



This Instrument
Prepared by, and after
Recording to Be Mailed to:

Doc#: 0801733127 Fee: \$38.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 01/17/2008 01:22 PM Pg: 1 of 8

John J. Turner, Esq.
527 South Wells Street
Chicago, IL 60607
(312) 987-1900

(1all)

8079683 D2 KARSA

Property of COOK COUNTY OFFICIAL

MEMORANDUM OF FOURTH LOAN MODIFICATION

The undersigned **Lender** and the undersigned **Obligors** hereby acknowledge and agree as follows:

In accordance with and subject to the terms and conditions of that certain Fourth Loan Modification Agreement of even date herewith between the Obligor (and others) and the Lender, hereby incorporated herein by reference, (a) the loan secured by and identified in the following described Mortgages (the "Loan"), having been previously modified as described below has been further modified such that (among other things) its scheduled Maturity has been extended to January 1, 2009, its interest rate has been increased and an additional advance of \$573,519.00 is being made thereunder (thereby increasing its outstanding principal balance as of the date hereof to \$4,339,097.00, and (b) the Mortgages, together with the Note evidencing and the other documents securing the Loan, have been accordingly amended.

0030031206 0030031209 0030031210

The Mortgages were recorded with the Cook County Recorder of Deeds on January 8, 2003 as Document Nos. ~~030031206~~ as to Parcel A, and ~~030031209~~ and ~~030031210~~ as to Parcel B, the real estate pertaining thereto being legally described in attached Exhibit A; the Loan was previously modified as evidenced by certain Modifications of Mortgage dated July 1, 2004, and recorded August 6, 2004 as Document Nos. 042193 1110 as to Parcel A, and 0421931111 and 042193 1112 as to Parcel B, and as evidenced by that certain Second Loan Modification Agreement dated as of January 1, 2006, a Memorandum of which was recorded on April 4, 2006 as Document No. 0609433275, and as evidenced by that certain Third Loan Modification Agreement dated as of January 1, 2007, a Memorandum of which was recorded on January 22, 2007 as Document No. 0702242142.

Dated December 28, 2007

(THE FOLLOWING PAGE IS THE SIGNATURE PAGE)

UNOFFICIAL COPY

Lakeside - BEA 4th Mod 2 Parcels (Plant & 95 Acre)

EXHIBIT A**Legal Description****PARCEL A (BARTLETT - 95 Acres)****PARCEL 1:**

THAT PART OF THE SOUTHWEST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS WHICH LIES EAST OF THE EASTERLY RIGHT OF WAY LINE OF ELGIN JOLIET AND EASTERN RAILWAY COMPANY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN; THENCE WEST ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SECTION 32, 400 FEET; THENCE NORTH ALONG A LINE 400 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID SOUTHWEST 1/4 OF SECTION 32, 1492.90 FEET; THENCE NORTHEASTERLY ALONG A LINE 432.81 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST 1/4 OF SECTION 32, SAID POINT BEING 1650.0 FEET NORTH OF SAID SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 32; THENCE SOUTH ALONG SAID EAST LINE OF THE SOUTHWEST 1/4 OF SECTION 32, 1650.0 FEET TO THE POINT OF BEGINNING.

PARCEL 2:

THE WEST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

PIN: 06-32-300-008; 06-32-400-002; and 06-32-400-003.

Commonly known as: 95 Acre Parcel at Spitzer Road, and Bartlett Road, lying in Elgin and Bartlett, Illinois.

PARCEL B (LEMONT - Plant)

PART OF LOT 221 IN SANITARY DISTRICT TRUSTEE'S SUBDIVISION OF THE RIGHT-OF-WAY OF THE SANITARY AND SHIP CANAL IN SECTION 19, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 31, 1908 AS DOCUMENT NUMBER 4180218 AND

PART OF LOT 225 IN SANITARY DISTRICT TRUSTEE'S SUBDIVISION OF THE RIGHT-OF-WAY OF THE SANITARY AND SHIP CANAL IN SECTION 30, TOWNSHIP 37 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED MARCH 31, 1908 AS DOCUMENT NUMBER 4180218

UNOFFICIAL COPY

Lakeside - BEA 4th/10d 2 Parcels (Plant & 95 Acre)

SAID PARCEL BEING DESCRIBED AS FOLLOWS: COMMENCING AT THE MOST NORTHEASTERLY CORNER OF LOT 225 (BEING THE COMMON CORNER WITH LOT 221 AND PARCEL B2; THEN SOUTH 21 DEGREES 37 MINUTES 25 SECONDS EAST PARALLEL TO AN EXISTING FENCE LINE 20.01 FEET TO A POINT WHICH IS 20.00 FEET PERPENDICULARLY DISTANT SOUTHEASTERLY OF THE NORTH LINE OF LOT 221 FOR THE POINT OF BEGINNING OF LEASE PARCEL; THENCE CONTINUING ALONG A PROLONGATION OF THE LAST DESCRIBED COURSE, 230.27 FEET TO A POINT WHICH IS 40.00 FEET PERPENDICULARLY DISTANT NORTHWESTERLY OF THE SOUTHERLY LINE OF LOT 225; THENCE NORTH 60 DEGREES 48 MINUTES 31 SECONDS EAST ALONG A LINE WHICH IS 40.00 FEET NORTHWESTERLY OF (AS MEASURED AT RIGHT ANGLES THERETO) THE SOUTHERLY LINE OF LOTS 225 AND 221, 1011.72 FEET; THENCE NORTH 23 DEGREES 29 MINUTES 39 SECONDS WEST AT RIGHT ANGLES TO THE NORTH LINE OF LOT 221, 127.05 FEET TO A POINT ON SAID NORTH LINE OF LOT 221; THENCE SOUTH 66 DEGREES 39 MINUTES 21 SECONDS WEST, 1000.00 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS SAID PARCEL CONTINUING NORTHERN 4.10 ACRES MORE OR LESS.

PIN: 22-19-300-011-0000
22-19-300-015-0000
22-30-100-013-0000

Commonly known as: 4.1 Acre Parcel at Lenont Road and Illinois - Main Channel
Lemont, Illinois

UNOFFICIAL COPY

Lakeside - Console 4th Loan Mod Memo

Lender

LAKESIDE BANK, an Illinois

By: _____
Name: _____
Title: _____

Obligors

NORTH STAR TRUST COMPANY, not personally but (as successor trustee to Lakeside Bank) as Trustee under Trust Agreement No. 10-2466 dated December 27, 2002

By: *[Signature]*
Name: *[Signature]*
Title: **TRUST OFFICER**

BARTLETT BITUMINOUS ASPHALT, L.L.C., an Illinois limited liability company

By: _____
Name: _____
Title: _____

GANNA CONSTRUCTION, INC., an Illinois corporation

By: _____
Name: _____
Title: _____

LAND DEVELOPMENT ENTERPRISES, L.L.C., an Illinois limited liability company

By: _____
Name: _____
Title: _____

Property of Cook County Clerk's Office

(Acknowledgements Appear on the Following Page)

UNOFFICIAL COPY

Lakeside - Console 4th Loan Mod Memo

Lender

LAKESIDE BANK, an Illinois

By: [Signature]
Name: CHRIS ACCIARDI
Title: [Signature]

Obligors

NORTH STAR TRUST COMPANY, not personally but (as successor trustee to Lakeside Bank) as Trustee under Trust Agreement No. 10-2166 dated December 27, 2002

By: _____
Name: _____
Title: _____

BARTLETT BITUMINOUS ASPHALT, L.L.C., an Illinois limited liability company

By: [Signature]
Name: Don Cowale
Title: member

GANNA CONSTRUCTION, INC., an Illinois corporation

By: [Signature]
Name: GARTANO CONSOLIE
Title: _____

LAND DEVELOPMENT ENTERPRISES, L.L.C., an Illinois limited liability company

By: [Signature]
Name: GARTANO CONSOLIE
Title: MEMBER

Property of Cook County Clerk's Office

(Acknowledgements Appear on the Following Page)

UNOFFICIAL COPY

Lakeside - Console 4th Loan Mod Memo

STATE OF ILLINOIS
COUNTY OF COOK

Lender's Acknowledgement

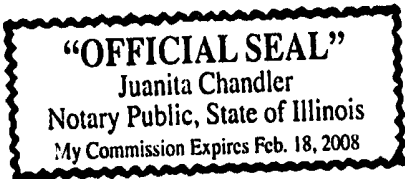
The foregoing Instrument was acknowledged before me on _____,
by _____, the _____ of
LAKESIDE BANK, an Illinois banking corporation, on behalf of the corporation.

NOTARY PUBLIC

Trustee's Acknowledgement

The foregoing Instrument was acknowledged before me on 1-3-08,
by Martha Cravito, as TRUST OFFICERS of
NORTH STAR TRUST COMPANY, an Illinois corporation, on behalf of the corporation as Trustee.

Juanita Chandler
NOTARY PUBLIC



Obligors' Acknowledgements

The foregoing Instrument was acknowledged before me on _____,
by _____, the _____ of
BARTLETT BITUMINOUS ASPHALT, L.L.C., an Illinois limited liability company, on behalf of
the company; and by _____, the _____ of
LAND DEVELOPMENT ENTERPRISES, L.L.C., an Illinois limited liability company, on behalf
of the company; and by _____, the _____ of
GANNA CONSTRUCTION, INC., an Illinois corporation, on behalf of the corporation

NOTARY PUBLIC

UNOFFICIAL COPY

Lakeside - Console 4th Loan Mod Memo

STATE OF ILLINOIS
COUNTY OF COOK

Lender's Acknowledgement

The foregoing Instrument was acknowledged before me on January 4th, 2008,
by Philip Caccitore, the Executive Vice President of
LAKESIDE BANK, an Illinois banking corporation, on behalf of the corporation.



Danielle Graziani
NOTARY PUBLIC

Trustee's Acknowledgement

The foregoing Instrument was acknowledged before me on _____,
by _____, as _____ of
NORTH STAR TRUST COMPANY, an Illinois corporation, on behalf of the corporation as Trustee.

NOTARY PUBLIC

Obligors' Acknowledgements

The foregoing Instrument was acknowledged before me on _____,
by _____, the _____ of
BARTLETT BITUMINOUS ASPHALT, L.L.C., an Illinois limited liability company, on behalf of
the company; and by _____, the _____ of
LAND DEVELOPMENT ENTERPRISES, L.L.C., an Illinois limited liability company, on behalf
of the company; and by _____, the _____ of
GANNA CONSTRUCTION, INC., an Illinois corporation, on behalf of the corporation

NOTARY PUBLIC

UNOFFICIAL COPY

Lakeside - Console 4th Loan Mod Memo

STATE OF ILLINOIS
COUNTY OF COOK

Lender's Acknowledgement

The foregoing Instrument was acknowledged before me on December 28th, 2007,
by Philip D. Cacciatore, the Executive Vice President of
LAKESIDE BANK, an Illinois banking corporation, on behalf of the corporation.

Danielle Graziani
NOTARY PUBLIC



Trustee's Acknowledgement

The foregoing Instrument was acknowledged before me on _____,
by _____, as _____ of
NORTH STAR TRUST COMPANY, an Illinois corporation, on behalf of the corporation as Trustee.

NOTARY PUBLIC

Obligors' Acknowledgements

The foregoing Instrument was acknowledged before me on December 28th, 2007,
by Donato Console, the Member of
BARTLETT BITUMINOUS ASPHALT, L.L.C., an Illinois limited liability company, on behalf of
the company; and by Gaetano Console, the Member of
LAND DEVELOPMENT ENTERPRISES, L.L.C., an Illinois limited liability company, on behalf
of the company; and by Gaetano Console, the Secretary of
GANNA CONSTRUCTION, INC., an Illinois corporation, on behalf of the corporation

Danielle Graziani
NOTARY PUBLIC

