

94412227

AGREEMENT dated as of February 15, 1994 between

[X] Bank One Chicago, NA formerly known as Bank One, Wilmette personally, but as Trustee under Trust Agreement dated February 8, 1990 and known as Trust No. TWB-0867

COOK COUNTY, ILLINOIS and FILED FOR RECORD

corporation,

d/b/a 94 MAY -6 PM 12:21 n 94412227 general partnership or joint venture, limited partnership,

(Mortgagor); Bank One, Chicago, NA (Bank); and

[X] Dennis J. O'Keefe and Mary Jo Barrett (Guarantor or Guarantors).

RECITALS

- A. Mortgagor is indebted to Bank in the principal sum of One Hundred Fifty Eight Thousand and 00/100 Dollars (\$158,000.00) as evidenced by a Mortgage Note ("Note") dated as of February 15, 1994, which Note is secured in part by a Mortgage ("Mortgage"), [] and Assignment of Rents applicable to the property commonly known as 821-827 Elmwood, Evanston, IL legally described on Exhibit A attached hereto, which document(s) was recorded with the Cook County Recorder of Deeds as Document Number(s) 89051280 (and 89051281) (respectively) on February 2, 1989.
B. Said Note is also secured by the Guaranty of Payment and Performance dated as of January 9, 1989, executed by the Guarantor(s).
C. Mortgagor ([X]) and Guarantor(s) has/have requested [] an additional loan in the amount of Dollars (\$) [X] an extension of the maturity date of the Note from February 1, 1994 to February 15, 1995.
D. Bank is willing to grant such request pursuant to the terms and provisions of this Agreement and the Promissory Note dated February 15, 1994 in the principal sum of One Hundred Fifty Eight Thousand Dollars (\$ 158,000.00) which bears interest due and payable at the rate specified therein ("Replacement Note").

AGREEMENTS

NOW, THEREFORE, in consideration of the above Recitals, the parties hereto do hereby acknowledge and agree as follows:

- 1. Mortgagor ([X]) and Guarantor(s) does/do hereby acknowledge that the Mortgage ([X]) Assignment of Rents, ([X]) Guaranty and other applicable Security Documents are in full force and effect.
2. The Mortgage, ([X]) Assignment of Rents and other Security Documents are hereby modified to provide that such Instruments continue as collateral security for repayment of the Replacement Note.
3. Guarantor(s) (do) (does) hereby reaffirm and ratify the Guaranty.
4. In all other respects, the Mortgage, ([]) Assignment of Rents and other applicable Security Documents are hereby nullified and reaffirmed.
5. In the event the Mortgagor executing this Agreement is an (limited) trust, this Agreement is executed by the Mortgagor, not personally but as Trustee aforesaid in the exercise of the power and authority conferred upon and vested in it as such Trustee and the Mortgagor hereby warrants that it possesses full power and authority to execute this instrument and it is expressly understood and agreed that nothing contained herein or in the Replacement Note shall be construed as creating any liability on the Mortgagor personally to pay on the Replacement Note or any interest, late charge or premium that may accrue thereon, or any indebtedness secured by this Agreement or the security documents referred to herein, or to perform any covenant, either express or implied herein contained, all such liability, if any, being expressly waived by Bank and by every person now or hereafter claiming any right or security hereunder, and that so far as Mortgagor is personally concerned, the legal holder or holders of the Note or Replacement Note and owner or owners of any indebtedness secured hereby shall look solely to the Premises and Collateral referred to herein and to any other security given at any time to secure the payment thereof.

Dated at Evanston, Illinois as of the date first above written

MORTGAGOR:

Form for Mortgagor signature: Partnership / Joint Venture, Corporation. Includes fields for 'a', 'By:', and 'Its:'.

as successor by merger with Bank One, Wilmette, f/k/a, First

Form for Bank signature: Land Trust, Bank One Chicago, NA. Includes fields for 'By:' and 'Its:' with signature of Deborah A. Korompilas.

Form for Bank signature: Bank One, Chicago, NA. Includes fields for 'By:' and 'Its:' with signature of Assistant Vice President.

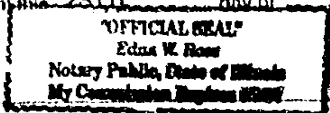
Form for Guarantors signature: Guarantors: Dennis O'Keefe, Mary Jo Barrett. Includes fields for 'By:' and 'Its:' with signatures.

STATE OF ILLINOIS COUNTY OF COOK } SS

I, Bruce Kamp, a notary public in and for the state and county aforesaid, DO HEREBY CERTIFY, that Dennis J. O'Keefe & Mary Jo Barrett personally known to me to be the same person(s) whose name(s) (is/are) subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that (s)he (they) signed, sealed and delivered the said instrument as (his/hers/their) free and voluntary act, for the uses and purposes and in the capacity (if any) therein set forth. Given under my hand and seal this 21st day of 19 94.

STATE OF ILLINOIS COUNTY OF COOK } SS

I, EDNA W. ROSS, a notary public in and for the state and county aforesaid, DO HEREBY CERTIFY, that DEBORAH A. KOROMPILAS, Assistant Vice President & Trust Officer personally known to me to be the same person(s) whose name(s) (is/are) subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that (s)he signed, sealed and delivered the said instrument as (his/hers/their) free and voluntary act, for the uses and purposes and in the capacity (if any) therein set forth. Given under my hand and seal this 28th day of MARCH 19 94.



Document prepared by: Bank One Chicago NA. Property Tax No.: 11-19-302-014. and to be returned to: Bank One Chicago NA, 870 Davis St, Evanston, IL 60201. Form No. 300136-62. ILLINOIS BANK ONE CORPORATION 1002

UNOFFICIAL COPY

Property of Cook County Clerk's Office

STATE OF ILLINOIS
CLERK OF THE CIRCUIT COURT
JANUARY 1, 2011

UNOFFICIAL COPY

94412227

EXHIBIT A

LEGAL DESCRIPTION FOR MORTGAGE LOAN MODIFICATION DATED
February 1 1994 IN THE AMOUNT OF \$ 158,000.00.

P.I.N.: 11-19-302-014-0000

COMMONLY KNOWN AS: 821-27 Elmwood, Evanston, IL 60201

Lot 10 and 11 (except the East 10 feet thereof) in Block 2 in Adam and Brown's addition to Evanston said addition being a subdivision of that part of the North 1/2 of the North 1/2 of the South West 1/4 lying East of Ridge Road of Section 19, Township 41 North, Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

94412227

Property of Cook County Clerk's Office