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92195146

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, CHANCERY DIVISION

MASSACHUSETTS MUTUAL LIFE )  
INSURANCE COMPANY, a Massachusetts )  
Corporation, )

Plaintiff, )

v. )

AMERICAN NATIONAL BANK AND TRUST )  
COMPANY OF CHICAGO, AS TRUSTEE )  
UNDER TRUST AGREEMENT DATED )  
APRIL 11, 1986 AND KNOWN AS TRUST )  
NUMBER 67118; PROPERTY CAPITAL )  
TRUST, a Massachusetts Business Trust; )  
REGISTRAR OF TITLES OF COOK COUNTY, )  
ILLINOIS; COMMERCE CENTRE AT )  
O'HARE ASSOCIATES, an Illinois Limited )  
Partnership; UNKNOWN OWNERS and )  
NON-RECORD CLAIMANTS, )

Defendants. )

92002394

No.

92195146

NOTICE OF FORECLOSURE

The undersigned certifies that the above entitled mortgage foreclosure action was filed on March 24, 1992, and is now pending.

(i) The name of the plaintiff and the case number are as follows:

MASSACHUSETTS MUTUAL LIFE  
INSURANCE COMPANY, a Massachusetts  
corporation

Case No. 92-195146

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(ii) The court in which said action was brought is as

follows:

Circuit Court of Cook County, Illinois, Chancery  
Division, County Department

09-32-101-116

(iii) The names of the title holder of record is:

American National Bank and Trust Company of Chicago, a national  
banking association, not personally but as Trustee under a Trust  
Agreement dated April 11, 1986 and known as Trust No. 67118.

(iv) A legal description of the real estate sufficient to identify it with

reasonable certainty is as follows:

See Exhibit A attached hereto and made a part hereof.

PIN # 09-32-101-019-0000  
09-32-101-021-0000

(v) A common address of description of the location of the real estate is

as follows:

999 and 1111 East Touhy Avenue  
Des Plaines, Illinois.

(vi) An identification of the mortgage sought to be foreclosed is as

follows:

**Nature of instrument:**

Mortgage, Security Agreement and Financing Statement ("original  
Mortgage") as modified by Mortgage Modification dated July 29, 1987  
("First Modification") and by Mortgage Modification Agreement No. 2  
("Second Modification") dated January 10, 1991.

**Date of Mortgage:**

Original Mortgage - June 13, 1986; First Modification - July 29, 1987;  
and Second Modification - January 10, 1991.

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**Name of Mortgagor:**

American National Bank and Trust Company of Chicago, a national banking association, not personally, but as Trustee under a Trust Agreement dated April 11, 1986 and known as Trust No. 67118.

**Name of Mortgagee:**

Massachusetts Mutual Life Insurance Company, a Massachusetts corporation.

**Date of recording:**

Original Mortgage was recorded on June 17, 1986. Mortgage Modification Agreement No. 1 was recorded on July 31, 1987 and Mortgage Modification Agreement No. 2 was recorded on February 15, 1991.

**County where recorded:** Cook County, Illinois for all three recordings.

**Recording document identification:** The document identification number for the Original Mortgage is 86246789. The document identification number for the First Modification is 87423918 and the document identification number for Second Modification is 91074672.

**Torrens filing date and document identification:**

Original Mortgage, June 17, 1986, LR3522455;  
First Modification, July 31, 1987, LR3639733; and  
Second Modification, February 15, 1991, LR3944515.

**Interest subject to the mortgage:**

Fee Simple.

**Amount of original indebtedness, including subsequent advances made under the mortgage:**

The Original Mortgage, \$18,000,000.00.

  
\_\_\_\_\_  
John D. Lien

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Prepared By & Return To:

John D. Lien  
Joan M. Kubalanza  
Bob D. Hines, Jr.  
FOLEY & LARDNER (#17190)  
70 West Madison Street, Suite 4950  
Chicago, Illinois 60602  
(312) 444-9500

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Property of Cook County Clerk's Office

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## EXHIBIT A

### Legal Description

#### PARCEL 1:

LOT 1 IN O'HARE NORTH WEST OFFICE PARK SUBDIVISION, A SUBDIVISION OF PART OF THE NORTH WEST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS;

#### PARCEL 2:

LOT 3 IN O'HARE NORTH WEST OFFICE PARK SUBDIVISION, A SUBDIVISION OF PART OF THE NORTH WEST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS;  
ALSO

#### PARCEL 3:

BOTH  
INCLUSIVE

~~EASEMENT FOR INGRESS AND EGRESS FOR THE BENEFIT OF PARCEL 1 AND PARCEL 2~~ WAS CREATED BY AGREEMENT DATED DECEMBER 12, 1975, MADE BY AND BETWEEN LA SALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST NO. 48605 (GRANTOR), FIRST CHICAGO REALTY SERVICES CORPORATION (MORTGAGEE), AND LA SALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST NO. 46595 (GRANTEE), AND RECORDED DECEMBER 16, 1975 AS DOCUMENT 23325794 OVER AND ACROSS THE FOLLOWING:

THE NORTH 60.0 FEET, AS MEASURED AT RIGHT ANGLES AND CONCENTRIC WITH THE NORTHERLY LINE, OF THE FOLLOWING DESCRIBED TRACT OF LAND: THAT PART OF THE NORTH 2/3 OF THE EAST 1/2 OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT ON THE WEST LINE OF THE EAST 1/2 OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SECTION 32 AFORESAID, 634.43 FEET SOUTH OF THE NORTH WEST CORNER THEREOF (SAID WEST LINE HAVING A BEARING OF SOUTH 0 DEGREES 14 MINUTES 58 SECONDS WEST FOR THE PURPOSES OF THIS DESCRIPTION); THENCE NORTH 88 DEGREES 32 MINUTES 18 SECONDS EAST A DISTANCE OF 157.28 FEET TO A POINT ON A CURVE HAVING A RADIUS OF 576.94 FEET AND BEING CONCAVE TO THE NORTH WEST; THENCE NORTHEASTERLY ALONG SAID CURVE (THE CHORD OF SAID CURVE BEARING NORTH 58 DEGREES 48 MINUTES 38 SECONDS EAST, A DISTANCE OF 390.77 FEET) AN ARC DISTANCE OF 398.65 FEET TO A POINT ON ANOTHER CURVE, WHICH HAS A RADIUS OF 490.0 FEET AND BEING CONCAVE TO THE SOUTH WEST, SAID POINT BEING 2.78 FEET SOUTHEASTERLY (AS MEASURED ALONG THE ARC OF SAID CURVE FROM A POINT WHICH LIES 444.00 FEET SOUTH (AS MEASURED AT RIGHT ANGLES) FROM THE NORTH LINE OF SAID NORTH WEST 1/4 OF

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SECTION 32 AND 175.0 FEET WEST (AS MEASURED AT RIGHT ANGLES) FROM THE EAST LINE OF SAID NORTH WEST 1/4 OF SECTION 32 AND LYING WESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT A POINT OF INTERSECTION OF THE SOUTH LINE OF THE NORTH 2/3 OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SECTION 32 WITH THE WESTERLY LINE OF THE RIGHT OF WAY OF THE ILLINOIS STATE TOLL HIGHWAY COMMISSION WHICH WAS ACQUIRED BY CONDEMNATION FILED AS CASE NUMBER 57-S-1501; THENCE NORTH 0 DEGREES 17 MINUTES EAST ALONG SAID WESTERLY LINE OF THE RIGHT OF WAY OF THE ILLINOIS STATE TOLL HIGHWAY COMMISSION, A DISTANCE OF 145.7 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY ALONG A CURVED LINE CONCAVE TO THE SOUTH WEST, HAVING A RADIUS OF 490.00 FEET AND CENTRAL ANGLE OF 31 DEGREES 30 MINUTES A DISTANCE OF 312.42 FEET TO A POINT, DISTANT 444 FEET SOUTH MEASURED AT RIGHT ANGLES FROM THE NORTH LINE OF SAID NORTH WEST 1/4 OF SECTION 32 AND DISTANT 175 FEET WEST MEASURED AT RIGHT ANGLES FROM THE EAST LINE OF SAID NORTH WEST 1/4 OF SECTION 32; EXCEPTING THEREFROM THE FOLLOWING:

BEGINNING AT THE SOUTH WEST CORNER OF THE NORTH 2/3 OF THE EAST 1/2 OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32; THENCE EAST 156.30 FEET ALONG THE SOUTH LINE OF THE SAID NORTH 2/3; THENCE NORTHWESTERLY 68.02 FEET AT A LEFT DEFLECTION OF 145 DEGREES 50 MINUTES 15 SECONDS WITH THE LAST DESCRIBED COURSE TO A POINT 'A'; THENCE NORTHWESTERLY 114.70 FEET ALONG AN ARC OF A CIRCULAR CURVE, CONCAVE TO THE LEFT WITH A RADIUS OF 3944.72 FEET, SAID CURVE BEING TANGENT TO THE LAST DESCRIBED COURSE AT SAID POINT 'A' TO THE WEST LINE OF THE EAST 1/2 OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32; THENCE SOUTH 101.30 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING OF EXCEPTION, ALL IN COOK COUNTY, ILLINOIS.

## PARCEL 4:

EASEMENT FOR INGRESS AND EGRESS FOR THE BENEFIT OF PARCEL 1 AS CREATED BY RESERVATION IN WARRANTY DEED BY JACOB A. KELLEN AND HELEN E. KELLEN, HIS WIFE, AND JOHN P. KELLEN AND BARBARA M. KELLEN, HIS WIFE TO CROW-GLAZE NO. 5 A PARTNERSHIP, DATED OCTOBER 5, 1968 AND RECORDED OCTOBER 22, 1968 AS DOCUMENT 20652556 OVER AND ACROSS THE WEST 30 FEET OF THE FOLLOWING DESCRIBED PROPERTY:

THE EASTERLY THREE HUNDRED AND FORTY-TWO (342) FEET (AS MEASURED ALONG TOUHY AVENUE) OF THAT PART OF THE WEST HALF OF THE NORTH EAST 1/4 OF THE NORTH WEST QUARTER OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING NORTHERLY OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WEST LINE OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32, SAID POINT BEING 453.3 FEET SOUTH OF A CROSS IN THE PAVEMENT AT THE NORTH WEST CORNER OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32; THENCE SOUTHEASTERLY 19.3 FEET ALONG A

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STRAIGHT LINE MAKING AN ANGLE FROM NORTH TO SOUTH EAST OF 109 DEGREES 50 MINUTES WITH WEST LINE OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32 TO A POINT "A"; THENCE SOUTHEASTERLY 704.6 FEET ALONG A CIRCULAR CURVE TO THE RIGHT WITH A RADIUS OF 3944.72 FEET, SAID CURVE BEING TANGENT TO THE LAST DESCRIBED COURSE AT A POINT "A" TO EAST LINE OF THE WEST HALF OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32, SAID POINT BEING 543.5 FEET NORTH OF THE SOUTH EAST CORNER OF THE WEST HALF OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SECTION 32 AFORESAID; LYING SOUTHERLY OF A LINE DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE WEST LINE OF THE NORTH WEST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32, DISTANT 50.0 FEET SOUTHERLY OF THE NORTH LINE OF SAID SECTION 32, AS MEASURED AT RIGHT ANGLES FROM SAID NORTH LINE OF SECTION 32; THENCE SOUTHEASTERLY IN A STRAIGHT LINE A DISTANCE OF 684.26 FEET TO A POINT IN THE EAST LINE OF THE WEST HALF OF THE NORTH EAST 1/4 OF THE NORTH WEST 1/4 OF SAID SECTION 32, DISTANT 70.0 FEET SOUTHERLY OF SAID NORTH LINE OF SECTION 32, AS MEASURED AT RIGHT ANGLES, FROM SAID NORTH LINE OF SECTION 32; ALL IN COOK COUNTY, ILLINOIS  
ALSO AS SHOWN ON O'HARE NORTH WEST OFFICE PARK SUBDIVISION, AFORESAID, RECORDED AS DOCUMENT 29268729 AS TO THE WEST 30 FEET OF LOT 2 IN O'HARE NORTH WEST OFFICE PARK SUBDIVISION, AFORESAID

## PARCEL 5:

EASEMENT FOR INGRESS AND EGRESS FOR THE BENEFIT OF PARCEL 1 AS CREATED BY O'HARE NORTH WEST OFFICE PARK SUBDIVISION IN THE NORTH WEST 1/4 OF SECTION 32, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, RECORDED JULY 22, 1976 AS DOCUMENT 29268729 OVER AND ACROSS A 30 FOOT STRIP OF LAND OF LOT 2 IN O'HARE NORTH WEST OFFICE PARK SUBDIVISION, AFORESAID, AS SHOWN ON SAID SUBDIVISION

## PARCEL 6:

EASEMENT FOR PEDESTRIAN AND VEHICULAR TRAFFIC OVER, ACROSS, AND UPON ALL STREETS, ROADS, ALLEYS, AND WAYS NOW OR HEREAFTER LOCATED, AND FOR PARKING UPON ALL PUBLIC PARKING AREAS NOW OR HEREAFTER LOCATED FOR THE BENEFIT OF PARCEL 1 AS CREATED BY A RECIPROCAL EASEMENT AGREEMENT RECORDED MARCH 29, 1976 AS DOCUMENT 23432344 OVER AND ACROSS THE LAND WEST OF AND ADJOINING AS SHOWN ON EXHIBIT D AS ATTACHED TO SAID EASEMENT.

Common Address:

999 and 1111 East Touhy Avenue  
Des Plaines, Illinois

P.I.N. 09-32-101-019  
09-32-101-021