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94054344

LOAN MODIFICATION AGREEMENT

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This Modification Agreement made as of the 13th day of December, 1993, between SOUTHWEST FINANCIAL BANK AND TRUST COMPANY, hereinafter called "Bank" and*Heritage Bremen Bank and Trust as Trustee U/T/A #88-3326 and #88-3327, now known as Heritage Trust Company, as Trustee U/T/A #88-3326 and #88-3327 dated June 1, 1988 Hereinafter called "Borrower";

WHEREAS, Borrower executed a Collateral Promissory Note dated as of 20th day of June, 1988 evidencing a debt of \$1,100,000.00.

WHEREAS, Bank caused a Mortgage to be recorded in the Office of the Cook County Recorder of Deeds on July 8, 1988 as document numbers #88300673, #88300676 and #88300680.

WHEREAS, Bank is the holder and owner of the above described Note.

WHEREAS, the legal description of the premises is:

SEE ATTACHED LEGAL DESCRIPTIONS

DEPT-01 RECORDING \$35.50
T#8888 TRAN 4780 01/12/94 10:33:00
#2053 # *-94-034344
COOK COUNTY RECORDER

WHEREAS, it is the intent of the parties to this Agreement to modify the terms of the Collateral Promissory Note;

WHEREFORE in consideration of the premises and the mutual promises and agreements of the parties hereto:

IT IS AGREED that the initial interest rate of 10.5% is hereby modified to 8.5% as of the date this Modification Agreement is accepted by Southwest Financial Bank and Trust Company.

IT IS FURTHER AGREED that all other terms of the Note and Mortgage previously executed by Borrower and more fully identified above, not inconsistent with the matters contained in this Loan Modification Agreement shall be unchanged and remain in full force and effect.

IT IS FURTHER AGREED that Heritage Trust Company, as Trustee under Trust Number 88-3327, by executing this Loan Modification Agreement shall not prejudice any defense the Trust may have against any claim asserted by the Bank against the Trust under the terms and provisions of the Promissory Note dated June 20, 1988 and shall not prejudice any claim that the Bank may have against the Trust under said Promissory Note.

WHEREFORE, this Loan Modification Agreement is executed as of the day and date set forth above.

SOUTHWEST FINANCIAL BANK AND TRUST

R. J. Boucek
R. J. Boucek, Senior Vice President

12-16-93

Date

*Heritage Trust Company as Successor Trustee

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COOK COUNTY CLERK'S OFFICE

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HERITAGE TRUST COMPANY AS SUCCESSOR TRUSTEE
HERITAGE BREMEN BANK AND TRUST,
AS TRUSTEE U/T/A #88-3326 and #88-3327,
NOW KNOWN AS HERITAGE TRUST COMPANY,
AS TRUSTEE U/T/A #88-3326 and #88-3327
DATED JUNE 1, 1988

Linda Lee Lutz
Authorized Trust Officer

12-17-93
Date

[Signature]
Attest: Asst. Secretary

Date

HEREIN ATTACHED HERETO IS EXPRESSLY
DEEMED A PART HEREOF.

ACKNOWLEDGED BY GUARANTORS:

Bobbie Falkner
Falkner Enterprises, Inc.
Bobbie Falkner, President

12-16-93
Date

[Signature]
Falkner Enterprises, Inc.
Moses Falkner, Secretary

12-16-93
Date

Bobbie Falkner
Bobbie Falkner, Individually

12-16-93
Date

Mary Falkner
Mary Falkner, Individually

12-16-93
Date

[Signature]
Moses Falkner, Individually

12-16-93
Date

Hattie Falkner
Hattie Falkner, Individually

12-16-93
Date

County Clerk's Office

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9:03:1344

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RIDER

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee, are nevertheless, each and every one of them, made and intended not as personal warranties, indemnities, representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee, and that no personal responsibility is assumed by nor shall at any time be asserted or enforceable against Heritage Trust Company, under said Trust Agreement on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

HERITAGE TRUST COMPANY

Heritage Trust Company Clerk's Office
9:02:34

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The South 1/2 of the East 1/2 of the North 1/2 of the East 1/2 of the Northeast 1/4 of Section 19, Township 36 North, Range 14, East of the Third Principal Meridian, excepting therefrom the East 60 feet thereof, in Cook County, Illinois, also the East 40 feet of a tract of land described as follows: Beginning at a point on the center line of Lathrop Avenue as platted and recorded March 23, 1914 in Book 128 of Plat Page 49, at a distance of 999 feet South of the North Line of Section 29, Township 36 North, Range 14, East of the Third Principal Meridian, running thence South on the Center Line of said Lathrop Avenue for a distance of 323 feet; thence in an Easterly direction along the south line of the North 1/2 of the East 1/2 of the Northeast 1/4 of Section 29, a distance of 626.82 feet; thence in a Northerly direction along a line 702.875 feet West of and parallel to the East line of said Section 29, a distance of 323.275 feet and thence in a Westerly direction along a straight line a distance 628.35 feet to a point (except that part taken for Lathrop Avenue) in Cook County, Illinois.

PIN 29-29-201-204-0000 & 29-29-201-012-0000
Commonly known as: 16900 S. Halsted, Harvey, Illinois

Lots 12 through 20 both inclusive in Block 1 of Harvey's Residence Subdivision of the West 1/2 of the Northeast 1/4, Section 18, Township 36 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois

P.I.N. 29-18-203-011
Commonly known as 15146 S. Wood Boulevard, Harvey, Illinois

PARCEL 1:
Lots 16 to 27, both inclusive in Staples' Resubdivision of that part of Block 14 in south lawn, a subdivision in the North 1/2 of Section 17 and the South 1/2 of Section 8 Township 36 North, Range 14 East of the Third Principal Meridian, lying North of the Grand Trunk Railroad Right of Way (except therefrom those parts of Lots 22 and 27 both inclusive, falling in the 66 feet lying Northeast of and adjoining the Grand Trunk Railroad Right of Way, as conveyed by the deed from Turlington W. Harvey to Chicago and Northern Pacific Railroad Company recorded as Document Number 2165347) in Cook County, Illinois.

PARCEL 2:
The East 1/2 of the vacated N-S alley in Staples' Resubdivision lying West of the adjoining Lots 16 to 23; also the South 1/2 of the vacated E-W alley in Staples' resubdivision lying North and adjoining Lot 16, all in Cook county, Illinois. 92004344

P.I.N. 29-08-307-030
Commonly known as 14810 Myrtle, Harvey, Illinois

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at the time of the election of the Clerk of the Board of Supervisors, Chicago, Illinois

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Southwest Terminal Bldg
9901 S Western Ave
Chicago, Ill 60643

