# 9706579

## **UNOFFICIAL COPY**

Recording Requested by, and When Recorded, Mail to:

97065794

Principal Mutual Life Insurance Company c'o The Principal Financial Group Des Moines, IA 50392-1360

Attn: Julie Enslow

SECOND AMENDARY OF AND MODIFICATION OF MORTS AGE AND SECURITY AGREEMENT 8-399350

WHEREAS, on the 10th day of April, 1991, PETULA ASSOCIATES, LTD., an Iowa corporation, and NARCO ESTERPRISES, INC., an illinois corporation, formerly known as Narco Properties, Ltd., an Illinois corporation, (hereinafter collectively referred to as "Borrower"), executed and delivered to PRINCIPAL MUTUAL LIFE INSURANCE COMPANY, an Iowa corporation ("Lender"), a Secured Promissory Note ("Note") in the amount of Seven Million Four Hundred Ninety Thousand and 00/100 Dollars (\$7,490,000.00), with interest thereon as see forth in said Note. Said Note was and is secured by a Mortgage and Security Agreement ("Mortgage"), dated April 10, 1991, duly signed and acknowledged by Borrower; said Mortgage being recorded on April 24, 1991, under Instrument No. 91189599, in the Official Records of Cook County, Illinois, and covering certain real property as described in Exhibit A attached mereto; and

WHEREAS, said Note was amended on June 13, 1996, to reflect a change in the maturity date of said Note and to reflect certain other changes and modifications to said Note. Said Deed of Trust was amended on June 13, 1996, and said amendment was recorded on July 24, 1996, as Instrument No. 96563707, Official Records of Cook Councy Illinois; and

WHEREAS, the Borrower and Lender desire to extend the maturity date 20d to reflect herein certain other changes and modifications made to said Note.

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, it is agreed by the parties hereto that the above described Mortgage dated April 10, 1991, as previously amended, shall be modified and further amended as follows:

In the last line of the second paragraph on the first page, delete "January, 1997" and insert therein "July 1997".

It is agreed by the parties hereto that all of the terms, covenants, conditions and warranties contained in the above described Mortgage dated April 10, 1991, as previously

Property of Cook County Clerk's Office

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amended, which are not changed, modified or amended by this instrument are unchanged and are hereby ratified, affirmed and held to be in full force and effect.

IN WITNESS WHEREOF, the parties hereby have set their hands and seals this day of January, 1997 to be effective as of January 1, 1997.

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#### **LENDER**

PRINCIPAL MUTUAL LIFE INSURANCE COMPANY, an Iowa corporation

B) Sould See Setting Cooperation According to Setting Cooperation According to Setting Cooperation Section Cooperation Section Cooperation Section Cooperation Section Section

**BORROWER** 

PET'LA ASSOCIATES, LTD., an Iowa corporation

Rv

STALES CONTRACTOR

By

(CORPORATE SLAKER CONTROL OF THE

narco enterprises. Inc.
an Illinois corporation, formerly
known as NARCO PROPERTIES.
LTD., an Illinois corporation

3y 🔏

Name V Stephen J. Nardi

Title: President

By

(CORPORATE SEAL)

Name: Gary S. Shifrin Title: Assistant Secretary

JE/jv399350/2ammsa 1/7/97

97065794

STATE OF IOWA )
COUNTY OF POLK )

On this 10th day of January, 1996, before me, a Notary Public in and for said County, personally appeared Ronald B. Franklin and Dave Neppl to me personally known to be the identical persons whose names are subscribed to the instrument, who being each by me duly sworn did say that they are the Director, Commercial Real Estate Closing/Loan Administration and Assistant Director, Commercial Real Estate, respectively, of PRINCIPAL MUTUAL LIFE INSURANCE COMPANY, an Iowa corporation, and that the seal affixed to the said instrument is the seal of said corporation, and that said instrument was signed and sealed on behalf of the said corporation by authority of its Board of Directors, and the aforesaid officers each acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by each of them voluntarily executed.

Notary Public in and for Polk County Iowa



STATE OF IOWA )
COUNTY OF POLK )

On this 10th day of January, 1997, before me, a Notary Public in and for said County, personally appeared Stanley K. Gibson and Gregory C. Hauser to me known to be the persons who executed the within instrument as the Vice President and Vice President respectively, of PETULA ASSOCIATES, LTD., an Iowa corporation, and they being duly sween did state that the seal affixed to the said instrument is the seal of said corporation and that said instrument was signed and sealed on behalf of the said corporation by authority of its board of directors, and the aforesaid officers each acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by and of each of them voluntarily executed.

Notary Public in and for said County and State



STATE OF ILLINOIS

COUNTY OF COOK

BEFORE ME, the undersigned Notary Public, duly commissioned and qualified in and for said County and State, personally came and appeared Stephen J. Nardi and Gary S. Shifrin to me known, who declared and acknowledged to me. Notary that they are the President and Assistant Secretary of NARCO ENTERPRISES, INC. an Illinois Corporation, that as such duly authorized officers, by and with the authority of the Board of Directors of said corporation, have signed and executed and foregoing instrument as the free and voluntary act and deed of said corporation, and for the objects and purposes therein set forth.

IN WITNESS WHEREOF. I have set my hand and official seal on this 23rd day of January, 1997.

Notary Public

OFFICIAL SEAL
RAYMOND & SIPLA

NOTARY PUBLIC STATE OF TENOIS MY COMMISSION EXPRES 04/11/00

#### PARCEL 1:

THE WESTERLY 1,042 00 FEET OF THE EASTERLY 1,117.00 FEET AS MEASURED ALONG THE NORTHERLY LINE OF LOTS 2 AND 3 (TAKEN AS A TRACT) IN THE CNW PROVISO INDUSTRIAL SUBDIVISION, BEING A SUBDIVISION IN THE SOUTH EAST 1/4 OF FRACTIONAL SECTION 6, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

EASEMENT APPURIZNANT TO AND FOR THE BENEFIT OF PARCEL I AS CREATED DEED MADE BY CHICAGO AND NORTHWESTERN TRANSPORTATION COMPANY TO PETULA ASSOCIATES, LTD. AND NARCO DEVELOPMENT CO., RECORDED DECEMBER 2. 1981 AS DOCUMENT 2607 309 FOR STORM WATER DETENTION PURPOSES ONLY OVER THE FOLLOWING DESCRIPED LAND:

A STRIP OF LAND 19:00 FEET IN WIDTH (AS MEASURED PERPENDICULARLY AND RADIALLY) SOUTHWESTERLY OF AND ADJGINING THE SOUTHWESTERLY LINE OF LOT 3 AND PROVISO DRIVE IN C.N.W. PROVISO INDUSTRIAL SUBDIVISION, BEING A SUBDIVISION OF PART OF THE SOUTH EAST, 1/4 OF FRACTIONAL SECTION 6. TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE TURN PRINCIPAL MERIDIAN, LYING EASTERLY OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF THE EASTERLY 1,117.00 FEET (AS MEASURED ALONG THE NORTHERLY LINE) OF LOTS 2 AND 3 (TAKEN AS A TRACT) IN THE AFORESAID C.N.W. PROVISO INDUSTRIAL SUBDIVISION AND LYING WESTERLY OF THE SOUTHERLY EXTENSION OF THE WEST LINE OF THE EAST 75.00 FEET OF SAID LOT 2, IN COOK COUNTY, ILLINOIS. 

ADDRESS: 5600 PROVISO DRIVE

BERKELEY, ILLINOIS

P.I.N. 15-06-400-051

15-06-400-053