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COOK COUNTY, ILLINOIS  
FILED FOR RECORD 9 4 3 1 2 7 7

1994 SEP 30 AM 11:14

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09/26/94 2:04pm

**FIRST AMENDMENT OF  
MORTGAGE, ASSIGNMENT OF RENTS, SECURITY  
AGREEMENT AND FIXTURE FINANCING STATEMENT**

This First Amendment ("Amendment") of Mortgage, Assignment of Rents, Security Agreement and Fixture Financing Statement is made as of September 28, 1994, by and between GREAT LAKES REIT, Inc., a Maryland corporation ("Borrower") with a mailing address of 2311 W. 22nd Street, Suite 109, Oakbrook, Illinois 60521, and American National Bank and Trust Company of Chicago, a national banking association ("Lender"), with a mailing address at 33 North LaSalle Street, Chicago, Illinois 60690, Attention: James W. Blessing, and pertains to the real estate commonly known as 3400 Dundee, Northbrook, Illinois and legally described in Exhibit "A" attached hereto and made a part hereof ("Property").

3/28

7496469 D2 (Rezwin)

**RECITALS**

A. The Borrower and the Lender have previously entered into that certain Secured Revolving Loan Agreement dated as of June 1, 1994 (the "Original Agreement"), pursuant to which the Lender agreed to provide the Borrower with revolving loans in the maximum aggregate principal amount of Three Million Dollars (\$3,000,000), evidenced by a revolving note, dated June 1, 1994 (the "Original Note").

B. To secure the obligations of the Borrower under the Original Note and Original Agreement, Borrower executed and delivered to Lender a Mortgage, Assignment of Rents, Security Agreement and Fixture Financing Statement, dated as of June 1, 1994, with respect to the Property, which was recorded on June 27, 1994, with the Recorder of Deeds of Cook County, Illinois, as Document No. 94560173 ("Original Mortgage").

C. The Borrower and Lender have agreed to amend and restate the Original Agreement to eventually increase the maximum aggregate

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Document prepared by and after recording to be returned to:  
James G. Haft Esq.  
Holleb & Coff  
55 E. Monroe St., Suite 4100  
Chicago, Illinois 60603

Property Address:  
3400 Dundee  
Northbrook, Illinois

Tax Identification No.:  
04-05-304-014  
04-05-304-019  
04-05-304-020

**BOX 333-CTI**

# UNOFFICIAL COPY

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Court, at Chicago, Illinois, this 1st day of January, 1900.

CLERK OF THE COURT

Property of Cook County Clerk's Office

1900-01-01

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principal amount of available revolving loans to Twelve Million Dollars (\$12,000,000) ("Loan") and extend the maturity date of the Loan to March 31, 1996 (unless sooner due pursuant to the Agreement, as hereafter defined), which agreement is evidenced by an Amended and Restated Secured Revolving Loan Agreement, of even date herewith.

D. Pursuant to the Agreement, Borrower has agreed to modify the Original Mortgage. The Original Mortgage, as amended by this Amendment is referred to as the "Mortgage".

NOW THEREFORE, in consideration of the recitals, which are hereby incorporated herein by this reference as if fully set forth below, the Lender's agreement to modify the terms of the Original Agreement, and the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. To the extent the terms of this Amendment conflict with those of the Original Mortgage, the terms of this Amendment shall prevail. Unless otherwise defined herein, all terms used herein shall have the same meaning as set forth in the Original Mortgage.

2. As used in the Mortgage, the definition of "Agreement" shall mean the Amended and Restated Secured Revolving Loan Agreement, of even date herewith.

3. As used in the Mortgage, the definition of "Note" shall mean that certain \$12,000,000 Revolving Note, of even date herewith, which constitutes a substitute note for the Original Note.

4. As used in the Mortgage, the definition of "Loan Documents" shall mean the Note, the Agreement, the Mortgage, and all other documents or instruments which are executed and/or delivered to Lender as additional evidence of, or security for repayment of, the Loan whether now or hereafter existing, and all renewals, amendments, extensions and modifications thereof and thereto.

5. The Mortgage shall secure payment of the Note and the performance of all obligations of Borrower under the Agreement.

6. As modified hereby, the Mortgage remains in full force and effect.

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April 11, 1974  
Chicago, Illinois

Enclosed for the City of Chicago are two copies of the report of the Commission on the Administration of the City of Chicago, dated April 11, 1974. The report contains a detailed analysis of the current state of the City's administration and offers a number of recommendations for improvement. It is hoped that these recommendations will be helpful to the City in its efforts to improve its administration and to provide better service to its citizens.

Very truly yours,  
[Signature]

The Commission on the Administration of the City of Chicago was organized by the City Council in 1972 to study the City's administration and to make recommendations for improvement. The Commission has held numerous public hearings and has received many suggestions from citizens and officials. The report is the result of the Commission's extensive study and is intended to provide a comprehensive and objective analysis of the City's administration.

The Commission believes that the City's administration is in need of significant improvement. The report identifies a number of areas where improvement is needed, including the City's financial management, its personnel system, and its public works department. The Commission offers a number of specific recommendations for improvement in each of these areas.

The Commission believes that these recommendations are essential for the City to improve its administration and to provide better service to its citizens. It is hoped that the City Council will take prompt action on these recommendations and that the City will be able to implement them as soon as possible.

The Commission on the Administration of the City of Chicago is a non-partisan, non-political body. Its members are appointed by the City Council and are responsible to the City Council. The Commission's report is intended to provide an objective and impartial analysis of the City's administration.

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ENCLOSURE

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IN WITNESS WHEREOF, Borrower has executed this Amendment as of the date and year first above written.

GREAT LAKES REIT, Inc., a Maryland corporation

By: *Richard A. May*  
Its: Richard A. May President

ATTEST:

By: *Richard L. Kestey*  
Its: Richard L. Kestey Secretary

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO

By: *James Murray*  
Its: 2nd Vice President

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

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

NOTED AND FILED \_\_\_\_\_

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STATE OF ILLINOIS )

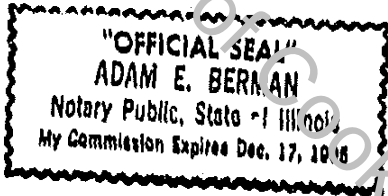
SS. 9 4 3 4 9 7 7 0

COUNTY OF COOK )

I, ADAM BERMAN, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that JAMES W. BLESSING and 2nd vice pres personally known to me to be the \_\_\_\_\_ and \_\_\_\_\_ of American National Bank and Trust Company of Chicago, are the same persons whose names are subscribed to the foregoing instrument and in such capacity, appeared before me this day in person and acknowledged that as such they signed and delivered the said instrument pursuant to authority, as their free and voluntary acts, and as the free and voluntary acts and deeds of said Bank, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 28<sup>th</sup> day of September, 1994.

Adam Berman  
Notary Public



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STATE OF ILLINOIS )  
COUNTY OF DUPAGE ) SS.

I, JANET L. ERICKSON, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Richard A. May and Richard D. Kaslay, personally known to me to be the President and Secretary of Great Lakes REIT, Inc., are the same persons whose names are subscribed to the foregoing instrument as such President and Secretary of said corporation, appeared before me this day in person and acknowledged that as such they signed and delivered the said instrument pursuant to authority, as their free and voluntary acts, and as the free and voluntary acts and deeds of said corporation, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 28<sup>th</sup> day of September, 1994.

*Janet L. Erickson*  
Notary Public  
NOTARY PUBLIC, STATE OF ILLINOIS  
MY COMMISSION EXPIRES 10-14-97

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Cook County Clerk's Office

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State of Illinois  
County of Cook

IN SENATE,  
January 11, 1907.

Resolved, That the following bill be passed:  
AN ACT TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906.  
SECTION 1. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 2. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 3. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 4. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 5. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 6. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 7. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 8. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 9. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."  
SECTION 10. That the following be and they are hereby added to the title of the act to amend an act to provide for the registration of voters in the city of Chicago, passed March 27, 1906, to-wit: "AND TO AMEND AN ACT TO PROVIDE FOR THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO, PASSED MARCH 27, 1906, IN RELATION TO THE REGISTRATION OF VOTERS IN THE CITY OF CHICAGO."

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Approved: \_\_\_\_\_  
Secretary of State

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## EXHIBIT A

### LEGAL DESCRIPTION

**PARCEL 1:**

THE NORTH 1 ACRE OF THE WEST 2 ACRES OF THE SOUTH 1/2 OF THE SOUTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 5, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

**PARCEL 2:**

THE WEST 16 FEET OF THE SOUTH 1 ACRE OF THE WEST 2 ACRES (EXCEPT THE SOUTH 50 FEET OF THE WEST 16 FEET) OF THE SOUTH 1/2 OF THE SOUTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 5, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

**PARCEL 3:**

THE WEST 4 ACRES (EXCEPT THEREFROM THE FOLLOWING: THE NORTH 1 ACRE OF THE WEST 2 ACRES THEREOF; THE WEST 16 FEET OF THE SOUTH 1 ACRE OF THE WEST 2 ACRES THEREOF, AND THE SOUTH 50 FEET THEREOF) OF THE SOUTH 1/2 OF THE SOUTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 5, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

**PARCEL 4:**

EASEMENT FOR THE BENEFIT OF PARCELS 1, 2, AND 3, AS CREATED BY NON-EXCLUSIVE EASEMENT AGREEMENT BETWEEN THE VILLAGE OF NORTHBROOK, LA SALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST AGREEMENT DATED FEBRUARY 16, 1978 AND KNOWN AS TRUST NUMBER 10-33602-09 AND AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 1, 1983 AND KNOWN AS TRUST NUMBER 60300, DATED JULY 9, 1984 AND RECORDED JULY 13, 1984 AS DOCUMENT 27171332, AND BY NON-EXCLUSIVE EASEMENT AGREEMENT BETWEEN THE ABOVEMENTIONED PARTIES, DATED SEPTEMBER 11, 1985 AND RECORDED DECEMBER 12, 1985 AS DOCUMENT 88320712 FOR INGRESS, EGRESS, DRIVEWAY AND OFF-STREET PARKING OVER PORTIONS OF THE FOLLOWING LEGAL DESCRIPTIONS:

**PARCEL "A":**

THE WEST 2 ACRES (EXCEPT THE SOUTH 50 FEET THEREOF) OF THE EAST 4 ACRES OF THE WEST 10 ACRES OF THE SOUTH 1/2 OF THE SOUTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 5, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

AND

**PARCEL "B":**

THE EAST 2 ACRES OF THE WEST 6 ACRES OF THE SOUTH 1/2 OF THE SOUTH EAST 1/4 OF THE SOUTH WEST 1/4 OF SECTION 5, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT THE SOUTH 50 FEET THEREOF TAKEN IN CASE NO. 7011914, BY THE COUNTY OF COOK), IN COOK COUNTY, ILLINOIS.

P.I.N.

Common Address: 3400 Dundee  
Northbrook, Illinois

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