

280608

AGREEMENT

THIS AGREEMENT is entered into between AHEPA 78 Phase V, Inc., (OWNER) and the Secretary of Housing and Urban Development (LENDER) to amend the Mortgage Note given by Owner to Lender on the 3rd day of January, 2005 in the amount of \$4,153,900 which was secured by a mortgage of even date which was recorded on the 6th day of January, 2005 in the Office of the Recorder of Lake County, Indiana as Instrument No. 2005-1036 as follows:

- (1) The face amount of the Note and Mortgage is amended to read, \$4,144,400 and, All other terms of the Note and Mortgage remain the same.

Nothing in this Agreement shall waive, compromise, impair or prejudice any right the Secretary of HUD shall have to seek judicial recourse for any breach of the Regulatory Agreement that may have occurred prior to or may occur subsequent to the date of this Agreement. In the event that the Secretary of HUD initiates an action for breach of the Regulatory Agreement and recovers funds, either on the Secretary's behalf or on behalf of the project or the mortgagor, those funds may be applied, at the discretion of the Secretary of HUD, to payment of the delinquent amounts due under the mortgage or as a partial prepayment of the mortgage debt.

LandAmerica Lawyers Title

AHEPA 78 PHASE V, INC

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

By: [Signature]
Printed: Dino Manopoulos

By: [Signature]
Printed: Willis E. Sly

Title: President

Title: Director

Date: July 5, 2006

Date: 7/18/2006

STATE OF INDIANA

COUNTY OF LAKE

On this 5th day of July, 2006, before me appeared Dino Manopoulos, who being known to me did state that he is the President of the AHEPA 78 Phase V, Inc., and that he executed this Agreement in his official capacity.

[Signature]
Notary Public

[Signature]
Printed Name

My Commission Expires: 03-21-08

Lake County Resident

STATE OF INDIANA

COUNTY OF Jackson

On this 18th day of July, 2006, before me appeared Willis E. Sly, who being known to me did state that he is the Director of the Indiana Office of the Department of Housing and Urban Development and that he executed this Agreement in his official capacity.

[Signature]
--Notary Public

[Signature]
Printed Name

My Commission Expires: October 11, 2008

Marion County Resident

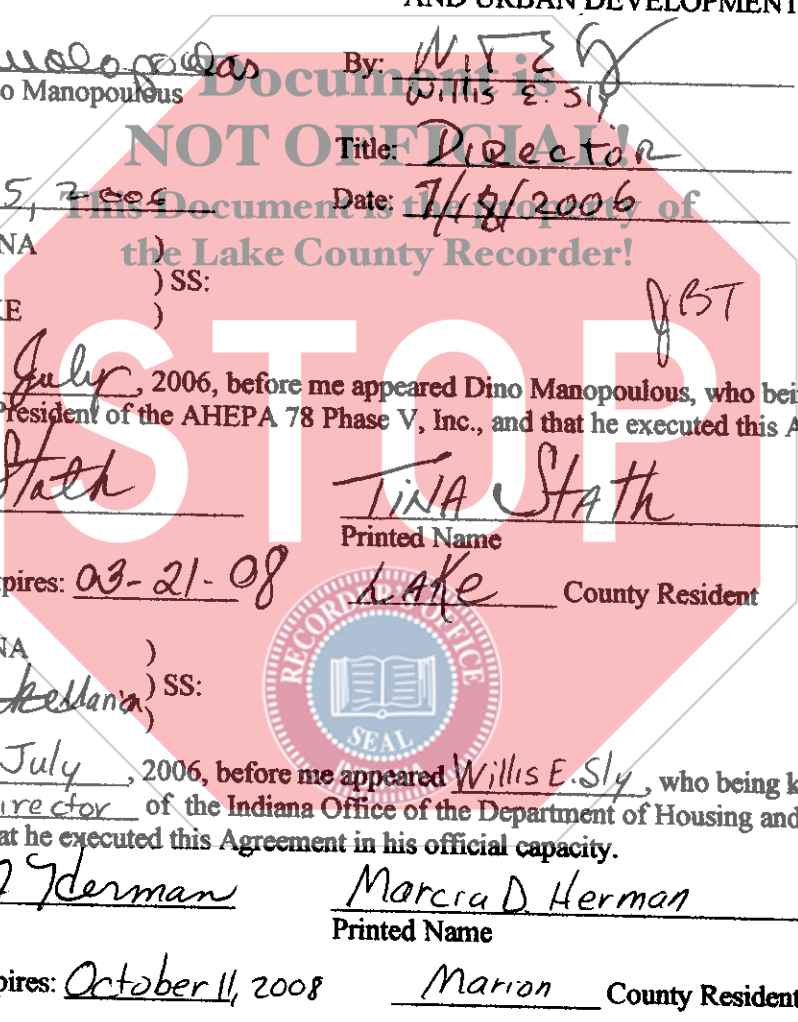
THIS DOCUMENT PREPARED BY ROBERT H. GULLICK

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MICHAEL A. BROWN
RECORDER

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORDING



1867014505
15.00
D.J.M.

I affirm, under penalty of perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Robert H. Gullick, Attorney at Law.

