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#### FIFTH AMENDMENT TO TRUST DEED AND SECURITY AGREEMENTS

THIS AMENDMENT made this 1st day of August, 1991 by and among LaSalle National Bank (Lender), American National Bank and Trust Company of Chicago (Land Trustee), not personally but solely as Trustee under Trust Agreement dated July 11, 1986, and known as Trust No. 067937-07 (Land Trust), Chicago Title and Trust Company (Trustee under Trust Deed), not personally but solely as Trustee under Trust Deed dated April 15, 1988 (as further identified below) and known as Instrument No. 723519, First National Realty & Development Company, Inc. (f/k/a First National Realty & Development Co., Inc. and a/k/a 1st Nat'l Realty & Development Co., Inc.), an Illinois corporation (Guarantor and Beneficiary), and Demetrios P. Dellaportas (Guarantor);

WHERPAS, reference is hereby made to certain loans (Loans) made by mender for the benefit of Beneficiary and Guarantors evidenced by that certain Instalment Note dated April 15, 1988, as amended, in the original amount of \$4,500,000.00 made by the Land Trustee as maker, and payable to order of Bearer, payment of the Note and performance of the terms and conditions thereof is secured by the following (collectively called Security Agreements):

Trust Dead dated April 15, 1988 made by the Land Trustee, recorded with the Recorder of Deeds of Cook County, Illinois (Recorder) on April 18, 1988 as Document No. 88159279 and reseconded on May 25, 1988 as Document No. 8823539. as the eafter amended from time to time, which Trust Deed affects the real estate legally described to wit.

PARCEL ONE: Lot 1 in Block 2 in Ruben Whaple's Subdivision of the Sou'n West Corner of the North West 1/4 of Section 7, Township 39 North, Range 13 East of the Third Principal Meridian, in Cook County, Illinois. P.I.N. 16-07-119-012

PARCEL TWO: Lot 22 in Holley 5 Subdivision of Lots 2-12 inclusive in the Subdivision of Block 2 in Whaple's Subdivision in the South West Corner of The North West 1/4 of Section 7, Township 13 North, Range 39 East of the Third Principal Meridian, in Cook County, Illinois. P.I.N. 16-07-119-013

PARCEL THREE: The South 35 Feet (except West 10 feet thereof) of Lot 13 in Holley's Subdivision of Lots 2 to 12 inclusive of Whaple's Subdivision in the South West Corner of the North West 1/4 of Section 7, Township 39 North, Range, 13 East of the Third Principal Meridian, in Cook County, Illinois.
P.I.N. 16-07-119-023

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c/k/a/ 1144 Lake Street, Oak Park, Illinois (the "Premises")

- Assignment of Rents dated April 15, 1988 made by the Land Trustee in favor of Lender as Assignee, recorded with the Recorder on April 18, 1988 as Document No. 88159280 and rerecorded on May 25, 1988 as Document No. 88223540, as thereafter amended from time to time;
- c) Restated Security Agreement and Collateral Assignment under Land Trust dated August 1, 1991 by Beneticiary in favor of Lender with respect to the Land Trust;
- d) Continuing Guaranty dated August 1, 1991 made by Guarantors.

WHEREAS, the Land Trustee, Beneficiary and Guarantors (sometimes collectively, "Mortgagor") have requested Lender to extend to the Lore maturity date for the periods set forth in Section 1 below and the other matters set forth below; and Lender is agreeable to such extension of the Loan maturity date and the other matters set forth below.

NOW THEREFORE, the Land Trustee, the Beneficiary, the Guarantors and Lender hereby agree as follows:

- 1. The final payment of principal and interest, if not sooner paid, shall be due on the earlier of the 15th of January, 1992.
- 2. The Security Agreements are helpby amended by this Amendment to conform them to the malters set forth in Section 1.
- 3. Except as specifically provided herein the Security Agreements remain in full force and effect and are hereby ratified and confirmed in their entirety by the respective parties thereto. Notwithstanding anything in the Instalment Note to the contrary, no indeptedness under said note in addition to the \$4,250,000.0% presently outstanding thereunder shall be incurred and no additional loans shall be granted.
- 4. The Beneficiary represents and warrants and the Land Trustee represents to Lender that there is no default under the Instalment Note and Security Agreements.
- 5. By their execution hereof, the Guarantors consent to the extension of the Loan maturity date and the other matters set forth herein and acknowledge that their respective Guaranties remain in 1911 force and effect.

This Amendment is executed, respectively, by the Land Trustee, and Trustee under Trust Deed, not personally but solely as trustees as aforesaid, in the exercise of the power and authority conferred upon and vested in each such trustee, and it is expressly understood and agreed that nothing in this Amendment shall be construed as creating any liability on such either such trustee to personally perform an express or implied covenant, condition, or obligation under this Amendment, all such liability, if any, being expressly waived by every person or entity now or hereafter claiming any right, title or interest under this Amendment, but nothing herein shall release, waive, modify, of discharge the liability and abligations of the Guarantors under the Guaranty.

IN WITEESS WHEREOF, the parties hereto have caused this Amendment to be executed as the day and year first above written.

FIRST NATIONAL REALT! & DEVELOPMENT LASALLE NATONAL BANK Company, INC, and 12 mois corporation/as Benettelary and Guarantor. <a>∃y :</a> Demetrios P. Dellaportas Title: Its AMERICAN NATIONAL BANK & TRUET COMPANY OF CHICAGO, Demekrios P. Dellaportas, not personally but solely Cuarantoras Trestee as aforesaid CHICAGO TITLE and TRUST

Attest:

CHICAGO TITLE and TRUST COMPANY, not personally but solely as Trustee aforesaid

By: Aulille la

Attest:

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#### LAND TRUSTEE'S ACKNOWLEDGEMENT

STATE OF ILLINOIS)  COUNTY OF COOK )  SS
the State aforesaid, do hereby certify that the State and St

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TRUSTEE UNDER TRUST DEED'S ACKNOWLEDGEMENT

STATE OF ILLINOIS)

COUNTY OF COOK

SS

I, the Undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that

of Chicago Title and Tru Kathloon Platek , of Chicago Title and Trust Company of who are RESE SICE PRESIDENT .. the ... Chicage <del>añ</del>d personally known to me to be the same person whose manes are subscriped to the foregoing instrument as such and was a course respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary aco, for the uses and purposes therein set forth; and the said THE PERSON NAMED IN then and there acknowledged 5 he, as custodian of the corporate seal, did affix the t.hat corporate seal to said instrument as his/her own free and voluntary act and as the tree and voluntary act, for the uses and purposes therein set for 2.

Given under my hand and Notarial Seni, this Little day of Cliff 1991.

"OFFICIAL SUAL"
Karen Rangiston
1 19 by Public, St. 15 of 15
2 by Commission Express States

Notary Public

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#### LENDER'S ACKNOWLEDGEMENT

STATE OF ILLINOIS) SS COUNTY OF COOK

I, the Undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Richard Akin, 154 Vice President of LaSalle National Bank, who is personally known to me to be the same person whose name is subscribed to the foregoire instrument as such 157 Vice President, appeared before we 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 Bank, for the uses and purposes therein set forth.

"OFITCIAL SEAR Dunya Boeller Notary Public, State of Illinois thy Commencer Expres Oct 11, 1992 Given under my hand and Notarial Seal this Zal day of Change 1 , 1991.

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#### GUARANTOR'S ACKNOWLEDGEMENT

STATE (	) <b>F</b>	ILLING	)IS)	
			)	SS
COUNTY	OF	COOK	)	

I, the Undersigned, a Notary Public in and for and residing in said County, in the State aforesaid, DO HEREBY CERTIFY THAT Demetrios P. Delloportas who is personally known to me to be the same person whose name is subscribed to the foregoing Instrument, appeared before me this day in person and acknowledged that he in his personal capacity signed, sealed and delivered the said Instrument as his tire and voluntary act, for the uses and purposes therein set forth.

GIVEN under my progrand Notarial Seal this 100 day of 6000 , 1991. Coop Con

Notary Public

"OFFICIAL SEAL" Donna Boelter Kotary Public, State of Hilmois prants on Expiles 2011, 1963 Jort's Office

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#### BENEFICIARY'S ACKNOWLEDGEMENT

STATE OF ILLINOIS) SS COUNTY OF COOK

I, the Undersigned, a Notary Public in and for and residing in said County, in the State aforesaid, DO HEREBY CERTIFY THAT Demetrios P. Dellaportas, the President of First National Realty & Development Company, Inc. and is are personally known to me to be the same person whose name is subscribed to the foregoing Instrument, as such frequent, appeared before me this day in person and acknowledged that he signed and delivered the said Instrument as his own free and voluntary act and as the free and voluntary act, of said corporation for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this // day of agest, 197/.

Notary Public

My Commission Expires: (Ccf. 11, 1959)

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#### PARCEL 1:

Lot I in Block 2 in Ruben Whaple's Subdivision in the South West corner of the North West 1/4 of Section 7, Tempship 39 North, Runge 13 East of the Third Principal Meridian, in Cook County, Illinois.

#### PARCEL 2:

Lot 22 in Holley's Subdivision of Lot 2-12 inclusive in the Subdivision of Block 2 in Whaple's Subdivision in the South West corner of the North West 1/4 of Section 7, Township 39 North, Runge 13 East of the Third Principal Meridian, in Cook County, 111inois.

#### PARCEL 3:

The South 35 feet (except West 10 feet thereof) of Lot 13 in Holley's Subdivision of Lots 2 to 12 inclusive of Mumples Subdivision in the South West corner of the North West 1/1 of Section 7, Teneship 39 North, Range is East of the Third Principal Meridian, in Cook County, 1'1 nois.

Permanent Tex Numbers:

16-07-1 9-023

Volume: 141

County Clark's Office

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16-07-119-012

(Affects Parcel

16-07-119-013

(Affects Parcel 2

Document prepared by and upon recording to be returned to:

Richard M. Tonkins Schwartz, Cooper, Kolb & Gaynor Chartered TWO First National Plaza 20 South Clark Street Chicago, IL 60603

