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Cook County Recorder 29.50

Prepared by and
Mail to:
Bank One, N.A.
1048 Lake Street
Oak Park, IL 60301
Commercial Real Estate
Loan Administration
J. Sienko



REI TITLE SERVICES # 746200

AMENDMENT OF NOTE AND MORTGAGE

Amendment No. 1 to Note and Mortgage

This Amendment No. 1 to that certain Term Loan Note (the "Note") dated November 5, 1998 executed by Marquette National Bank as Trustee under Trust Agreement dated September 28, 1994 and known as Trust No. 13226 (the "Trustee") and Brian E. Basic, Carol A. Basic, Paul E. Phillips, and Bonnie A. Phillips (the "Initial Borrower") and payable to Bank One, N.A., with its main office at Chicago, Illinois, formerly known as The First National Bank of Chicago (the "Bank"), and to that certain Mortgage, Security Agreement and Assignment of Leases and Rentals dated October 4, 1994 and recorded on October 11, 1994 as Document No. 94874604 (the "Mortgage"), on property located at 3132-40 W. Marquette Road, Chicago, Illinois, such Mortgage modified by a certain Loan Modification Agreement dated May 10, 1996 and recorded on May 17, 1996 as Document No. 96374199; and further modified by a Second Loan Modification Agreement dated November 5, 1998 and recorded on March 9, 1999 as Document No. 99224308, on real estate legally described on Exhibit A attached hereto and made a part hereof, is dated this 30th day of September, 1999

1. **Preliminary Statement.** The Trustee, Brian E. Basic, Carol A. Basic, and the Bank wish to amend certain provisions of the Note and Mortgage and in consideration of the mutual promises contained herein, agree as hereinafter provided.

2. **Amendments.**

a. The Trustee, Brian E. Basic, Carol A. Basic, and the Bank hereby agree that the Note shall be amended as follows:

The Borrower shall be the Trustee and Brian E. Basic and Carol A. Basic. Paul E. Phillips and Bonnie A. Phillips are hereby removed from the Note as a Borrower and are relieved of any and all liability thereunder from and after the date hereof.

b. The Trustee, the Borrower, and the Bank hereby agree that the Mortgage shall be amended as follows:

Paul E. Phillips and Bonnie A. Phillips are hereby removed from the Mortgage as a Beneficiary and is relieved of any and all liability thereunder from and after the date hereof.

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3. **Ratification; Effectiveness.** The Trustee, Brian E. Basic, and Carol A. Basic hereby ratify and confirm the Amendment of Note and Mortgage, as amended hereby, in all respects. All other terms and conditions of the Note and Mortgage shall remain in full force and effect and the undersigned, his or their heirs, assigns and representatives, shall be obligated to pay the same.

This Amendment No. 1 shall be effective as of the date first above written upon execution by all of the parties hereto.

Borrower:

Brian E Basic
Brian E. Basic

Carol A Basic
Carol A. Basic

This instrument is executed by the Marquette National Bank, not personally, but only as Trustee, and no personal liability is assumed by or shall be enforced against said Marquette National Bank because of or on account of the making of this instrument.

Trustee:

Marquette National Bank, as
Trustee as aforesaid

By: [Signature]
Its: _____

By: Angeline M. Laba
Its: Asst. Sec.

Bank One, N.A.

By: Daren G. Hobbs
Its: Banking Associate

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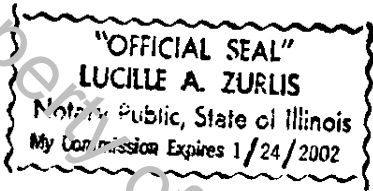
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STATE OF Illinois)
) SS
COUNTY OF Cook)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that the above named Alene C. Shumig and Angelini M. Lubo of the Marquette National Bank, as Trustee as aforesaid, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Officer and Assistant, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as her own free and voluntary act and as the free and voluntary act of said Company, as Trustee as aforesaid, for the uses and purposes herein set forth.

Given under my hand and Notarial Seal this 6th day of October, 1999



Lucille A. Zurlis
Notary Public
My Commission Expires:

STATE OF Illinois)
) SS
COUNTY OF Cook)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that Brian E. Basic, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his own free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 1st day of October, 1999



Mari G. Munizzi
NOTARY PUBLIC
My Commission expires: 5/23/2001

STATE OF Illinois)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that Carol A. Basic, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that she signed and delivered the said instrument as her own free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and Notarial Seal this 1st day of October, 1999



Mari G. Munizzi
NOTARY PUBLIC
My Commission expires:

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY, that the above named DARIN G. HUBBS of the Bank One, N.A. (the "Bank"), personally known to me to be the same person whose name is subscribed to the foregoing instrument as such HE, appeared before me this day in person and acknowledged that HE signed and delivered the said instrument as A own free and voluntary act and as the free and voluntary act of said Bank, for the uses and purposes herein set forth.

Given under my hand and Notarial Seal this 01 day of OCTOBER, 1999



Notary Public
My Commission Expires:



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EXHIBIT A

(Legal Description)

LOTS 19, 20, AND 21 IN BLOCK 13 IN EAST CHICAGO LAWN, BEING J. A. CAMPBELL'S SUBDIVISION IN THE SOUTH 1/2 OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF SECTION 24, TOWNSHIP 38 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF, RECORDED OCTOBER 6, 1890, AS DOCUMENT NUMBER 1348779, IN COOK COUNTY, ILLINOIS.

Commonly known as: 3132-40 W. Marquette Road, Chicago, Illinois

P.I.N. #: 19-24-124-040

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