

UNOFFICIAL COPY

THIS INSTRUMENT WAS)
PREPARED BY AND AFTER)
RECORDING RETURN TO:)

First American Bank)
P. O. Box 307)
Hampshire, IL 60140)

PERMANENT INDEX #:)
07-07-100-036-0000)
07-07-100-037-0000)

STREET ADDRESS:)
2401 W. Higgins Road)
Hoffman Estates, Illinois 60195)

Accommodation 1/1)



Doc#: 1003218031 Fee: \$40.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 02/01/2010 02:32 PM Pg: 1 of 3



FIRST AMENDMENT TO MORTGAGE

THIS MORTGAGE, made November 1, 2009, by and between Poplar Creek, L.L.C., an Illinois limited liability company (hereinafter referred to as "Mortgagor"), and First American Bank, an Illinois banking corporation (hereinafter referred to as "Mortgagee");

STEWART TITLE COMPANY
2055 W. Army Trail Road, Suite 110
Addison, IL 60101
630-889-4000

WITNESSETH:

WHEREAS, Mortgagor is justly indebted to Mortgagee in the principal sum of Seven Million Eight Hundred Ninety Two Thousand Four Hundred Six and 23/100 Dollars (\$7,892,406.23), evidenced by the certain Term Note dated February 27, 2004 in the original principal amount of \$8,100,000.00 (the "Note"), made by Mortgagor pursuant to the Loan Agreement, dated February 27, 2004 between Mortgagor and Mortgagee (the "Loan Agreement"), and made payable to the order of and delivered to Mortgagee, in and by which Note the Mortgagor promised to pay the principal sum and interest as set forth in the Note, with a final maturity date occurring on November 1, 2009 or earlier as so provided in the Note).

WHEREAS, pursuant to the terms of the Loan Agreement, Borrower has also executed and delivered to Bank, among other agreement, (a) that Mortgage dated as of February 27, 2004 and recorded February 27, 2004 with the Cook County Recorder as Document No. 0405826116, encumbering certain property in Cook County, Illinois;

WHEREAS, as of the date hereof, the Mortgage encumbers the real property described as follows:

LOT 6 IN RESTAURANT MALL BEING A SUBDIVISION OF PART OF THE NORTHWEST FRACTIONAL 1/4 OF SECTION 7, TOWNSHIP 41 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT NUMBER 04016244, IN COOK COUNTY, ILLINOIS.

WHEREAS, the Mortgagor and the Mortgagee wish to extend the maturity of the Note from November 1, 2009 to November 1, 2013 and to restate the terms and conditions under which the Mortgagee will continue to provide financing to the Mortgagor as provided in the Amended and Restated Loan Agreement of even date; and

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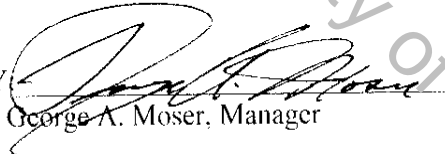
-2-

NOW THEREFORE, in consideration of the premises and the mutual promises of the parties, and for other good and valuable consideration in hand paid, the receipt and sufficiency of which is hereby acknowledged by Mortgagor and Mortgagee, it is hereby agreed as follows:

1. The foregoing recitals are hereby incorporated by this reference into this Amendment.
2. The Maturity Date of the Note is hereby amended from November 1, 2009 to November 1, 2013.
3. Except as herein amended, the Mortgage is ratified and confirmed and shall remain in full force and effect in accordance with the terms.

IN WITNESS WHEREOF, Mortgagor has executed this instrument the day and year first written above.

Poplar Creek, L.L.C.

BY 
 George A. Moser, Manager

RECORDED & INDEXED
 OFFICE OF THE CLERK OF COOK COUNTY
 101 S. WASHINGTON ST.
 CHICAGO, IL 60602

Property of Cook County Clerk's Office

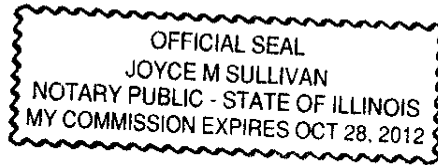
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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, JOYCE SULLIVAN, a Notary Public in and for said County in the State aforesaid, DO HEREBY CERTIFY THAT George A. Moser personally known to me and known by me to be the Manager of Poplar Creek, L.L.C., an Illinois limited liability company, in whose name the above and foregoing instrument is executed, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his free and voluntary act and as the free and voluntary act of said Poplar Creek, L.L.C., for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this November 22, 2009.

Joyce M Sullivan
Notary Public



My Commission Expires:

10-28-12

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