

LEASE MODIFICATION AGREEMENT

THIS LEASE MODIFICATION AGREEMENT made this 10th day of May, 1995, by and between CHICAGO TITLE & TRUST CO., as Trustee under Trust Agreement dated March 11, 1968, and known as Trust No. 51843 ("Landlord") and BUTERA FINEER FOODS, INC., an Illinois corporation ("Tenant") for the premises known as 4610 North Clark Street, Chicago, Illinois ("Premises");

WITNESSETH:

WHEREAS, by Lease dated July 28, 1993 ("Lease"), Landlord, leased to Tenant the Premises ("Premises") as described in said lease, and

WHEREAS, Landlord and Tenant desire to modify the terms and conditions of said Lease as provided herein,

NOW, THEREFORE, for and in consideration of the mutual covenants and conditions contained herein and other good and valuable consideration the sufficiency of which is hereby acknowledged, the parties agree as follows:

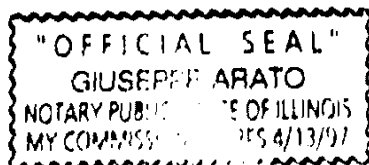
1. Effective as of the date hereof, the property described on Exhibit "A" attached hereto and made a part hereof, shall no longer be included as part of the Premises and said Lease shall no longer apply to or affect the property described on the attached Exhibit "A".
2. All other terms and conditions contained in the Lease shall remain in full force and effect.

IN WITNESS WHEREOF, the undersigned have executed this Modification Agreement as of the date and year first above written.

CHICAGO TITLE & TRUST CO., as
Trustee aforesaid and not personally

See Attached Exculpatory Clause for
By Signature,
Its

Attest:



Giuseppe Arato
By
Its

BUTERA FINEER FOODS, INC.,
an Illinois corporation

RECORDING \$25.00
100012 TRAN 5/23/95 07/28/95 09:30:00
43163 JIM 5/25/95 493280
COOK COUNTY RECORDER
RECORDING FEE \$22.00

Paul Butera
By
Its PRES.

Attest:

BOX 383-6TH

Joseph Butera
By
Its V. PRES.

95493280

UNOFFICIAL COPY

Property of Cook County Clerk's Office

UNOFFICIAL COPY

EXHIBIT "A"

The Westerly 6.5 feet of Lot 1 (except the North 20 feet thereof) in the Subdivision of the East 25 feet of Lot 4, all of Lots 5, 6, and 7, and the West 10 feet of Lot 8 in the Subdivision of Lot 3 in the Subdivision of the South 130 Feet of the Northwest Quarter of the Northwest Quarter, lying West of the West line of Clark Street of Section 17, Township 40 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois

PIN: 14-17-106-012
14-17-106-024
14-17-106-025
14-17-106-026
14-17-106-027
14-17-106-038
14-17-106-040

Property of Cook County Clerk's Office
14-17-106-012
14-17-106-024
14-17-106-025
14-17-106-026
14-17-106-027
14-17-106-038
14-17-106-040

35493280

UNOFFICIAL COPY

Property of Cook County Clerk's Office

UNOFFICIAL COPY

EXCULPATORY CLAUSE FOR CHICAGO TITLE AND TRUST COMPANY, AS TRUSTEE

It is expressly understood and agreed by and between the parties hereto, anything 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 be 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 binding 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 liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against Chicago Title and Trust Company, on account of this instrument or on account of any warranty, indemnity, representation, covenant 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.

IN WITNESS WHEREOF, CT&T, not personally, but as Trustee as aforesaid, has caused these presents to be signed by its Assistant Vice President, and its corporate seal to be hereunto affixed and attested by its Assistant Secretary, the day and year first above written.

CHICAGO TITLE AND TRUST COMPANY,
as Trustee aforesaid and
not personally,



By: _____

(Attest: _____)

ASSISTANT SECRETARY

UNOFFICIAL COPY

Property of Cook County Clerk's Office