UNOFFICIAL COPY 104395

THIS AGREEMENT, made this 1st day of November, 1986 by and between AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, a corporation duly organized and existing as a National Banking Association ("the Bank"), and AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but solely as Trustee under a Trust Agreement dated March 5, 1984 and known as Trust Number 60462 ("Racine Trust") (the "Borrower").

WITNESSETH:

14∞

THAT WHFREAS, the "Borrower" heretofore executed a certain Mortgage dated the 1st day of May, 1984 and recorded the 9th day of May 1984 in the Office of the Recorder of Deeds of Cook County, Illinois, as Document No. 27078634, conveying real estate, I ing and being in the County of Cook, State of Illinois, legally described in "Exhibit A" attached hereto and made a part pereof by this reference: which said Mortgage was given to secure the payment of one certain Note executed by the Borrower for the sum of NINE HUNDRED FIFTY THOUSAND AND NO/100 (\$950,000.00) DOLLARS: AND

WHEREAS, said Mortgage, socuring said Note is a valid and subsisting lien of the promises described in said Mortgage, for the principal sum of NICT HUNDRED FIFTY THOUSAND AND NO/100 (\$950,000) DOLLARS: AND

WHEREAS, said Note by its terms, 10 due and payable in full as follows: \$750,000 due and payable on May 1, 1989, and \$200,000 due and payable on August 1, 1990; AND

WHEREAS, the parties hereto have agreed upon a modification of the terms and conditions of said Mortgage and Note hereinafter set forth.

NOW THEREFORE, in consideration of the premises and mutual promises and agreements hereinafter made by and between the parties hereto, the said parties do hereby mutually promise and agree as follows:

- 1. The principal balance outstanding as of November 1, 1986, is EIGHT HUNDRED EIGHT THOUSAND THREE HUNDRED THIRTY THREE AND 25/100 (\$808,333.25) DOLLARS.
- The interest rate charged on said Note is hereby modified to 9-3/4% per annum amortizing.
- 3. The due date of is extended to November 1, 1991.
- 4. Principal and interest shall be repaid in installments as follows:
 - a. \$10,570.59 on the 1st day of December, 1986.
 - b. \$10,570.59 on the 1st day of each calendar month thereafter; and

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Property of County Clerk's Office



c. a final payment of all outstanding principal and accured interest on November 1, 1991.

And the said parties hereto further mutually agree that all the provisions, stipulations, powers and covenants in said Note and in the said Mortgage contained, as modified by this Modification Agreement shall stand and remain unchanged and in full force and effect for and during said period, except only as the same are herein and hereby specifically varied or amended; and further that in the event of a failure to pay the principal sum of EIGHT HUNDRED EIGHT THOUSAND AND THREE HUNDRED THIRY THREE AND 25/100 (\$808,333.25) DOLLARS or so much as is here outstanding as herein provided, or to keep, fulfill or perfirm any or all of the covenants and agreements contained in said mortgage, then the whole of said principal sum shall, at the clacton of the holder of said Note, become at once, without notice, due and payable and may be collected, together with all accrued interest thereon, in the same manner as if said redification had not been granted, anything hereinbefore contained to the contrary notwithstanding.

And it is expressly understood and agreed by and between the parties hereto that the covenants and agreements herein contained shall bind, and inure to the respective heirs, executors, administrators, legal representatives and assigns of the said parties hereto.

IN WITNESS WHEREOF, the said parties hereto have signed, sealed and delivered these presents on the day and year first above written.

THE "BANK"

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO

Attest:

BY:

Vice President

Assistant Secretary

COOK COUNTY, BEINGIS FILED FOR RECORD

1987 FEB 24 AH 10: 09

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UNOFFICIAL COPY 3

THE "BORROWER"

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, NOT PERSONALLY, BUT SOLELY AS TRUSTEE, UNDER TRUST NO.

60462

President

Attest:

ACKNOWLEDGE AND CONSENT OF GUARANTOR

Schaffer Theresa J.

H County Clark's Office

This instrument prepared by and after recording return to:

Leah Thomas American National Bank and Trust Company of Chicago 33 North LaSalle Street Chicago, IL 60690

BOX 333 - TH

STATE OF ILLINOIS)FFICIAL/COPY >= 3 Cal COUNTY OF

and for said County in the State aforesaid, DO HEREBY CERTIFY that BUGFNE P. TUNNEY, Vice president of American National American National Bank and Trust Company of Chicago, a national banking association, and LATHUSE A. Kulman Assistant Secretary of said national banking association, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Vice President and Assistant Secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary acts, and as the use and purposes therein set forth; and the said Vice President did also then and there acknowledge that he as custodian of the corporate seal of said national banking association, did affix the said corporate seal of said national banking association to said instrument as his own free and voluntary act, and as the free and voluntary act of said national banking association, for the uses and purposed therein set forth.

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- 4	Given under	my hand and	Notarial Seal this 27th day
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			Notary Public
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	10.00	T	10 .
	I, KAREN E.	BURNS	, a Novary Public in

KAREN E. BURNS a Notary Public in I, and for said County in the State aforesaid, DC HEREBY CERTIFY that SUZANNE G. BAKER, a Trust Officer of American National Bank and Trust Company of Chicago and Peter H. Jehensen, Assistant Secretary of said , Assistant Secretary of said Company, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Officer and person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as free and voluntary act of said Company, as Trustee and aforesaid, for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that he, as custodian of the corporate seal of said company, did affix the corporate seal of said company to said instrument as his own free and voluntary act and as the free and voluntary act of said company as Trustee as aforesaid, for the uses and purposes therein set forth.

of _	Given under my ha	nd	and Notarial	. Seal		7 1087	day
₹ !	"OFFICIAL SEAL" Karen E. Burns Notary Public, State of Illinois My Commission Expires 8/27/90	**********		Notai	Lla ry Pub	lic /	Berns

THAT PART OF THE NORTH EAST 1/4 OF THE NORTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 32, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN EAST OF THE CENTER LINE OF SOUTH FORK OF THE SOUTH BRANCH OF THE CHICAGO RIVER (ENCEPT THE EAST 30 FEET AND THE NORTH 33 FEET THEREOF) IN COOK COUNTY, ILLINOIS

PARCEL 2:

THAT PART OF THE SOUTH 1/2 (EXCEPT THE SOUTH 402 FEET AND THE EAST 33 FEET THEREOF) WHICH LIES EAST OF THE SOUTH FORK OF THE SOUTH BRANCH OF THE CHICAGO RIVER OF THE NORTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 32, TOWNSHIP 39 NORTH, RANGE 1- EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

PARCEL 3:

TYT WEST 3 FEET OF THE EAST 33 FEET OF THE SCUTH 1/2 (EXCEPT THE SOUTH 402 FEET THEREOF) OF THE NORTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 32, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

N. O. A. - O. TO. PARCEJ PERMANENT TAX NUMBERS 17-32-300-10. PARCEL 1; 17-32-300-PARCEL 2 AND 3

COMMON ADDRESS: 17-04 W. 36Th PLACE
CHICAGO

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MAIL TO:

AMERICAN NATIONAL BANK + TRUST 33 N. LASALLE ST. LEAH THOMAS (HLACO, IL 60690