UNOFFICIAL COPY

Subject Property: One West Grand Avenue Chicago, Illinois

PIN: 17-09-248-008 & -009

... os = 10 000 & -00)

0600218066

Doc#: 0800218066 Fee: \$46.00 Eugene "Gene" Moore RHSP Fee: \$10.00 Cook County Recorder of Deeds
Date: 01/02/2008 02:55 PM Pg: 1 of 12

Prepared by and after Recording to Be Mailed to: John J. Turner, Esq. 527 South Wells Street Chicago, IL 60607 (312) 987-1900

MEMORANDUM OF SECOND LOAN MODIFICATION

The undersigned **Lender**, the undersigned **Loan Parties** and the undersigned **New Parties**, hereby acknowledge and agree as follows:

In accordance with and subject to the terms and conditions of that certain Second Loan Modification Agreement of even date herewith between the parties hereto, hereby incorporated herein by reference, (a) that certain business loan secured by and identified in the following described Mortgage (the "Loan"), having been heretofore modified by that certain First Loan Modification Agreement between Lender and the Loan Parties dated August 1, 2006, is hereby further modified to permit certain conveyances of certain portions of some of the ownership interests in the subject real estate by and between the Loan Parties and the New Parties, and (b) the Mortgage, together with the Note evidencing the Loan and the other documents securing the same, are accordingly further amended.

The Mortgage, dated December 26, 2002 and executed and delivered and by certain of the Loan Parties, or their predecessors in title, with respect to the subject real estate, was recorded with the Cook County Recorder of Deeds on January 10, 2003 as Document No. 003004871; are real estate pertaining thereto is legally described in the attached Exhibit A.

This Memorandum may be executed in any number of counterparts, each of which shall be deemed an original and all of which taken together shall constitute one and the same instrument.

Dated as of December 1, 2007

(THE FOLLOWING PAGE IS THE SIGNATURE PAGE)

LC

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UNOFFICIAL COPY Lakeside -Arizona 2nd Mod Memo

New Parties: MATTHEW T. MYREN TRUST	Loan Parties: ARIZONA, L.L.C.
Ву:	_
By: Matthew T. Myren, Trustee	David E. Carpenter, Member Manager
By: Maquoketa State Bank, Trustee	By: David M. Wong, Member Manager
Ву:	Ву:
Name: Title:	By: Melissa W. Aagesen, Member Manager
MOLLY SUE FILLINGER	JANUS INVESTMENTS, L.C.
INDIVIDUAL TRUST	By:
By:	Name:
By:	ESTATE OF CAROL J. CARPENTER,
Matthew T. Myren, Trustee	By: Maquoketa State Bank, Co-executor
By: Maquoketa State Bank, Trustee	By:
By:	Name:
Name: Title:	Ву:
	Mathew T Myren, Co-executor
HALCYON MANAGEMENT, L.L.C.	
By:	CONSTANCE S. FOSTER
Ву:	Co
Arthur Wong, Member	MIRIAM WEISMAN, as Trustee as aforesaid
Lender:	
AKESIDE BANK	EUGENE B. WEISMAN, as Trustee as aforesaid
Name: DAVIO V. PINKERTON	as reason as diologad
itle: EXECUTIVE VICE PRETIDENT	ARTHUR WONG,
	DAVID E. CARPENTER

0800218066 Page: 3 of 12

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Acknowledgements

Lakeside — Archine Zna Mod Wenlo"
KAREN J. VENETCH
Notary Public, State of Illinois
My Commission Expires 02/22/09

STATE OF ILLINOIS, COUNTY OF COOK	A
The foregoing Instrument was acknowledge by DAVID V. FINKER NO., the	d before me on DECOMBER 11, 2007
by DAVID V. PINKERTON, the	EXECUTIVE VICE PRESIDENT of
LAKESIDE BANK, an Illinois banking corporation	n, on behalf of the corporation.
	NOTARY PUBLIC
	NOTARY PUBLIC
STATE OF, COUNTY OF	
The foregoing Instrument was acknowledge	d hefore me on
by David E. Carpenter, individually, and as a Memb	per of and for and on behalf of ARIZONA, I. I. C.
an Illinois limited liability company, and HALCYO	N MANAGEMENT, L.L.C., an Illinois limited
liability company	, ————————————————————————————————————
	NOTARY PUBLIC
CTATE OF	
STATE OF, COUNTY OF	11.0
The foregoing Instrument was acknowledge	
by Arthur Wong, individually, and as a Member of a	nd for and on behalf of ARIZONA, L.L.C., an
Illinois limited liability company, and RALCYON I liability company.	MANAGEMENT, L.L.C., an Illinois limited
natinity company.	
	NOTARY PUBLIC
	NOTART TOBER
	40.
STATE OF, COUNTY OF	
The foregoing Instrument was acknowledge	d before me on
by Melissa W. Aagesen, as a Member of and on behal	
company.	
	<u>T</u>
	NOTARY PUBLIC
STATE OF IOWA COUNTY OF LACKSON	$O_{\mathcal{K}_{\alpha}}$
STATE OF IOWA, COUNTY OF JACKSON The foregoing Instrument was colored to be	d hafara may an
The foregoing Instrument was acknowledged by	
Maquoketa State Bank, an Iowa state bank, on beha	
CAROL J. CARPENTER, DECEASED, and as I	
and as Trustee of the MOLLY SUE FILLINGER,	INDIVIDUAL TOUST
	EDITADUM IRUSI.
	NOTARY PUBLIC

Acknowledgements continues on the following page.

UNOFFICIAL COPY Lakeside - Arizona 2nd Mod Memo

New Parties: MATTHEW T. MYREN TRUST	Loan Parties: ARIZONA, IJ.L.C.
By: Matthew T. Myren, Trustee	By: David E. Carpenter, Member Manager
By: Maquoketa State Bank, Trustee	By: David M. Wong, Member Manager
By: Dean Fingel, Sr. Vice President & Sr. Pust Officer	By:
MOLLY SUE FILLINGER	JANUS INVESTMENTS, L.C.
INDIVIDUAL TRUST	By:
By: Molly Sue Myren, Trustee	Gregory A. Claus, Manager
By: Matthew T. Myren, Trustee	ESTATE OF CAROL J. CARPENTER, DECEASED By: Maquoketa State Bank, Co-executor
By: Maquoketa State Bank, Trustee	By: Dean Engel, Sr. Vice President &
By: Dean Engel, Sr. Vice President & Sr. Trust Officer	Sr. Trust Officer By: Matthew T. Myren, Co-Executor
HALCYON MANAGEMENT, L.L.C.	vonstana S Doster
By:	CONSTANCE S. FOSTER
By: Arthur Wong, Member	Miriam (Welsman) MIRIAM WEISMAN, as Trustee
Lender:	as aforesaid
LAKESIDE BANK	EUGENE B. WEISMAN, as Trustee as aforesaid
By:	1
Name:	his king
Title:	ARTHUR WONG,
	14

0800218066 Page: 5 of 12

UNOFFICIAL COPY Lakeside -Arizona 2nd Mod Memo

New Parties:	Loan Parties:
MATTHEW T. MYREN TRUST	ARIZONA, L.L.C.
By:	Ву:
By: Matthew T. Myren, Trustee	David E. Carpenter, Member Manage
, ,	Ry:
By: Maquoketa State Bank, Trustee	By: David M. Wong, Member Manager
By: Name: Title:	Bv∙
Name:	By: Melissa W. Aagesen, Member Manager
Title:	Wienssa W. Aagesen, Weinder Manager
	JANUS INVESTMENTS, L.C.
MOLLY SUE FILLINGER	MANUS HAVEST MENTS, L.C.
INDIVIDUAL TRUST	Bv∙
	Name:
By:	Title:
Molly Sue Fillinger, Trustee	
	ESTATE OF CAROL J. CARPENTER,
By:	DECEASED
Matthew T. Myren, Trustee	By: Maquoketa State Bank, Co-executor
By: Maquoketa State Bank, Trustee	By:
,	By:
By:	714.6
Name:	Title:
Title:	By:
	By: Mathew 1. Myren, Co-executor
HAI CVON MANACEMENTS & C.	4
HALCYON MANAGEMENT, L.L.C.	'5
By:	CONCEANCE G. FOREST
David E. Carpenter, Member	CONSTANCE S. FOSTER
Ву:	· · · · · · · · · · · · · · · · · · ·
Arthur Wong, Member	MIDIAM WEIGHAR
	MIRIAM WEISMAN, as Trustee as aforesaid
Lender:	as attriesard
LAKESIDE BANK	EUGENE B. WEISMAN,
n outli	as Trustee as aforesaid
By: Doll Ishet	
Name: DAVIO V. PINKERION	
Title: Executus Vias Mesiasnor	ARTHUR WONG,
	DAVID E. CARPENTER

0800218066 Page: 6 of 12

UNOFFICIAL COPY Lakeside - Arizona 2nd Mod Memo

New Parties:	Loan Parties:
MATTHEW T. MYREN TRUST	ARIZONA, L.L.C.
By:	By:
By: Matthew T. Myren, Trustee	By:
Dry Manualist Co. D. J. S.	By: _
By: Maquoketa State Bank, Trustee	David M. Wong, Member Manager
By:	By: Melisse W. Casisi
Dean Engel, Sr. Vice President & Sr. Imst Officer	Melissa W. Aagesen, Member Manage
MOLLY CHE ELL LOS DE	JANUS INVESTMENTS, L.C.
MOLLY SUE FILLINGER INDIVIDUAL TRUST	
INDIVIDUAL INUST	By: Gregory A. Claus, Manager
By: Molly Sue Myren, Trustee	Gregory A. Claus, Manager
Trong But Hyten, Trustee	ESTATE OF CAROL J. CARPENTER
By:	DECEASED
Matthew T. Myren, Trustee	By: Maquoketa State Bank, Co-executor
By: Maquoketa State Bank, Trustee	By:_
_	Dean Engel, Sr. Vice President & Sr. Trust Officer
By:	
Dean Engel, Sr. Vice President & Sr. Trust Officer	By: Matthew T. Myren, Co-Executor
HALCYON MANAGEMENT, L.L.C.	TS
By:	GOVERN LYCH C
By:	CONSTANCE S. FOSTER
By:	Co.
Arthur Wong, Member	MIRIAM WEISMAN, as Trustee as aforesaid
Lender:	an arotonara
LAKESIDE BANK	DUCENTE D VIETCHANI
THE STATE OF THE S	EUGENE B. WEISMAN, as Trustee as aforesaid
By:	as transva as aronound
Name:	
Title:	ARTHUR WONG,
	DAVID E. CARPENTER
	AND THE PARTY OF THE PARTY BARE

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Lakeside - Arizona 2nd Mod Memo

New Parties: MATTHEW T. MYREN TRUST	Loan Parties: ARIZONA, L.L.C.
Ву:	D
Matthew T. Myren, Trustee	By:
By: Maquoketa State Bank, Trustee	By: David M. Wong, Member Manager
By:	By:
Dear Engel, Sr. Vice President & Sr. 1 rust Officer	Melissa W. Aagesen, Member Manager
MOLLY SUE FILLINGER	JANUS INVESTMENTS, L.C.
INDIVIDUAL TRUST	By: Gregory A. Claus, Manager
By:	orogory in ordan, manager
Molly Sue Myren, Trustee	ESTATE OF CAROL I CARRENGER
By:	ESTATE OF CAROL J. CARPENTER, DECEASED
Matthew T. Myren, Trustee	By: Maquoketa State Bank, Co-executor
By: Maquoketa State Bank, Trustee	By:
By:	Sr. Trust Officer
Dean Engel, Sr. Vice President & Sr. Trust Officer	By: Matthew T. Myren, Co-Executor
HALCYON MANAGEMENT, L.L.C.	TŚ
By:	CONSTANCE S. FOSTER
David E. Carpenter, Member	CONSTANCES. POSTER
By:Arthur Wong, Member	
Arthur Wong, Member	MIRIAM WEISMAN, as Trustee
Lender:	as aforesaid
LAKESIDE BANK	EUGENE B. WEISMAN, as Trustee as aforesaid
By:	- A WILL WE WILLIAM
Name:	
Title:	ARTHUR WONG,
	DAVID E. CARPENTER

0800218066 Page: 8 of 12

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Acknowledgements

Lakeside -Arizoria 2nd Mod Dienar "
KAREN J. VENETCH
Notary Public, State of Minois
My Communicion Expires 02/22/09

STATE OF ILLINOIS, COUNTY OF COOK	
The foregoing Instrument was acknowledged	ledged before me on December 11, 2007
by DAVID V. PINKERTON th	ledged before me on December 11, 2007 he EXECUTIVE VICE PRESIDENT of
LAKESIDE BANK, an Illinois banking corpo	oration, on behalf of the corporation.
LAKESIDE BANK, an Illinois banking corpo	Karon J. Venetal
	NOTARY PUBLIC
STATE OF COUNTY OF	
	1 11 0
The foregoing Instrument was acknowled by David F. Computer individually and a second	edged before me on
an Illinois limite: liability company, and HALC	Member of and for and on behalf of ARIZONA, L.L.C., CYON MANAGEMENT, L.L.C., an Illinois limited
liability company	TON MANAGEMENT, L.L.C., an illinois limited
	NOTARY PUBLIC
	NOTART TODER
STATE OF, COUNTY OF	
The foregoing Instrument was acknowled	edged before me on
by Arthur Wong, individually, and as a Member	of and for and on behalf of ARIZONA I I C an
illinois limited liability company, and HAZCY(ON MANAGEMENT, L.L.C., an Illinois limited
liability company.	
	NOTARY PUBLIC
	4
STATE OF COUNTY OF	77,
	-1.11.0
The foregoing Instrument was acknowled	edged before me on
company.	pehalf of ARIZON'. I.L.C., an Illinois limited liability
•	4,
	NOTARY PUPLIC
STATE OF IOWA, COUNTY OF JACKSON	1/2.
The foregoing Instrument was acknowle	edged before me on
Dy	, the
Maquoketa State Bank, an Iowa state bank, on	behalf of the bank as executor of the ESTATE OF
JAROL J. CARPENTER, DECEASED, and	as Trustee of the MATTHEW T. MYREN TRUST
and as Trustee of the MOLLY SUE FILLING	ER, INDIVIDUAL TRUST.
	NOTARY PUBLIC

Acknowledgements continues on the following page.

UNOFFICIAL COPY Lakeside - Arizona 2nd Mod Memo

Acknowledgements

STATE OF ILLINOIS, COUNTY OF COOK
The foregoing Instrument was acknowledged before me on
by, the of
LAKESIDE BANK, an Illinois banking corporation, on behalf of the corporation.
NOTARY PUBLIC
STATE OF Lowe , COUNTY OF Mascahne
The foregoing Instrument was acknowledged before me on
by David E. Carpenter, individually, as a Member Manager of and for and on behalf of ARIZONA,
L.L.C., an Illinois limited liability company, and as a Member of and for and on behalf of HALCYON
an lowa limited liability company.
TERI PEARL Commission Number 156952
My Commission Expires NOTARY PUBLIC
STATE OF, COUNTY OF COOK
The foregoing Instrument was acknowledged before me on Quenty 14, 20077,
by Arthur Wong, individually, and as a Mer, ber of and for and on behalf of HALCYON
MANAGEMENT, L.E. Can low limited liab inty company
Joyce Perse Ladwig July and The
Notary Public, Neate of Hunois NOTARY PUBLIC
STATE OF COUNTY OF COOP
The foregoing Instrument was acknowledged before on December 14,2007.
by David M. Wong, as a Member Manager of and on behalf of ARIZONA L.L.C. an Illinois limited
liability company. "OFFICIAL SEAL"
Joyce Isue Ludwig Not ANY QUIZ LIE
Notice Public State of Illinois
STATE OF 4My Com COUNTY OF 0 0
The foregoing Instrument was acknowledged before me on December 14,2007,
by Melissa W. Aagesen, as a Member Manager of and on behalf of ARIZONA, L.L.C., an Illinois
limited liability company
Joyce Jone Ludwig
Notary Probe, State of Illinois My Commission Exp. 07/14/2009
My Connaission Exp. 07/14/2009 STATE OF IOWA, COUNTY OF JACKSON
The foregoing Instrument
By Dean Engel, Sr. Vice President & Sr. Trust Officer of Maquoketa State Bank, an Iowa state bank, on
behalf of the bank as executor of the ESTATE OF CAROL J. CARPENTER, DECEASED, and as
Trustee of the MATTHEW T. MYREN TRUST, and as Trustee of the MOLLY SUE FILLINGER
INDIVIDUAL TRUST.
κρίας · PATRICIA M. GERARDY
Patricia m. Heron de Schrift Commission Number 732064 My Consussion Expires
NOTARY PUBLIC

Acknowledgements continues on the following page.

UNOFFICIAL COPY Lakeside - Arizona 2nd Mod Memo

Acknowledgements -continued

STATE OF ILLINOIS, COUNTY OF <u>COOK</u> The foregoing Instrument was acknowledged before me on <u>12-14-2007</u> by Matthew T. Myron , as executor of the ESTEATER OF GLADO
by Matthew T. Myren, as executor of the ESTATE OF CAROL J. CARPENTER, DECEASED, and as Trustee of the MATTHEW T. MYREN TRUST, and as Trustee of the MOLLY SUE FILLINGER INDIVIDUAL TRUST.
TERESA GRABOWSKI NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 3-16-2008 NOTARY PUBLIC
STATE OF Lowe , COUNTY OF Muscaline The foregoing is a remont was a land to the country of the c
The foregoing instrument was acknowledged before me on/2-/8-07 by Molly Sue Myren, formerly known as Molly Sue Fillinger, as Trustee of the MOLLY SUE FILLINGER INDIVIDUAL TRUST.
NOTARY PUBLIC TERI PEARL Commission Number 158952 My Commission Expires 7-79-0
STATE OF ILLINOIS, COUNTY OF COOK The foregoing instrument was acknowledged before me on Decentury 14,200 77.
by Constance S. Foster OFFICIAL SEAL' Joyce Jane Ludwig Notary Paple, State of Illinois My Commission Eq. 9714/2009
STATE OF, COUNTY OF O & /
The foregoing Instrument was acknowledged before me on Secondary 14,2007, by Miriam Weisman, as Trustee of and on behalf of the MIRIAM WEISMAN REVOCABLE
TRUST dated August 10, 1994. OFFICIAL SEAL! Joyce Rank Laidwig Notary Public My Commission COUNTY OF COUNTY OF
The foregoing Instrument was acknowledged before me on December 14.200 1
by Eugene B. Weisman, as Trustee of and on behalf of the EUGENE B. WEISMAN REVOCABLE
TRUST dated August 10, 1994. **OFFICAL SEAL* Loyon same Ladwig NOTARY PUBLIC Notare Plus State of Illinois Notare P

0800218066 Page: 11 of 12

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Lakeside -Arizona 2nd Mod Memo

Acknowledgements -continued

STATE OF <u>Horda</u>, COUNTY OF Color had

The foregoing Instrument was acknowledged before me on December 13th 500. by Gregory A. Claus, the Manager of JANUS INVESTMENTS, L.C., an Iowa limited liability company, on behalf of the company.



NOTARY PUBLIC

S:\Arizona L.L.C. Word Drca\2r.J Mod Memo - 12-10-07- dec changesi.rtf



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UNOFFICIAL COPY Lakeside – Arizona 2nd Mod. Ex. A

EXHIBIT A

Legal Description

LOT 1 IN BLOCK 14 IN KINZIE'S ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

AND

LOTS 15 AND 16 IN BLOCK 9 IN WOLCOTT'S ADDITION TO CHICAGO IN SECTION 9, TOWNSHIP 3, NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, 11 LINOIS.

PIN: 17-09-248-008 (Lots 15 & 16)

17-09-248-009 (Lot 1)

Commonly known as One West Grant Avenue,
Chicago, Illino's 60510