

## MODIFICATION OF LEASEHOLD MORTGAGE

THIS MODIFICATION made this 30th day of October, 1986, by and between LYONS FEDERAL TRUST AND SAVINGS BANK, a federally chartered savings bank, formerly known as LYONS SAVINGS AND LOAN ASSOCIATION ("PAYEE"), and AMERICAN NATIONAL BANK & TRUST COMPANY OF CHICAGO, not personally but as Trustee under Trust No. 58248 ("MAKER"):

WHEREAS Maker has made, executed and delivered to Payee a Note of November 16, 1983 in the original principal sum of NINE MILLION AND 00/100 (\$9,000,000) DOLLARS; and

WHEREAS said Note is secured by a Leasehold Mortgage of November 16, 1983 and filed of record in the office of the Recorder for Cook County Illinois on November 25, 1983 as No. 26875179 and is further secured by a Loan And Security Agreement of even date therewith, all of which is secured by certain real estate, legally described in Exhibit A attached hereto and incorporated herein; and

WHEREAS Maker has requested and Payee has agreed to extend the loan term for an additional six (6) months; and

WHEREAS by reason of said agreement, Maker and Payee have entered into a certain Modification of Note secured by a Leasehold Mortgage of even date therewith; and

WHEREAS the parties desire to also modify the terms and conditions of said Leasehold Mortgage to the extent necessary to reflect the terms and conditions so modified in the Note.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is hereby agreed between the parties that the terms of the Leasehold Mortgage are hereby modified as follows:

(1) The foregoing recitals are true in substance and fact and are hereby incorporated by reference as if fully set forth herein.

(2) The Leasehold Mortgage of November 16, 1983 and filed of record in the Office of the Recorder for Cook County Illinois on November 25, 1983 as No. 26875179 is not altered, amended or impaired by the extension of the loan term for an additional six (6) months and said Leasehold Mortgage shall remain in full force and effect and is hereby reaffirmed by Maker and Borrower.

(3) Notwithstanding anything to the contrary herein, the terms and conditions of the aforementioned Leasehold Mortgage not expressly modified by the terms of this Modification, shall

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remain in full force and effect. In all other respects, the Maker expressly reaffirms all other terms, conditions, and covenants of the Leasehold Mortgage, identified above. In addition, this Modification neither changes, modifies, extends, establishes nor terminates any rights or obligations of the parties to any of the Security Agreements presently encumbering the Mortgaged Premises or any modification thereof.

(4) This Modification is executed by AMERICAN NATIONAL BANK & TRUST CO. OF CHICAGO in the exercise of the authority conferred upon it as Trustee under Trust No. 58248 and not in its individual capacity. Nothing contained in this Modification shall be construed as creating any liability on AMERICAN NATIONAL BANK & TRUST CO. OF CHICAGO in its individual capacity, to perform any of the obligations under this Loan Agreement. So far as AMERICAN NATIONAL BANK & TRUST CO. OF CHICAGO and its successors are concerned, Lender and the owner of any indebtedness accruing hereunder shall, in the event of a default, look solely to any one or more of the following for the payment of the indebtedness due under the Note, as described in all of the Security Agreements and this Modification.

IN WITNESS WHEREOF, the parties have executed this Modification on the date and year first written above.

AMERICAN NATIONAL BANK & TRUST COMPANY, not personally but as Trustee under Trust No. 58248

By: [Signature]

Title: VICE PRESIDENT

Attest: [Signature]

Title: [Signature]

LYONS FEDERAL TRUST AND SAVINGS BANK, formerly known as LYONS SAVINGS AND LOAN ASSOCIATION

By: [Signature]

Title: Asst. Vice Pres

Attest: [Signature]

Title: [Signature]

This document prepared by and upon recording should be returned to:  
William D. Murray, Esq.  
Lyons Federal Trust and Savings Bank  
911 North Elm St.  
Hinsdale, IL 60521

86551287

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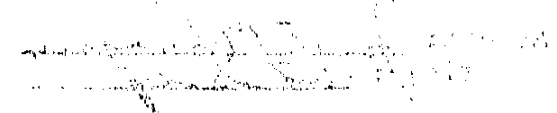
To: \_\_\_\_\_

The undersigned, \_\_\_\_\_, Clerk of Cook County, Illinois, do hereby certify that the within and foregoing is a true and correct copy of the \_\_\_\_\_ as the same appears in the \_\_\_\_\_ of Cook County, Illinois, to-wit: \_\_\_\_\_

\_\_\_\_\_ Clerk of Cook County, Illinois

Property of Cook County Clerk's Office

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and the undersigned do hereby certify that the within and foregoing is a true and correct copy of the \_\_\_\_\_ as the same appears in the \_\_\_\_\_ of Cook County, Illinois, to-wit: \_\_\_\_\_

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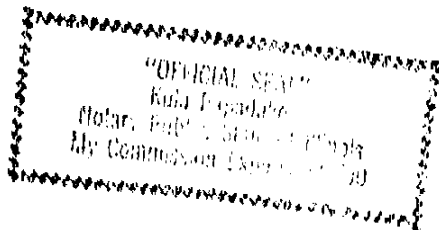
STATE OF ILLINOIS     )  
                                  ) SS.  
COUNTY OF COOK        )

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY, that \_\_\_\_\_ personally known to me to be the SECOND VICE PRESIDENT of American National Bank and Trust Company of Chicago as Trustee under its Trust No. 58248, and STEVE DIXON, personally known to me to be the ASSISTANT SECRETARY of said Bank, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as SECOND VICE PRESIDENT and ASSISTANT SECRETARY of said Bank, and caused the corporate seal of said Bank to be affixed thereto, pursuant to authority, given by the Board of Directors of said Bank as their free and voluntary act, and as the free and voluntary act and deed of said Bank, for the uses and purposes therein set forth.

Given under my hand and official seal, this \_\_\_\_\_ day of \_\_\_\_\_, 198\_\_\_\_\_.

Notary Public

My Commission Expires: \_\_\_\_\_



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RECORD NO. 2000-000000  
PAGE NO. 000000

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Court at Chicago, Illinois, this \_\_\_\_\_ day of \_\_\_\_\_, 2000.

\_\_\_\_\_  
Clerk of the Court

Property of Cook County Clerk's Office

2000-000000

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STATE OF ILLINOIS )  
                          ) SS.  
COUNTY OF Du Page )

I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that William D. Murray personally known to me to be a Asst. Vice President of LYONS FEDERAL TRUST AND SAVINGS BANK, a federally chartered savings bank and Janet M. Donaghy, personally known to me to be the Asst. Secretary of said Corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Asst. Vice President and Asst. Secretary they signed and delivered the said instrument and caused the Corporate seal of said Corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said Corporation as their free and voluntary act, and as the free and voluntary act and deed of said Corporation, for the uses and purposes therein set forth.

Given under my hand and official seal this 12 day of November, 1986.

Virginia Strake  
Notary Public

My Commission Expires:

My Commission Expires July 8, 1987

DU PAGE COUNTY CLERK'S OFFICE

85554267

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(Unofficial Copy)  
Cook County Clerk's Office

IN SENATE  
JANUARY 11, 1900  
REPORT  
OF THE  
COMMISSIONERS OF THE LAND OFFICE  
IN RESPONSE TO A RESOLUTION PASSED BY THE SENATE  
MAY 1, 1899  
RELATIVE TO THE  
LANDS BELONGING TO THE STATE OF ILLINOIS  
AND THE  
MANNER OF DISPOSING OF THE SAME

ALBION B. HARRIS, CLERK OF SENATE

ALBION B. HARRIS, CLERK OF SENATE

Property of Cook County Clerk's Office

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## EXHIBIT A

Leasehold Estate created by Lease from J. Arnold Scudder, Lessor, to 65 East South Water Street Building Corporation, a corporation of Illinois, Lessee, dated May 12, 1926, and recorded June 2, 1926 as Document 9293794, demising the following described land for a term of years beginning June 1, 1926 and ending May 31, 2025, to-wit:

Lot 6 in Block 7 in Fort Dearborn Addition to Chicago, in Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

and

Leasehold Estate created by Lease from Frank Cuneo, Lessor, to Wacker Garland Building Corporation, a corporation of Illinois, Lessee, dated January 1, 1926 and recorded June 2, 1926 as Document 9293795, demising the following described land for a term of years beginning January 1, 1926 and ending December 31, 2024, to-wit:

Lot 7 in Block 7 in Fort Dearborn Addition to Chicago, in Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

and

Leasehold Estate created by Lease from George Edward Price and others, Lessors, to Wacker Drive Building Corporation, a corporation of Illinois, Lessee, dated August 1, 1925, and recorded August 8, 1925 as Document 8999569, demising the following described land for a term of years beginning August 1, 1925 and ending July 31, 2024, to-wit:

Lot 8 in Block 7 in Fort Dearborn Addition to Chicago, in Section 10, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

COOK COUNTY RECORDER

#17967 \* 5-554287

143333 TRAN 4254 11/20/86 15:44:00

DEPT. OF RECORDING \$14.20

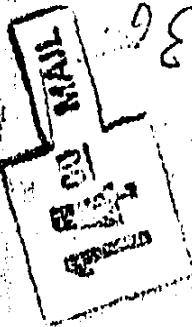
P.I.N. nos. 17-10-303-005 Lot 7

17-10-303-006 " 8

17-10-303-004 " 6 K

Commonly known as: 65 East South Water Street  
Chicago, Illinois

86 554287



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IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said County, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

I, \_\_\_\_\_, County Clerk of Cook County, Illinois, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of said County.

Witness my hand and the seal of said County, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**After recording, this document should be returned to:**

**William D. Murray, Esq.  
Lyons Federal Trust and Savings Bank  
911 North Elm Street  
Hinsdale, Illinois 60521**

Property of Cook County Clerk's Office

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Recorded \_\_\_\_\_