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STATE OF INDIANA
FILED FOR RECORD

2013 057720

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M. GLENN BROWN
RECORDER

RECORDING REQUESTED BY, AND
WHEN RECORDED MAIL TO:

GOLDBERG KOHN LTD.
55 East Monroe Street, Suite 3300
Chicago, Illinois 60603
Jami L. Brodey, Esq.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

SECOND AMENDMENT TO MORTGAGE, ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FIXTURE FILING

THIS SECOND AMENDMENT TO MORTGAGE, ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FIXTURE FILING AND OTHER LOAN DOCUMENTS (this "Amendment") is made as of June 28, 2013, effective as of April 30, 2013 by and among, MERRILLVILLE-TFK MAMMOTH L.L.C., MERRILLVILLE-JACKSON-1, L.L.C., MERRILLVILLE-JACKSON-2, L.L.C., MERRILLVILLE-RICHTER, L.L.C., MERRILLVILLE-QUERY 1, L.L.C., MERRILLVILLE-QUERY 2, L.L.C., MERRILLVILLE-BISLA-1, L.L.C., MERRILLVILLE-BISLA-2, L.L.C., MERRILLVILLE-JENSEN, L.L.C., MERRILLVILLE-HWANG, L.L.C., MERRILLVILLE-WATTS-1, L.L.C., MERRILLVILLE-WATTS-2, L.L.C., MERRILLVILLE-POPP, L.L.C., and MERRILLVILLE-IREX, L.L.C. (each, a "Borrower" and collectively, "Borrowers"), each a Delaware limited liability company, and each having an address of c/o Merrillville Exchange Venture, L.L.C., 2901 Butterfield Road, Oak Brook, Illinois 60523, and WHEATON BANK & TRUST COMPANY, whose address is 211 South Wheaton Avenue, Wheaton, Illinois 60187 (collectively with its successors, assigns and transferees hereinafter referred to as "Lender").

RECITALS

A. On or about May 13, 2008, Lender made a loan to Merrillville 1031 Venture, L.L.C., a Delaware limited liability company ("Original Borrower"), in the principal amount of \$3,210,000 (the "Loan"). The Loan is evidence by a Promissory Note in the face amount of \$3,210,000 dated as of May 13, 2008 made by Original Borrower in favor of Lender (the "Note") and secured by, among other things, a certain Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing made by Original Borrower in favor of Lender dated as of May 13, 2008 and recorded on May 21, 2008 with the Lake County, Indiana Recorder (the "Recorder") as Document No. 2008 037346, as amended by a

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certain First Amendment to Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing dated as of October 31, 2008 and recorded with the Recorder on December 2, 2008 as Document No. 2008 081186 (said mortgage, as amended, and as assigned and assumed pursuant to the Partial Assumptions (hereinafter defined), the "Mortgage"). A legal description of the real estate encumbered by the Mortgage is attached hereto as **Exhibit A**. The obligations of Original Borrower under the Note, the Mortgage and the other Loan Documents were assigned to, and assumed by, each Borrower, on a joint and several basis, pursuant to the partial loan assumption agreements described on **Schedule 1** attached hereto (the "**Partial Assumptions**").

B. Pursuant to an Amendment to Promissory Note and Other Loan Documents of even date herewith by and among Lender, Borrowers and "Indemnitors" party thereto (the "**Loan Document Amendment**"), Lender has agreed to extend the Maturity Date of the Loan to April 30, 2014 and to make certain other modifications to the Loan Documents as set forth therein.

C. Borrowers and Lender are entering into this Amendment to give record notice of the extension of the Maturity Date.

AGREEMENTS

1. **Defined Terms and Recitals.** Capitalized terms used in this Amendment shall have the meanings ascribed to such terms in the Mortgage unless otherwise defined herein. Each party hereto acknowledges and agrees that the above Recitals are true, accurate, and correct in all respects and that such Recitals are incorporated into this Amendment by reference herein.

2. **Amendment to Mortgage.** The Mortgage is hereby amended such that all references therein to the "Loan", the "Note" and any other "Loan Document" or "Loan Documents" shall mean the Loan, the Note and such other Loan Document or Loan Documents, as amended by the Loan Document Amendment.

3. **Reaffirmation of Mortgage.** Borrowers hereby acknowledge, agree and reaffirm the Mortgage, as hereby amended, as security for the Loan in the maximum aggregate principal amount of \$3,210,000, and agree that no part of the foregoing amendments or modifications shall have the effect of releasing Borrowers from any of their obligations under the Mortgage or any other Loan Document.

4. **Full Force and Effect.** The Mortgage shall remain in full force and effect in accordance with its terms, subject to and as amended by this Amendment. Nothing herein or in the Loan Document Amendment constitutes a novation of the Loan.

5. **Counterparts.** This Amendment may be executed in any number of counterparts, each of which, when executed and delivered, shall be deemed to be an original, but such counterparts shall together constitute but one and the same instrument.

[Signatures appear on following pages.]

IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Bisla-1, L.L.C., a Delaware limited liability company
By: Virendra S. Bisla, sole member

By:  _____
Virendra S. Bisla



ACKNOWLEDGMENT

STATE OF ILLINOIS

_____) SS

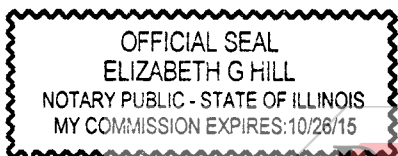
COUNTY OF DuPage

I, ELIZABETH G. HILL a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Virendra S. Bisla, the Sole Member of Merrillville-Bisla-1, L.L.C., a Delaware limited liability company, 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 said instrument as h own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 27th day of JUNE, 2013.

Elizabeth G. Hill
Notary Public

ELIZABETH G. HILL
Printed Name of Notary Public

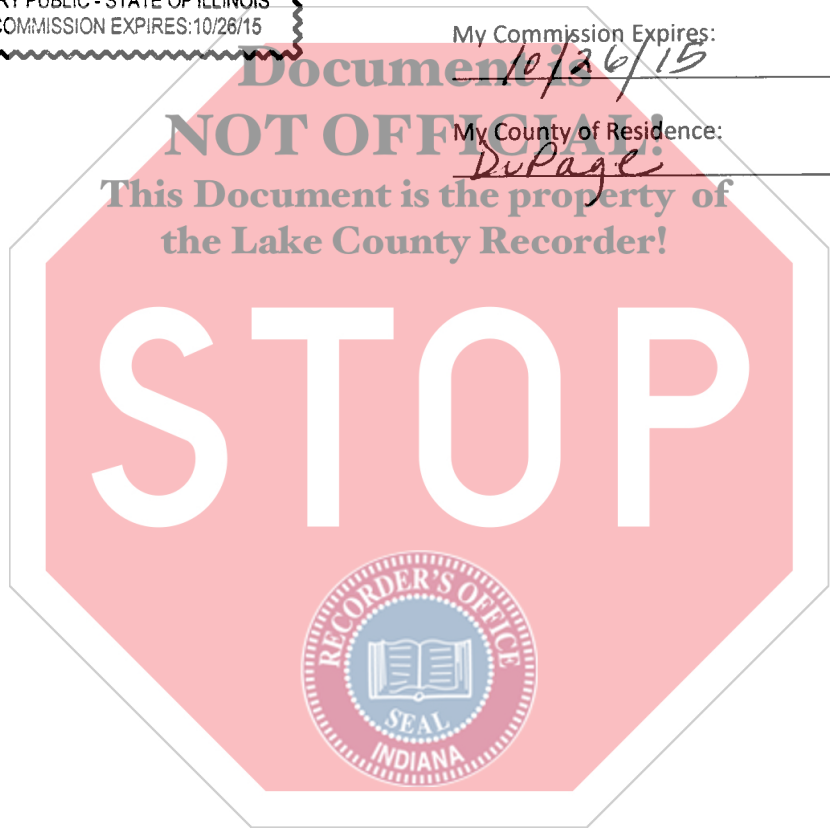


My Commission Expires:

10/26/15

My County of Residence:

DuPage

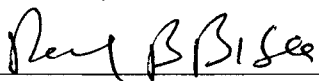


IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Bisla-2, L.L.C., a Delaware limited liability company

By: Raj Bala Bisla, sole member

By: 
Raj Bala Bisla



ACKNOWLEDGMENT

STATE OF ILLINOIS

_____) SS

COUNTY OF DuPage

ELIZABETH G. HILL

a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Raj Bala Bisla, the Sole Member of Merrillville-Bisla-2, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 27TH day of JUNE, 2013.

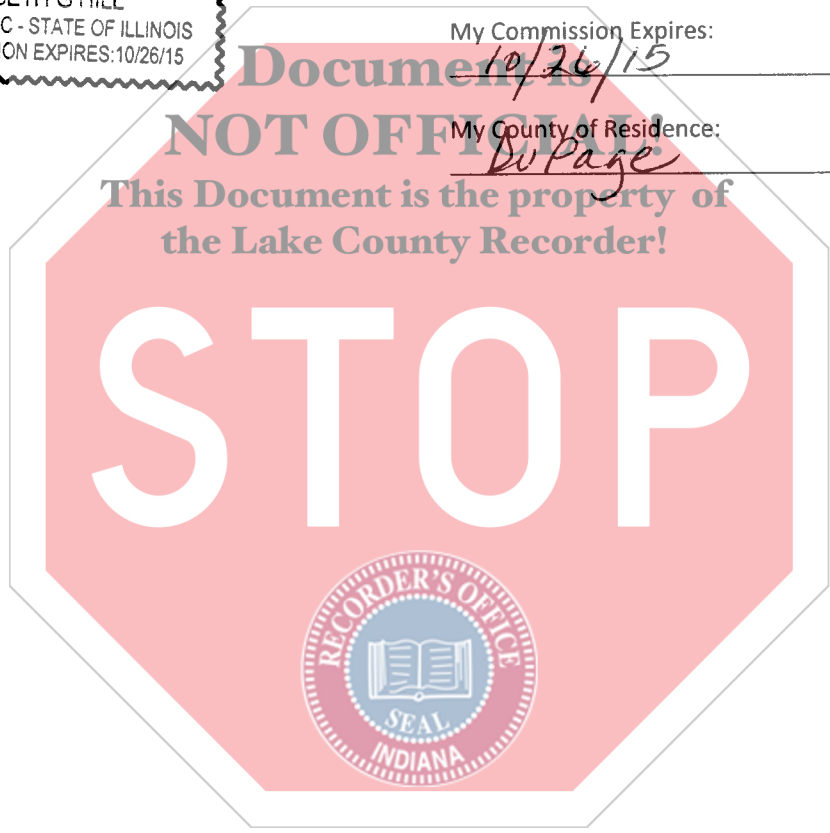
Elizabeth G. Hill
Notary Public

ELIZABETH G. HILL
Printed Name of Notary Public



My Commission Expires: 10/26/15


My County of Residence: DuPage

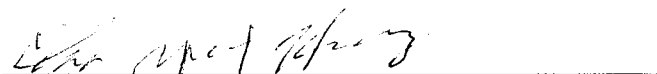


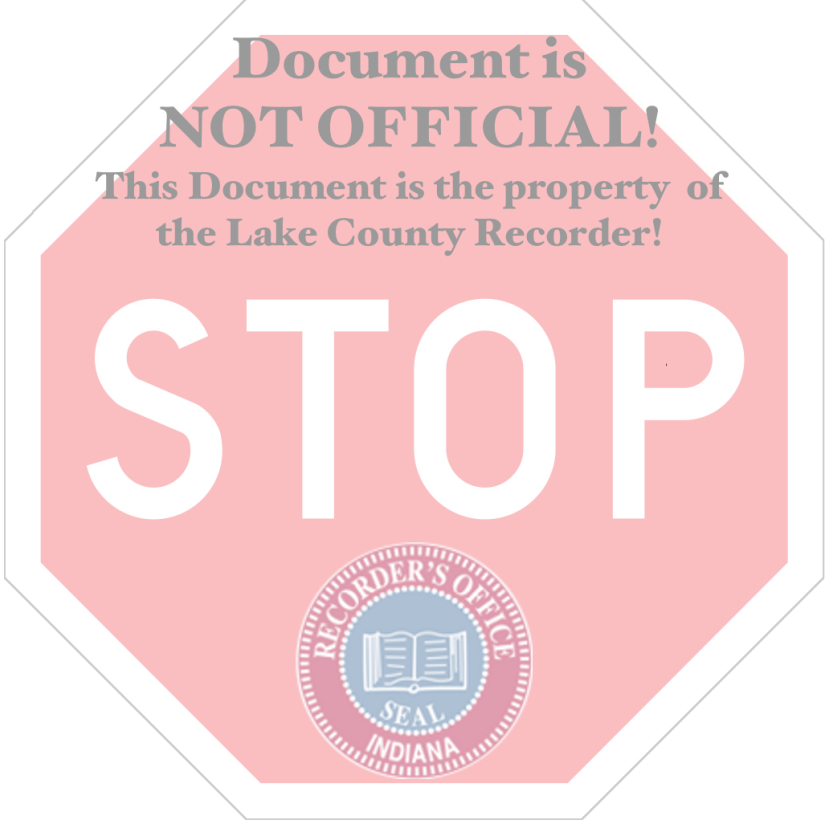
IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Hwang, L.L.C., a Delaware limited liability company
By: Trust of Chee-An and Chun-Yung Hwang, sole member

By: 
Chee-An Hwang, Trustee

By: 
Chun-Yung Hwang, Trustee



R 36

ACKNOWLEDGMENT

STATE OF California

[Signature] ss

COUNTY OF Contra Costa

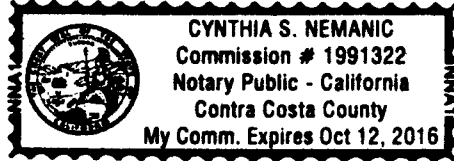
On June 19, 2013 before me, Cynthia S. Nemanic, personally appeared Chuan Hwang, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Cynthia S. Nemanic

Signature of (Cynthia S. Nemanic)



Document is NOT OFFICIAL!

STATE OF California

[Signature] ss

COUNTY OF Contra Costa

This Document is the property of the Lake County Recorder!

STOP

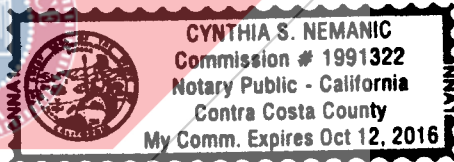
On June 19, 2013 before me, Cynthia S. Nemanic, personally appeared Chun Yung Hwang, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Cynthia S. Nemanic

Signature of (Cynthia S. Nemanic)



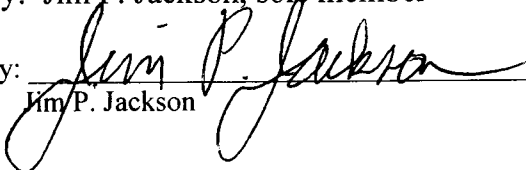
Ref to Pg 36

IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Jackson-1, L.L.C., a Delaware limited liability company

By: Jim P. Jackson, sole member

By:  _____
Jim P. Jackson



ACKNOWLEDGMENT

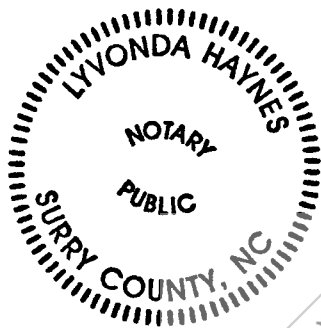
STATE OF NC)

_____) SS

COUNTY OF Surry)

I, Lyvonda Haynes a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Jim P. Jackson, the Sole Member of Merrillville-Jackson-1, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 24 day of June, 2013.

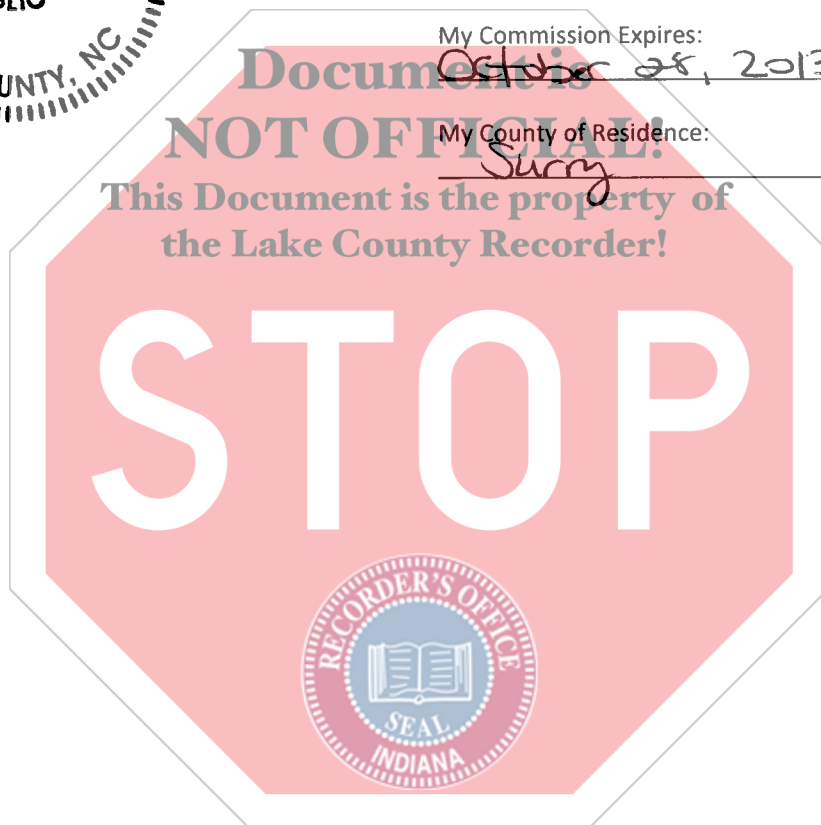


Lyvonda Haynes
Notary Public

Lyvonda Haynes
Printed Name of Notary Public

My Commission Expires: October 28, 2013

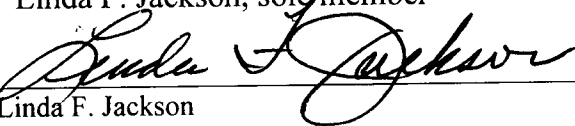
My County of Residence: Surry



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Jackson-2, L.L.C., a Delaware limited liability company
By: Linda F. Jackson, sole member

By: 
Linda F. Jackson



ACKNOWLEDGMENT

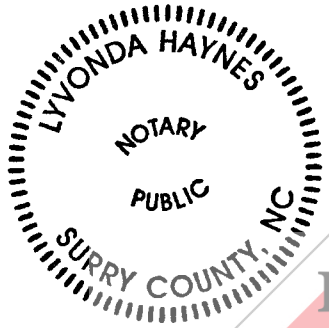
STATE OF NC)

_____) SS

COUNTY OF Surry)

I, Lyvonda Haynes Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Linda F. Jackson, the Sole Member of Merrillville-Jackson-2, L.L.C., a Delaware limited liability company, 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 said instrument as her own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 24 day of June, 2013.

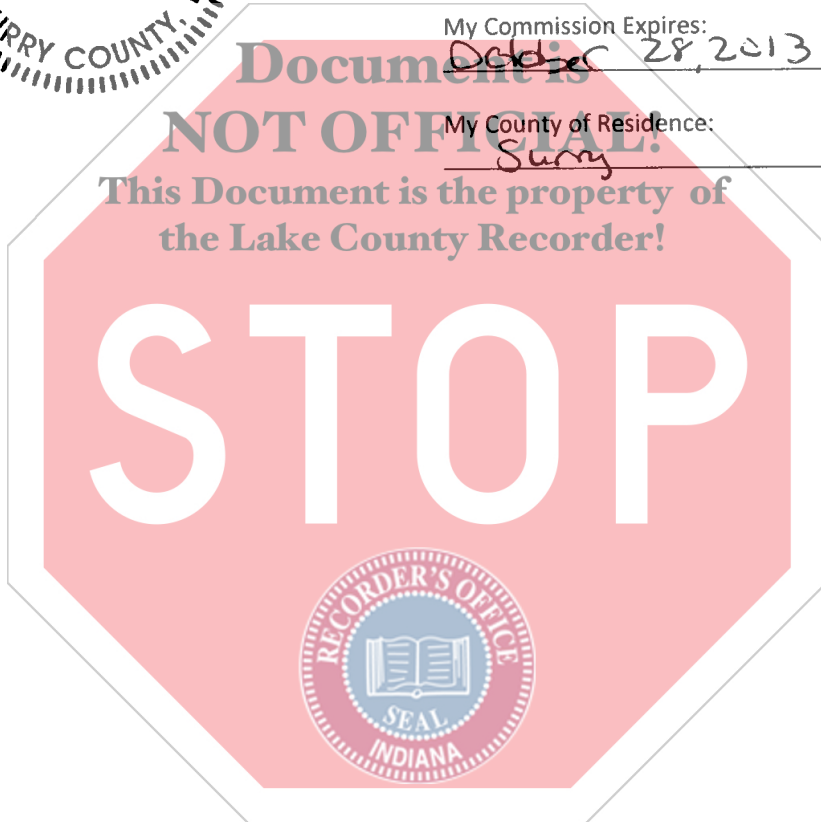


Lyvonda Haynes
Notary Public

Lyvonda Haynes
Printed Name of Notary Public

My Commission Expires: October 28, 2013

My County of Residence: Surry



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Jensen, L.L.C., a Delaware limited liability company

By: Gerald L. Jensen and Jeannie Jensen, Husband and Wife, Collectively, sole member

By: Gerald L. Jensen
Gerald L. Jensen

By: Jeannie Jensen
Jeannie Jensen



ACKNOWLEDGMENT

STATE OF California)

) SS

COUNTY OF Stanislaus)

I, S. Thompson a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Gerald L. Jenseh, the Sole Member of Merrillville-Jensen, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 14 day of June, 2013.

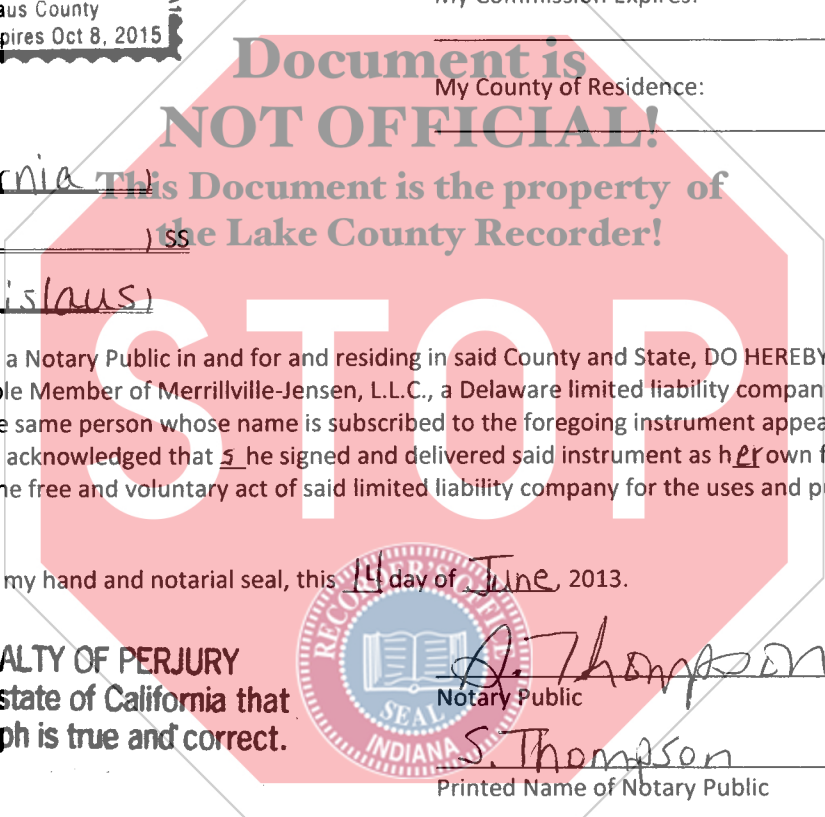
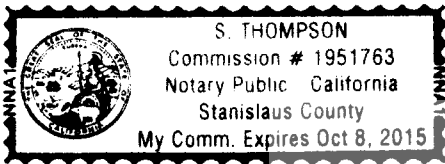
I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

S. Thompson
Notary Public

S. Thompson
Printed Name of Notary Public

My Commission Expires: _____

My County of Residence: _____



STATE OF California)

) SS

COUNTY OF Stanislaus)

I, S. Thompson a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Jeannie Jensen, the Sole Member of Merrillville-Jensen, L.L.C., a Delaware limited liability company, 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 said instrument as her own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 14 day of June, 2013.

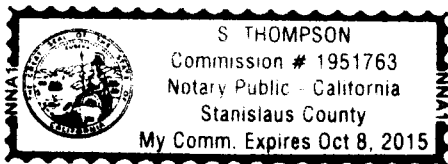
I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

S. Thompson
Notary Public

S. Thompson
Printed Name of Notary Public

My Commission Expires: _____

My County of Residence: _____

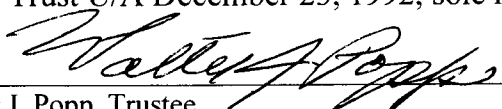


IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Popp, L.L.C., a Delaware limited liability company

By: First Amendment to the Amendment and Restatement of the Walter J. Popp Declaration of Living Trust U/A December 23, 1992, sole member

By: 
Walter J. Popp, Trustee



ACKNOWLEDGMENT

STATE OF Wisconsin)

_____) SS

COUNTY OF Door)

I, Rose M Polcen, a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Walter J. Popp, as Trustee of the First Amendment to the Amendment and Restatement of the Walter J. Popp Declaration of Living Trust U/A December 23, 1992, the Sole Member of Merrillville-Popp, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

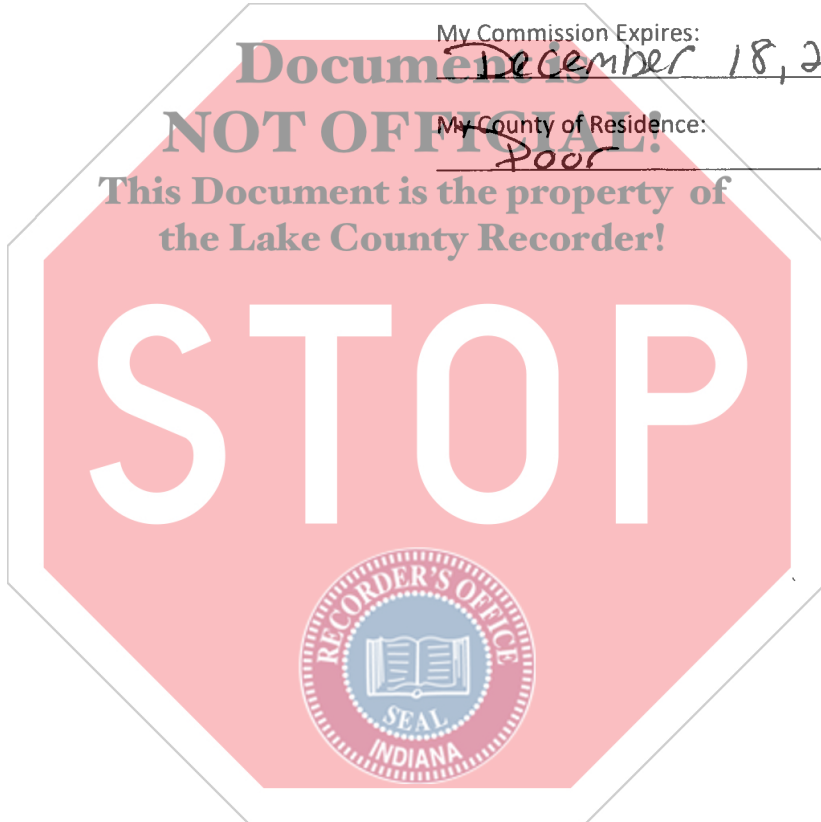
GIVEN under my hand and notarial seal, this 13 day of June 2013.

Rose M Polcen
Notary Public

Rose M Polcen
Printed Name of Notary Public

My Commission Expires: December 18, 2016

My County of Residence: Door



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Query-1, L.L.C., a Delaware limited liability company

By: Query Family Trust, sole member

By: *Roland L. Query, Trustee*
Roland L. Query, Trustee

By: *Linda D. Query, Trustee*
Linda D. Query, Trustee



ACKNOWLEDGMENT

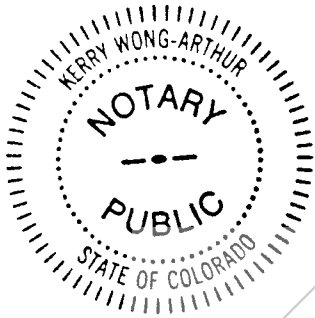
STATE OF COLORADO)

) SS

COUNTY OF BOULDER)

I, KERRY WONG-ARTHUR a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Roland L. Query, as Trustee of the Query Family Trust, the Sole Member of Merrillville-Query-1, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 19th day of JUNE, 2013.

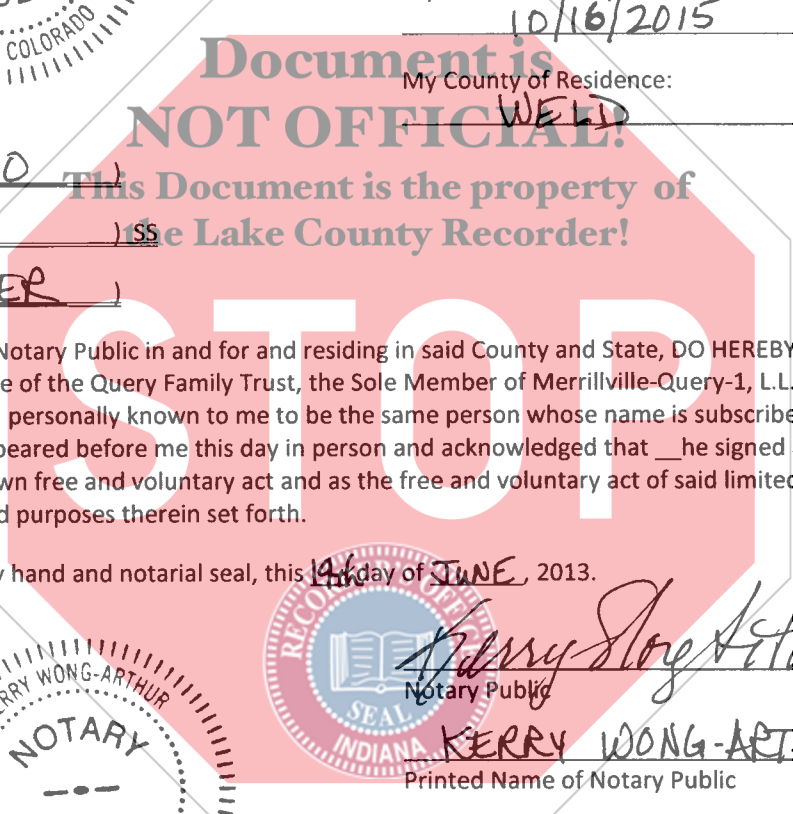


Kerry Wong-Arthur
Notary Public

KERRY WONG-ARTHUR
Printed Name of Notary Public

My Commission Expires:
10/16/2015

My County of Residence:
WELD



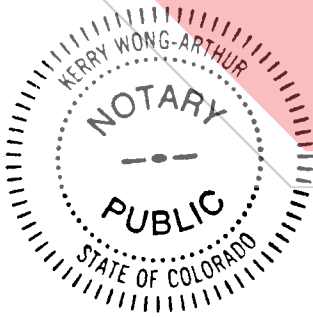
STATE OF COLORADO)

) SS

COUNTY OF BOULDER)

I, KERRY WONG-ARTHUR a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Linda D. Query, as Trustee of the Query Family Trust, the Sole Member of Merrillville-Query-1, L.L.C., a Delaware limited liability company, 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 said instrument as her own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 19th day of JUNE, 2013.



Kerry Wong-Arthur
Notary Public

KERRY WONG-ARTHUR
Printed Name of Notary Public

My Commission Expires:
10/16/2015

My County of Residence:
WELD

IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Query-2, L.L.C., a Delaware limited liability company
By: Query Family Trust, sole member

By: *Linda D. Query, Trustee*
Linda D. Query, Trustee

By: *Roland L. Query, Trustee*
Roland L. Query, Trustee



ACKNOWLEDGMENT

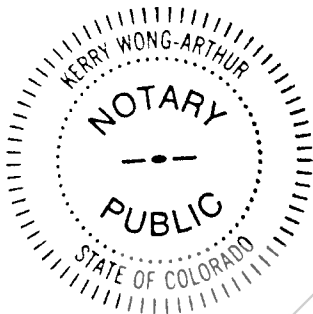
STATE OF COLORADO)

) SS

COUNTY OF Boulder)

I, KERRY WONG-ARTHUR a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Linda D. Query, as Trustee of the Query Family Trust, the Sole Member of Merrillville-Query-2, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 19th day of JUNE, 2013.

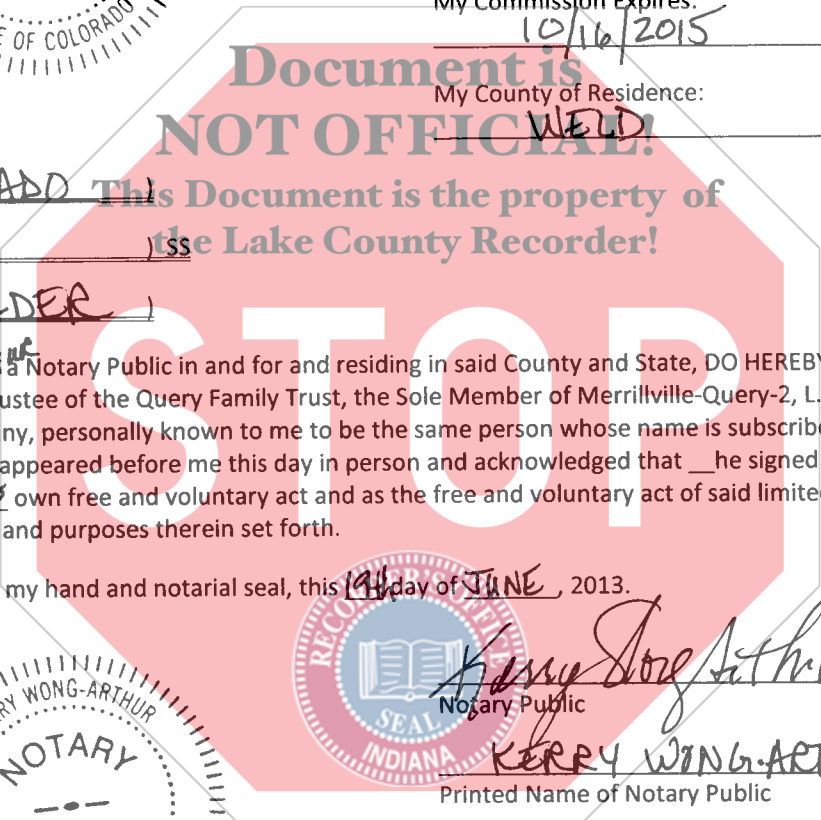


Kerry Wong-Arthur
Notary Public

KERRY WONG-ARTHUR
Printed Name of Notary Public

My Commission Expires: 10/16/2015

My County of Residence: WELD



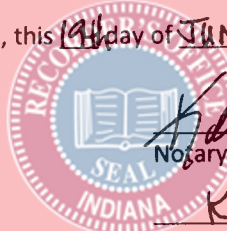
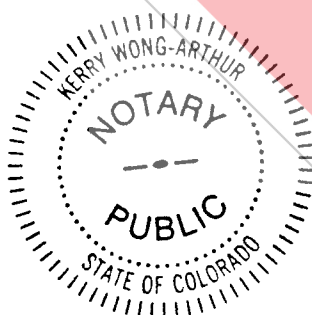
STATE OF COLORADO)

) SS

COUNTY OF Boulder)

I, KERRY WONG-ARTHUR a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Roland L. Query, as Trustee of the Query Family Trust, the Sole Member of Merrillville-Query-2, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 19th day of JUNE, 2013.



Kerry Wong-Arthur
Notary Public

KERRY WONG-ARTHUR
Printed Name of Notary Public

My Commission Expires: 10/16/2015

My County of Residence: WELD

IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Richter, L.L.C., a Delaware limited liability company

By: Robert W. Richter, sole member

By: Robert W. Richter
Robert W. Richter



ACKNOWLEDGMENT

STATE OF Illinois

_____) SS

COUNTY OF McHenry

I, Ellen Schultz a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Robert W. Richter, the Sole Member of Merrillville-Richter, L.L.C., a Delaware limited liability company, 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 said instrument as h own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 17 day of June 2013.

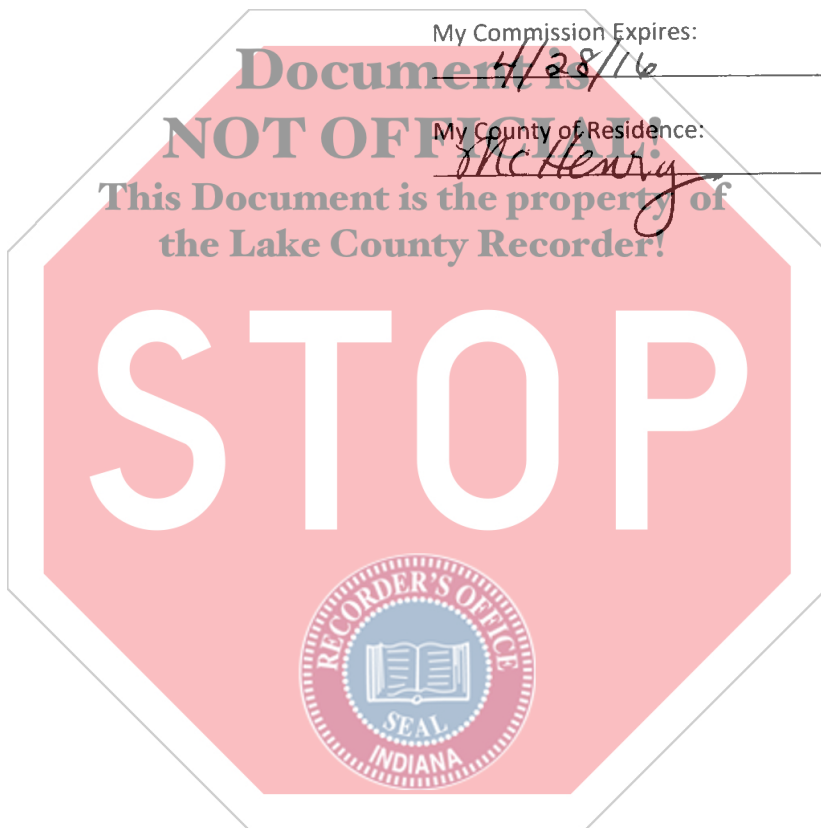


Ellen Schultz
Notary Public

ELLEN SCHULTZ
Printed Name of Notary Public

My Commission Expires: 4/28/16

My County of Residence: McHenry



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-TFK Mammoth, L.L.C., a Delaware limited liability company

By: TFK Mammoth, L.L.C., a Minnesota Limited Liability Company, sole member

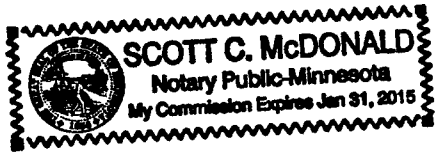
By: Thomas F. Kordonowy
Thomas F. Kordonowy, Chief Manager



ACKNOWLEDGMENT

STATE OF Minnesota)
) SS

COUNTY OF Hennepin)



I, Scott C. McDonald, a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Thomas F. Kordonowy, as Chief Manager of TFK Mammoth, L.L.C., a Minnesota Limited Liability Company, the Sole Member of Merrillville-TFK Mammoth, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

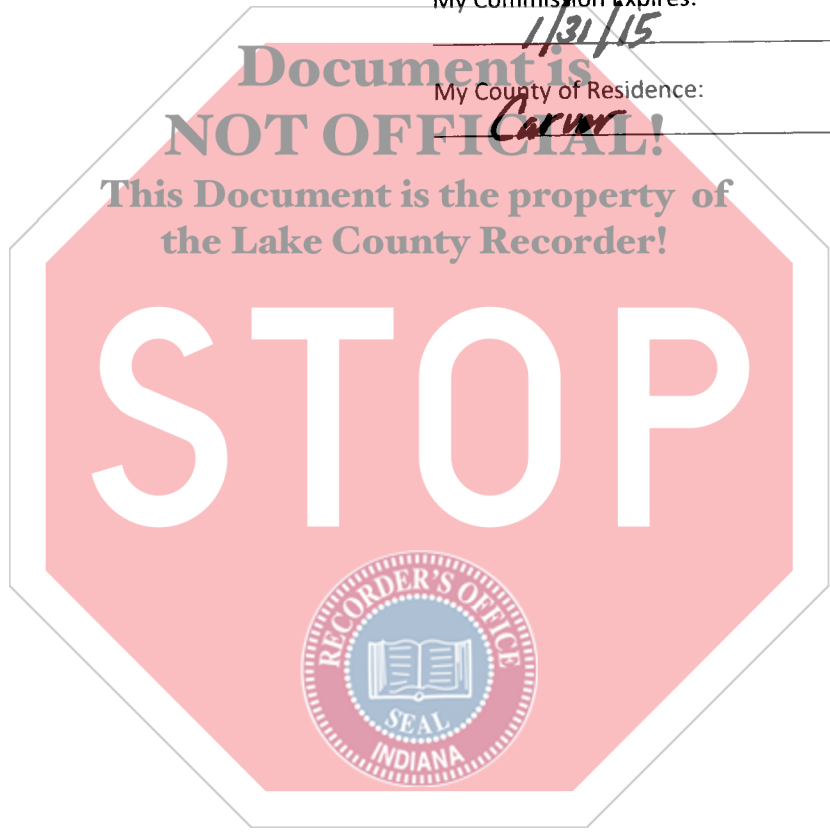
GIVEN under my hand and notarial seal, this 17 day of June, 2013.

Scott C. McDonald
Notary Public

Scott C. McDonald
Printed Name of Notary Public

My Commission Expires: 1/31/15

My County of Residence: Carver



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Watts-1, L.L.C., a Delaware limited liability company
By: James Robert Watts Trust dated September 9, 1994, sole member

By: *James Robert Watts, Trustee*
James Robert Watts, Trustee



ACKNOWLEDGMENT

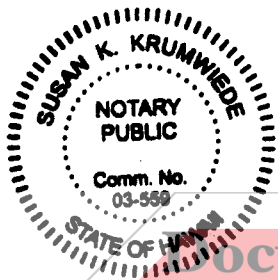
STATE OF Hawaii)

_____) SS

COUNTY OF Maui)

I, Susan K. Krumwiede a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT James Robert Watts, as Trustee of the James Robert Watts Trust dated September 9, 1994, the Sole Member of Merrillville-Watts-1, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 17th day of June, 2013.



Susan K. Krumwiede
Notary Public

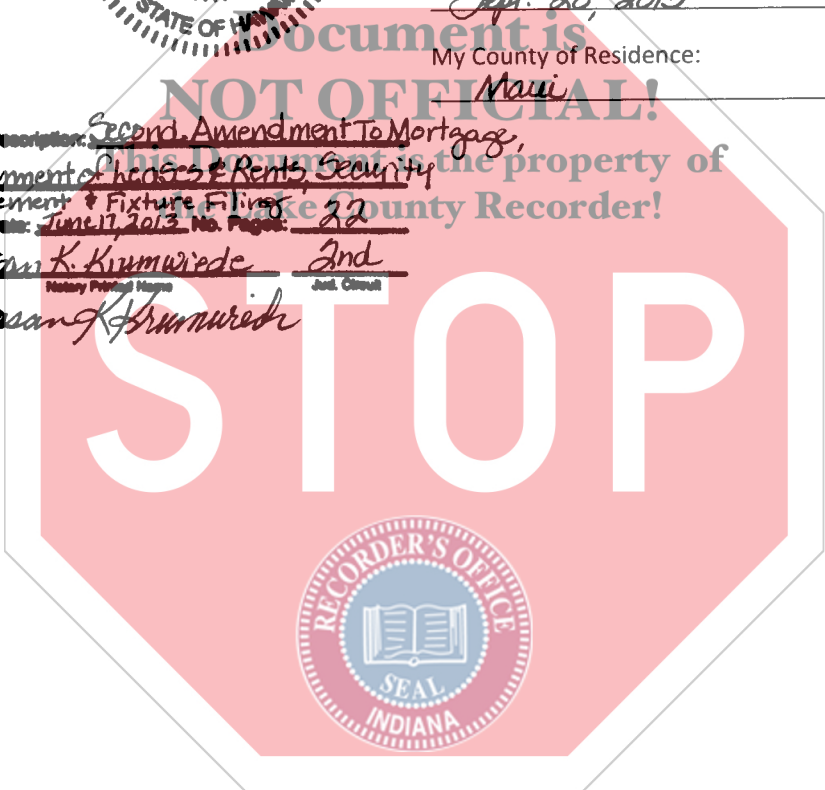
Susan K. Krumwiede
Printed Name of Notary Public

My Commission Expires:
Sept. 28, 2015

My County of Residence:
Maui

Doc. Description: Second Amendment To Mortgage,
Assignment of Leases & Rents Security
Agreement & Fixture Filing
Doc. Date: June 17, 2013 No. Pages: 22

Susan K. Krumwiede 2nd
Notary Public Hawaii Jud. Circuit
Susan K. Krumwiede



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-Watts-2, L.L.C., a Delaware limited liability company
By: Sandra Adell Watts Trust dated September 9, 1994, sole member

By: *Sandra Adell Watts, Trustee*
Sandra Adell Watts, Trustee



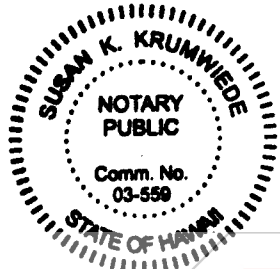
STATE OF Hawaii)

) SS

COUNTY OF Maui)

I, Susan K. Krumwiede, a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Sandra Adell Watts, as Trustee of the Sandra Adell Watts Trust dated September 9, 1994, the Sole Member of Merrillville-Watts-2, L.L.C., a Delaware limited liability company, 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 said instrument as her own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 17th day of June, 2013.



Susan K. Krumwiede
Notary Public

Susan K. Krumwiede
Printed Name of Notary Public

My Commission Expires:
Sept. 28, 2015

My County of Residence: _____

Second Amendment To Document is Maui

Doc. Description: Mortgage, Assignment of Leases & Rents, Security Agreement & Fixture Filing

Doc. Date: June 11, 2013 No. Pages: 22

Susan K. Krumwiede 2nd
Notary Printed Name Not. Class

Susan K. Krumwiede



IN WITNESS WHEREOF, Borrowers and Lender have executed this Amendment or has caused the same to be executed by its representatives thereunto duly authorized.

BORROWERS:

Merrillville-IREX, L.L.C., a Delaware limited liability company

By: Inland Real Estate Exchange Corporation n/k/a Inland Private Capital Corporation, a Delaware Corporation, Sole Member, sole member

By: 
Rahul Sehgal, Chief Investment Officer



ACKNOWLEDGMENT

STATE OF ILLINOIS)

) SS

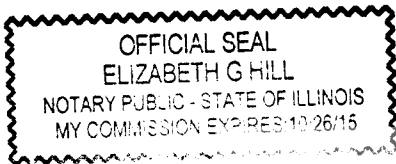
COUNTY OF DUPAGE)

I, ELIZABETH G. HILL, a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Rahul Sehgal, as Chief Investment Officer of Inland Real Estate Exchange Corporation n/k/a Inland Private Capital Corporation, a Delaware Corporation, the Sole Member of Merrillville-IREX, L.L.C., a Delaware limited liability company, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal, this 27th day of JUNE, 2013.

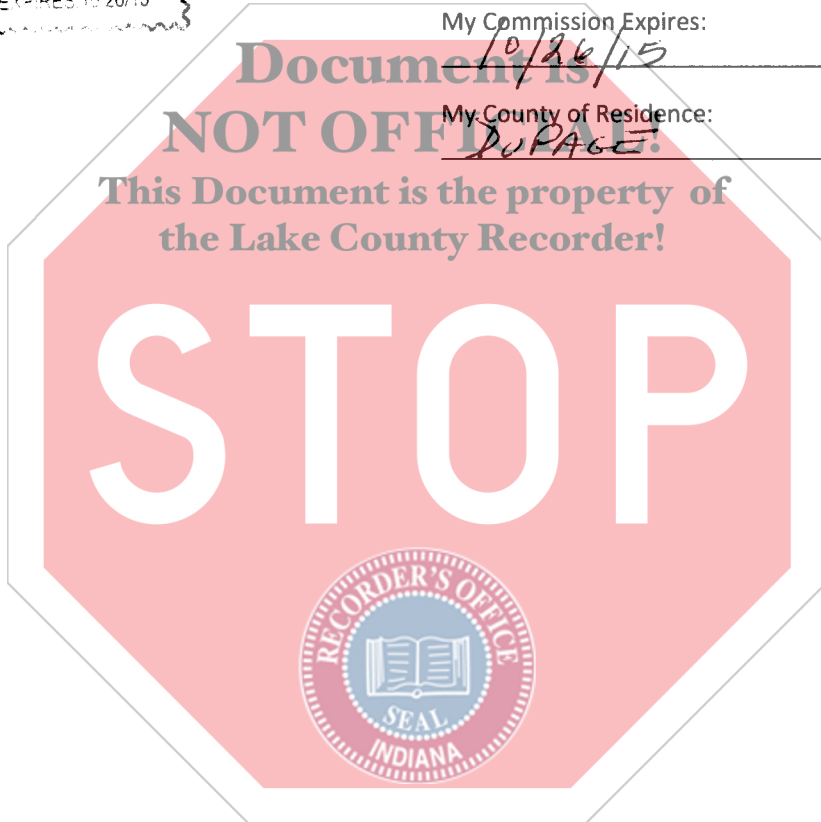
Elizabeth G Hill
Notary Public

ELIZABETH G. HILL
Printed Name of Notary Public



My Commission Expires: 10/26/15

My County of Residence: DUPAGE



LENDER:

WHEATON BANK & TRUST COMPANY

By Buddy Dalton
Name Bradley Dalton
Its VP



ACKNOWLEDGMENT

STATE OF Illinois)
) SS
COUNTY OF DuPage)

I, Jennifer L Bartell, a Notary Public in and for and residing in said County and State, DO HEREBY CERTIFY THAT Bradley Dalton, the Vice President of WHEATON BANK & TRUST COMPANY, 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 said instrument as his own free and voluntary act and as the free and voluntary act of said bank for the uses and purposes therein set forth.

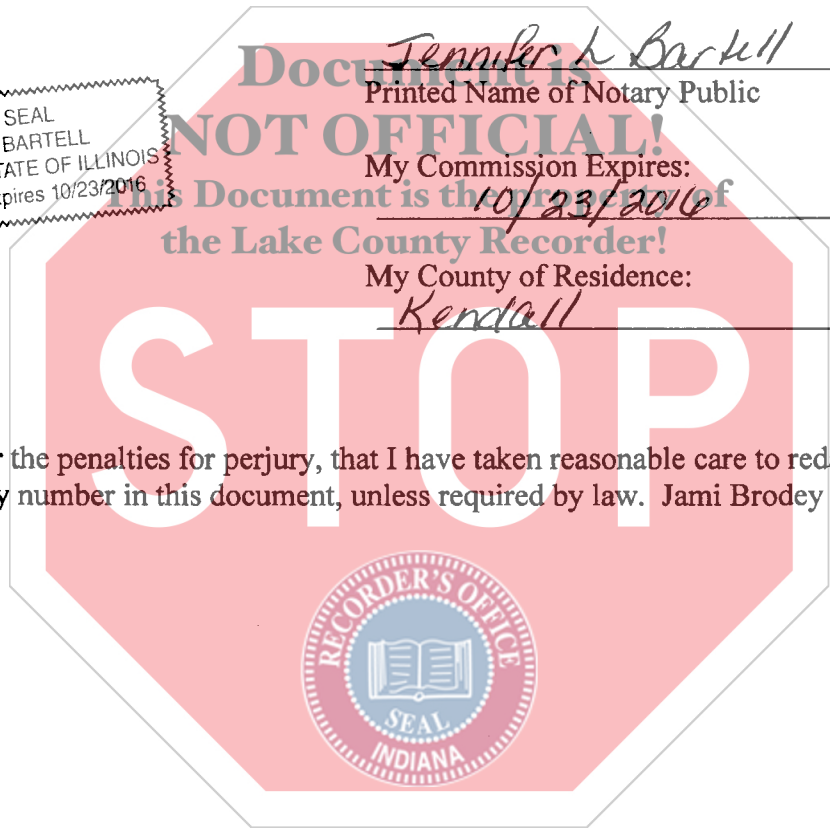
GIVEN under my hand and notarial seal this 29th day of May, 2013.

Jennifer L Bartell
Notary Public

Jennifer L Bartell
Printed Name of Notary Public

My Commission Expires: 10/23/2016

My County of Residence: Kendall



Document is the property of the Lake County Recorder!

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. Jami Brodey

Exhibit A

Legal Description of Real Estate

Lot 1 in Grand Park Fifth Subdivision, recorded in Plat Book 99, page 94 in the Office of the Recorder of Lake County, Indiana.



Schedule 1

Partial Assumptions

1. Partial Loan Assumption Agreement dated as of February 17, 2009 by and among Original Borrower, Merrillville-TFK Mammoth, L.L.C., and Lender, recorded with the Recorder on February 26, 2009 as Document No. 2009-011995.
2. Partial Loan Assumption Agreement dated as of February 17, 2009 by and among Original Borrower, Merrillville-Jackson-1, L.L.C., and Lender, recorded with the Recorder on February 26, 2009 as Document No. 2009-011998.
3. Partial Loan Assumption Agreement dated as of February 17, 2009 by and among Original Borrower, Merrillville-Jackson-2, L.L.C., and Lender, recorded with the Recorder on February 27, 2009 as Document No. 2009-012001.
4. Partial Loan Assumption Agreement dated as of February 23, 2009 by and among Original Borrower, Merrillville-Richter, L.L.C., and Lender, recorded with the Recorder on March 6, 2009 as Document No. 2009-014286.
5. Partial Loan Assumption Agreement dated as of February 27, 2009 by and among Original Borrower, Merrillville-Query 1, L.L.C., and Lender, recorded with the Recorder on March 6, 2009 as Document No. 2009-014283.
6. Partial Loan Assumption Agreement dated as of February 27, 2009 by and among Original Borrower, Merrillville-Query-2, L.L.C., and Lender, recorded with the Recorder on March 6, 2009 as Document No. 2009-014289.
7. Partial Loan Assumption Agreement dated as of March 11, 2009 by and among Original Borrower, Merrillville Bisla-1, L.L.C., and Lender, recorded with the Recorder on March 20, 2009 as Document No. 2009-017641.
8. Partial Loan Assumption Agreement dated as of March 11, 2009 by and among Original Borrower, Merrillville-Bisla-2, L.L.C., and Lender, recorded with the Recorder on March 20, 2009 as Document No. 2009-017635.
9. Partial Loan Assumption Agreement dated as of March 13, 2009 by and among Original Borrower, Merrillville-Jensen, L.L.C., and Lender, recorded with the Recorder on March 20, 2009 as Document No. 2009-017638.
10. Partial Loan Assumption Agreement dated as of March 31, 2009 by and among Original Borrower, Merrillville-Hwang, L.L.C., and Lender, recorded with the Recorder on April 6, 2009 as Document No. 2009-021799.

11. Partial Loan Assumption Agreement dated as of April 13, 2009 by and among Original Borrower, Merrillville-Watts-1, L.L.C., and Lender, recorded with the Recorder on April 23, 2009 as Document No. 2009-025971.

12. Partial Loan Assumption Agreement dated as of April 13, 2009 by and among Original Borrower, Merrillville-Watts-2, L.L.C., and Lender, recorded with the Recorder on April 23, 2009 as Document No. 2009-025974.

13. Partial Loan Assumption Agreement dated as of May 22, 2009 by and among Original Borrower, Merrillville-Popp, L.L.C., and Lender, recorded with the Recorder on June 1, 2009 as Document No. 2009-036231.

14. Partial Loan Assumption Agreement dated as of July 15, 2009 by and among Original Borrower, Merrillville-Irex, L.L.C., and Lender, recorded with the Recorder on July 29, 2009 as Document No. 2009-052310.

