

7.

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2008 078550

2008 NOV 18 AM 9:45

MICHAEL A. BROWN  
RECORDER

**RECORDATION REQUESTED BY:**

FIRST MIDWEST BANK  
HIGHLAND GROVE  
ONE PIERCE PLACE  
SUITE 1500  
ITASCA, IL 60143

**WHEN RECORDED MAIL TO:**

First Midwest Bank  
Gurnee Branch  
P.O. Box 9003  
Gurnee, IL 60031-2502

2003102803-1 4342 215

**MODIFICATION OF MORTGAGE**

THIS MODIFICATION OF MORTGAGE dated October 28, 2008, is made and executed between HAMMOND REAL ESTATE VENTURE, LLC, whose address is 919 MAIN STREET, DYER, IN 46311-3717 (referred to below as "Grantor") and FIRST MIDWEST BANK, whose address is ONE PIERCE PLACE, SUITE 1500, ITASCA, IL 60143 (referred to below as "Lender").

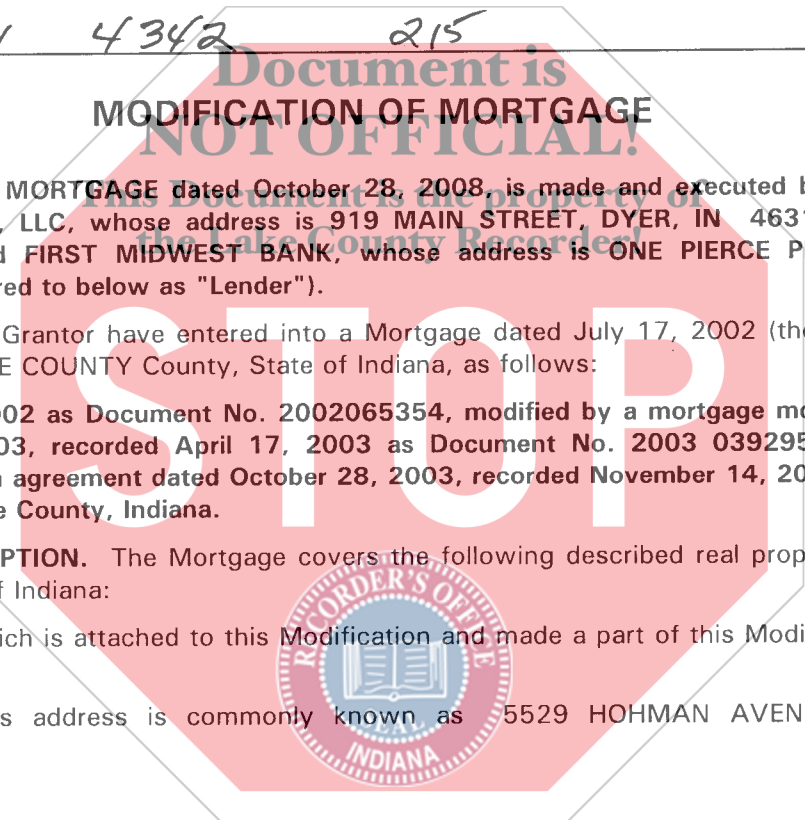
**MORTGAGE.** Lender and Grantor have entered into a Mortgage dated July 17, 2002 (the "Mortgage") which has been recorded in LAKE COUNTY County, State of Indiana, as follows:

Recorded July 22, 2002 as Document No. 2002065354, modified by a mortgage modification agreement dated March 17, 2003, recorded April 17, 2003 as Document No. 2003 039295 and modified by a mortgage modification agreement dated October 28, 2003, recorded November 14, 2003 as Document No. 2003 121493, in Lake County, Indiana.

**REAL PROPERTY DESCRIPTION.** The Mortgage covers the following described real property located in LAKE COUNTY County, State of Indiana:

See EXHIBIT "A", which is attached to this Modification and made a part of this Modification as if fully set forth herein.

The Real Property or its address is commonly known as 5529 HOHMAN AVENUE, HAMMOND, IN



Handwritten notes: 158049777, 11/18/08, 3/26/08

**MODIFICATION OF MORTGAGE  
(Continued)**

Loan No: 1

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46320-1936. The Real Property tax identification number is 35-47-8 UNIT 26.

**MODIFICATION.** Lender and Grantor hereby modify the Mortgage as follows:

To delete the following paragraph: "1.02. Extension. The maturity date of the Note has been extended to the 28th day of October, 2008, on which date the entire unpaid balance of principal and accrued but unpaid interest shall be due and payable without notice or demand. Mortgagor agrees that the Mortgage shall secure the payment of the Note as extended." in its entirety.

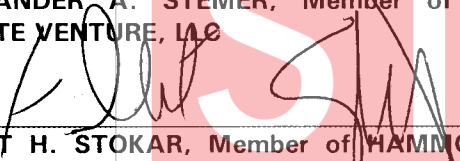
**CONTINUING VALIDITY.** Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

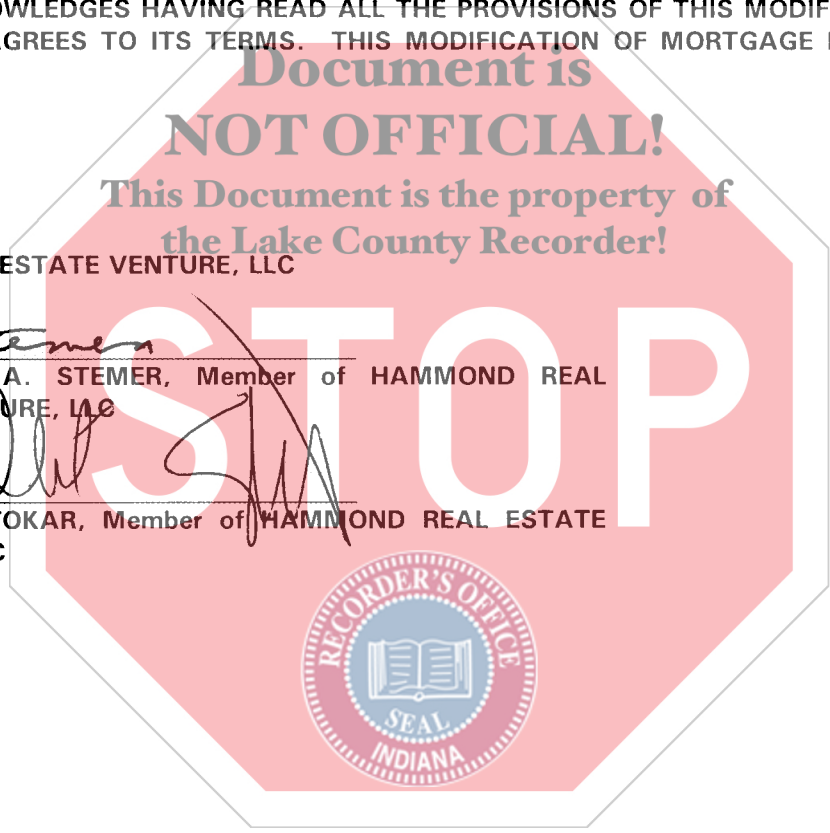
**GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED OCTOBER 28, 2008.**

**GRANTOR:**

**HAMMOND REAL ESTATE VENTURE, LLC**

By:   
ALEXANDER A. STEMER, Member of HAMMOND REAL ESTATE VENTURE, LLC

By:   
ELLIOT H. STOKAR, Member of HAMMOND REAL ESTATE VENTURE, LLC



MODIFICATION OF MORTGAGE  
(Continued)

Loan No: 1

LENDER:

FIRST MIDWEST BANK

x Rachel E. Schmecker  
Authorized Signer

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Indiana )

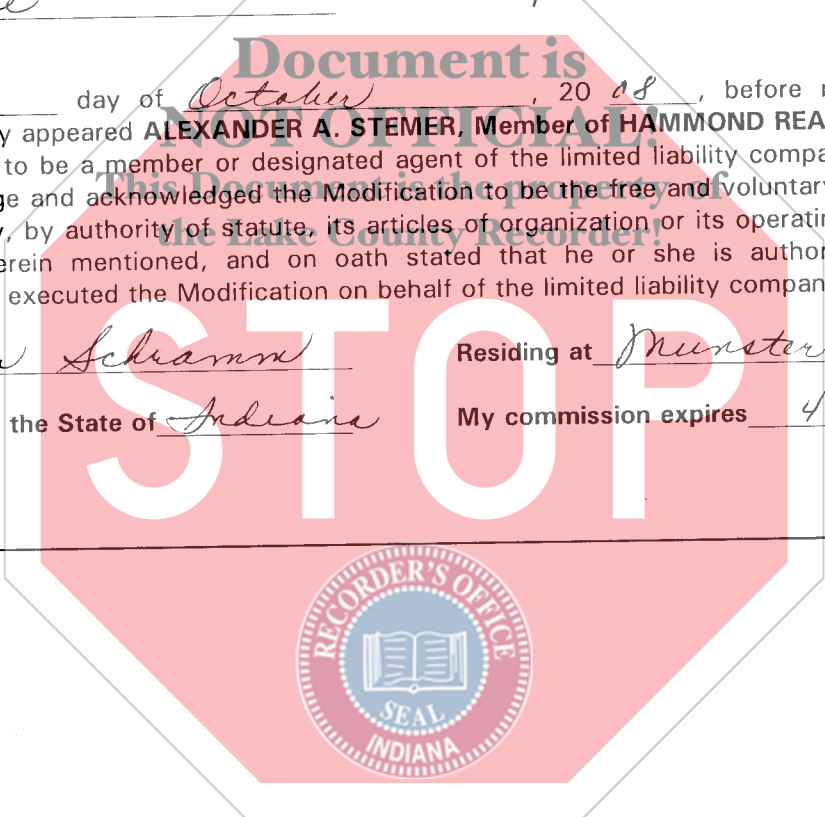
) SS

COUNTY OF Lake )

On this 28<sup>th</sup> day of October, 20 08, before me, the undersigned Notary Public, personally appeared **ALEXANDER A. STEMER**, Member of **HAMMOND REAL ESTATE VENTURE, LLC**, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Mortgage and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Joyce Ann Schramm  
Notary Public in and for the State of Indiana

Residing at Munster, Indiana  
My commission expires 4-24-10



MODIFICATION OF MORTGAGE  
(Continued)

Loan No: 1

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LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Indiana )  
 ) SS  
COUNTY OF Lake )

On this 28<sup>th</sup> day of October, 20 08, before me, the undersigned Notary Public, personally appeared **ELLIOT H. STOKAR, Member of HAMMOND REAL ESTATE VENTURE, LLC**, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Mortgage and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

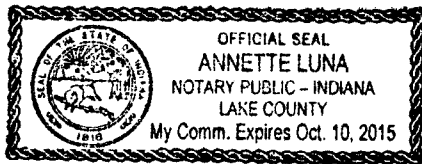
By Joyce Ann Schramm Residing at Munster, Indiana  
Notary Public in and for the State of Indiana My commission expires 4-24-10

Document is  
**NOT OFFICIAL!**  
LENDER ACKNOWLEDGMENT  
This Document is the property of  
the Lake County Recorder!

STATE OF INDIANA )  
 ) SS  
COUNTY OF LAKE )

On this 28th day of October, 20 08, before me, the undersigned Notary Public, personally appeared Rachel E. Schmucker and known to me to be the Commercial Banking Officer, authorized agent for **FIRST MIDWEST BANK** that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of **FIRST MIDWEST BANK**, duly authorized by **FIRST MIDWEST BANK** through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and in fact executed this said instrument on behalf of **FIRST MIDWEST BANK**.

By Annette Luna Residing at Lake County, Indiana  
Notary Public in and for the State of Indiana My commission expires 10/10/15



**MODIFICATION OF MORTGAGE  
(Continued)**

Loan No: 1

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law (FIRST MIDWEST BANK).

*Connie Norman*

This Modification of Mortgage was prepared by: FIRST MIDWEST BANK



**RECORDING PAGE**



# EXHIBIT "A"

## LEGAL DESCRIPTION

LOTS 8, 9 AND 10, IN MARBLE'S SUBDIVISION OF BLOCK 5, IN TOWLE AND YOUNG'S ADDITION TO HAMMOND, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 4, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA, EXCEPTING THE WEST 20 FEET THEREOF TAKEN FOR THE WIDENING OF HOHMAN AVENUE

COMMON ADDRESS: 5529 HOHMAN AVENUE, HAMMOND, INDIANA 46320  
KEY NO.: #35-47-8, UNIT 26

