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#### MODIFICATION TO DEED OF TRUST AND PARTIAL RELEASE

This Modification to Deed of Trust and Partial Release ("Modification"), is made this 9th day of March, 2010 among Lasalle Bank N.A. ("Beneficiary"), and Gregory J. Michalik and Anne M. Michalik ("Borrower(s)") (collectively referred to herein as the "parties").

### RECITALS

This Modification is made with reference to the following facts:

A. The Borrower(s) made, executed, and delivered to Lasalle Bank N.A. ("Lender") and Beneficiary, that certain Deed of Trust dated July, 1, 2005, and recorded on July 13, 2005, as Document No./Instrument No. 0519413064 in the Official Records in the Office of the County Recorder of Cook County, State of Illing is "Deed of Trust"), securing a Note dated July 1, 2005, in the principal amount of One Hundred Twenty Five Thousand Dollars and 00/100 (\$125,000.00) in favor of the Beneficiary and legally describing the real property as follows:

See Exhibit "A" attached hereto and made a part hereof.

B. The purpose of this Modification is to correct the legal description. At the time the above referenced Deed of Trust was recorded an incorrect legal description was inadvertently contained therein.

#### TERMS OF MODIFICATION

1. For value received, the parties hereto do hereby modify said Deed of Trust to provide that the legal description therein shall be as follows ("Secured Property"):

See Exhibit "B" attached hereto and made a part hereof.

2. The Borrower(s) do(es) hereby mortgage, grant and convey the Secured Property to Beneficiary under the Deed of Trust together with power of sale subject to



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each and all of the terms and conditions of the Deed of Trust, including this Modification thereto.

- 3. The Borrower(s) and the Beneficiary do(es) hereby release without warranty to the person or persons legally entitled thereto, all the estate in and to any portion of the legal description first described hereinabove, which is not included within the description to the Secured Property.
- 4. The terms of the Deed of Trust, which are incorporated herein by reference, shall remain in full force and effect and be binding thereon to the extent they are not inconsistent with the provisions of this Modification. In the event of any inconsistency between the provisions of this Modification and the original Deed of Trust, the provisions of this Modification shall control. The Deed of Trust, herein modified, when signed by all parties hereto, shall constitute one Deed of Trust.
- 5. This Modification shall inure to and bind the heirs, devisees, successors and assigns of the parties nereto.
- 6. This Modification may be executed in counterparts, but shall be of no force and effect unless and until all parties to this Modification have duly executed this document.

IN WITNESS WHEREOF, the parces hereto have executed this Modification the day and year first above written.

Ban', of America, N.A. successor by merger to Lasalle Eark N.A.

Jennie Suidicessi

Assistant Vice President

Gregory J. Michalik, Borrowe:

Anne M. Michalik, Borrower

(ALL SIGNATURES MUST BE ACKNOWLEDGED)

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### CERTIFICATE OF ACKNOWLEDGMENT

•	
STATE OF CALIFORNIA	)
COUNTY OF VENTURA	) ss. )
satisfactory evidence to be the person within instrument and acknowledged this/her/their authorized capacity(ies), a	Shere Miller Molary Public, before me, Victor Rodriguez, Notary Public, si, who proved to me on the basis of n(s) whose name(s) is/are subscribed to the to me that he/she/they executed the same in and that by his/her/their signature(s) on the upon behalf of which the person(s) acted,
I certify under PENALTY OF PERJURY the foregoing paragraph is true and co	under the laws of the State of California that
WITNESS my hand and official seal.	SHERRI MCKENN Commission # 1749776 Notary Public - California Ventura County My Comm. Expires Jun 9, 2011
Victor Rodriguez Shere's McKenn &	<del>fn</del> C
Notary Public - Commission No. 1682760 1149776 fre	
Commission Expires: July 21, 2010	June 1 1011 Am
TYPE OF DOCUMENT:	Modification to Deed of Trust and Partial Release
DOCUMENT DATE:	March 9, 2010

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CERTIFICATE OF ACKNOWLEDGMENT
STATE OF
1
COUNTY OF OOK ) ss.
21
On this 12 day of MARCH, 2010, before me, 2010, before me, Notary Public, personally appeared GREGORY J. MICHALIK, who proved to me
CORINGE A. MULLALLY , Notary Public, personally
appeared GREGORY J. MICHALIK, who proved to me
on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.
WITNESS my hand and official seal. *OFFICIAL SEAL*
Corinne A Mullally
Corinne A Mulially  Notary Public, State of Illinois Commission Expires 1/4/2011
Notary Public - Commission No.
Commission Expires: //4///
CERTIFICATE OF ACKNOWLEDGMENT
STATE OF TLLINGIS
COUNTY OF COOK ss.
COUNTY OF STORE
On this $\sqrt{2}$ day of $MAPAU$ 2010 before me
On this 12 day of MARCH, 2010 before me, CORINNE A. MULLALLY, Notary Public, personally
appeared ANNA M. MICHALIK , who proved to me
on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they
executed the same in his/her/their authorized capacity(ies), and that by his/her/their
signature(s) on the instrument the person(s), or the entity upon behalf of which the
person(s) acted, executed the instrument.
portoritor doctor executive intervention
WITNESS my hand and official seal.
Crusie a. Spallelly
Notary Public - Commission No.
Commission Evnires: 1/1/ Corinne & Mullette.
Notary Public, State of Illinois Commission Expires 1/4/2011

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#### Exhibit "A"

SITUATED IN THE COUNTY OF COOK AND STATE OF ILLINOIS TO-WIT: LOTS 20 AND 21 IN BLOCK 70 IN FREDERICK H. BARTLETT'S 5<sup>TH</sup> ADDITION TO BARLETT HIGHLANDS, BEING A SUBDIVISION OF THE WEST ½ OF THE NORTHEAST ¼ OF SECTION 18, TOWNSHIP 38 NORTH RANGE 13, EAST OF THE 3<sup>RD</sup> PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Property of Cook County Clerk's Office

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## **UNOFFICIAL COPY**

Exhibit "B"

THE SOUTH 1/3 OF LOT 18 AND ALL OF LOT 19 IN BLOCK 70 IN FEDERICK H. BARTLETT'S FIFTH ADDITION TO BARTLETT HIGHLANDS, BEING A SUBDIVISION OF THE WEST ½ OF THE NORTHEAST ¼ OF SECTION 18, TOWNSHIP 38 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Property of County Clark's Office