, 1V\*, 1W\*, 1X\* AND 1Y\* IN SKYBRIDGE SUBDIVISION, BEING A SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS, RECORDED AS DOCUMENT NUMBER 0030484830.

WHICH SURVEY IS ATTACHED AS EXHIBIT "B" TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 0311545026, AND AS AMENDED, TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, ALL IN COOK COUNTY, ILLINOIS.

**PROPERTY LOCATION:**

737 West Washington, Chicago, Illinois



**UNOFFICIAL COPY****PROPERTY INDEX NUMBERS:**

17-09-337-092-1001	17-09-337-092-1200	17-09-337-092-1424
17-09-337-092-1006	17-09-337-092-1204	17-09-337-092-1425
17-09-337-092-1009	17-09-337-092-1205	17-09-337-092-1426
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17-09-337-092-1019	17-09-337-092-1207	17-09-337-092-1428
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17-09-337-092-1042	17-09-337-092-1212	17-09-337-092-1430
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17-09-337-092-1194	17-09-337-092-1422	17-09-337-092-1315
17-09-337-092-1199	17-09-337-092-1423	17-09-337-092-1329

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## LEGAL DESCRIPTION

UNITS 2801, 3101, P-2067, P-2068, P-2105 AND P-2106 IN THE SKYBRIDGE CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE:

LOTS 1, 1\*, 1A, 1A\*, 1B, 1C, 1D, 1E\*, 1F, 1G, 1H, 1I, 1J, 1K, 1L, 1M\*, 1N, 1P\*, 1Q\*, 1R\*, 1S\*, 1T\*, 1U\*, 1V\*, 1W\*, 1X\* AND 1Y\* IN SKYBRIDGE SUBDIVISION, BEING A SUBDIVISION, BEING A SUBDIVISION IN THE SOUTHWEST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, COOK COUNTY, ILLINOIS, RECORDED AS DOCUMENT NUMBER 0030484830.

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### PROPERTY INDEX NUMBERS:

17-09-337-092-1287  
17-09-337-092-1288  
17-09-337-092-1325  
17-09-337-092-1326  
17-09-337-092-1166  
17-09-337-092-1188

### PROPERTY LOCATION:

737 West Washington, Chicago, Illinois