

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2016 JUN -9 AM 10:37

MICHAEL B. BROWN  
RECORDER

2016 035869

RECORDATION REQUESTED BY:

Old Plank Trail Community Bank N.A.  
Old Plank Trail Community Bank - Mokena  
20012 S. Wolf Road  
Mokena, IL 60448

WHEN RECORDED MAIL TO:

Old Plank Trail Community Bank N.A.  
Old Plank Trail Community Bank - Mokena  
20012 S. Wolf Road  
Mokena, IL 60448

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**NOT OFFICIAL!**

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**STOP**  
MODIFICATION OF MORTGAGE

THIS MODIFICATION OF MORTGAGE dated April 5, 2016, is made and executed between MCFS Development, LLC, whose address is 8900 Wicker Avenue, Saint John, IN 46373 (referred to below as "Grantor") and Old Plank Trail Community Bank N.A., whose address is 20012 S. Wolf Road, Mokena, IL 60448 (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated June 5, 2014 (the "Mortgage") which has been recorded in Lake County, State of Indiana, as follows:

Recorded July 3, 2014 as document number 2014-038186 with Lake County Indiana.

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

Parcel 1: Part of the Southwest 1/4 of Section 20, Township 34 North, Range 8 West of the 2nd Principal Meridian, in Lake County, Indiana, described as follows: Beginning at a point on the West line of the Southwest 1/4 of said Section 20 that is 870.48 feet North of the Southwest corner thereof; thence continuing along said West line North 00 degrees 36 minutes 43 seconds East, 240.00 feet; thence South 89 degrees 11 minutes 26 seconds East, parallel with the South line of the Southwest 1/4 of said Section 20, 1213.44 feet, more or less, to the center line of Marshall Street; thence South 12 degrees 22 minutes 47 seconds West, along said center line, 71.02 feet; thence North 89 degrees 11 minutes 26 seconds West, 500.00 feet; thence South 13 degrees 17 minutes 15 seconds West, parallel with the

FIDELITY NATIONAL  
TITLE COMPANY

92014-11663 Old Plank trail

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**MODIFICATION OF MORTGAGE  
(Continued)**

center line of Marshall Street, 174.54 feet; thence North 89 degrees 11 minutes 26 seconds West, 650.65 feet to the point of beginning.

Parcel 2: Part of the Southwest 1/4 of Section 20, Township 34 North, Range 8 West of the 2nd Principal Meridian, in Lake County, Indiana, described as follows: Beginning at a point on the West line of the Southwest 1/4 of said Section 20 that is 1,310.48 feet North of the Southwest corner thereof; thence South 89 degrees 11 minutes 26 seconds East, parallel with the South line of the Southwest 1/4 of said Section 20, 686.21 feet; thence South 00 degrees 36 minutes 43 seconds West, parallel with the West line of the Southwest 1/4 of said Section 20, 200.00 feet; thence North 89 degrees 11 minutes 26 seconds West, 686.21 feet to the West line of the Southwest 1/4 of said Section 20; thence North 00 degrees 36 minutes 43 seconds East, along said West line, 200.00 feet to the point of beginning.

Parcel 3: Part of the Southwest 1/4 of Section 20, Township 34 North, Range 8 West of the 2nd Principal Meridian, in Lake County, Indiana, described as follows: Commencing at a point on the West line of the Southwest 1/4 of said Section 20 that is 1110.48 feet North of the Southwest corner thereof; thence South 89 degrees 11 minutes 26 seconds East, parallel with the South line of the Southwest 1/4 of said Section 20, 686.21 feet to the point of beginning, thence North 00 degrees 36 minutes 43 seconds West, 20.00 feet; thence South 89 degrees 11 minutes 26 seconds East 530.26 feet more or less to the center line of Marshall Street; thence South 09 degrees 14 minutes 00 seconds West, along said center line, 20.22 feet; thence North 89 degrees 11 minutes 26 seconds West, 527.23 feet, to the point of beginning.

Parcel 4: Part of the East 1/2 of Section 19, Township 34 North, Range 8 West of the 2nd Principal Meridian, Center Township, Lake County, Indiana, lying Easterly of the centerline of Crown Point-Cedar Lake Road, being more particularly described as follows: Commencing at Lake County Surveyor's Monument at the Northeast corner of said Section 19; thence South 00 degrees 07 minutes 35 seconds East, along the East line of said Section 19, a distance of 1509.70 feet, to the Southeast corner of Lot 7 in Feather Rock Phase 1, as per plat thereof, recorded in Plat Book, in the Office of the Recorder of Lake County, Indiana, said point being the point of beginning; thence continuing South 00 degrees 07 minutes 35 seconds East, along the East line of said Section 19, a distance of 3026.11 feet to the Northeast corner of Oakwood Acres, as shown in Plat Book 47 page 60, in the Office of the Recorder of Lake County, Indiana; thence North 89 degrees 15 minutes 47 seconds West, along the North line of said Oakwood Acres, a distance of 1057.87 feet to the Northwest corner of said Oakwood Acres; thence South 00 degrees 45 minutes 11 seconds West, along the West line of said Oakwood Acres, a distance of 768.12 feet, to a MAG Nail at the Southwest corner of said Oakwood Acres, being on the South line of said Section 19; thence North 89 degrees 13 minutes 02 seconds West, along the South line of said Section 19, a distance of 180.74 feet, to a MAG Nail; thence North 00 degrees 27 minutes 22 seconds West, a distance of 360.06 feet to an iron bar; thence South 88 degrees 20 minutes 38 seconds West, a distance of 336.40 feet to an iron bar; thence South 00 degrees 31 minutes 22 seconds East, a distance of 345.75 feet, to a MAG Nail on the South line of said Section 19; thence North 89 degrees 13 minutes 02 seconds West along the South line of said Section 19, a distance of 782.49 feet, to its intersection with the centerline of an open ditch, being 286.03 feet East of the South 1/4 corner of said Section 19; thence North 00 degrees 05 minutes 53 seconds West, along the centerline of said open ditch, a distance of 663.26 feet to a point on the North line of the Southwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of said Section 19; thence South 89 degrees 16 minutes 36 seconds East, along the North line of the Southwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of said Section 19, a distance of 377.48 feet, to a 5/8's-inch iron bar with KRULL I.D. CAP, at the Northeast corner of the Southwest 1/4 of the Southwest 1/4 of the Southeast 1/4 of said Section 19; thence North 00 degrees 07 minutes 00 seconds West, along the West line of the East 3/4 of the Southeast 1/4 of Section 19, a distance of 1277.36 feet, to the Southwest corner of said Feather Rock, Phase 1; thence North 65 degrees 03 minutes 29 seconds East, along the Southerly line of said Feather Rock, Phase 1, a distance of 1459.64 feet, to the Southeast corner of said Feather Rock Phase I; thence North 24 degrees 56 minutes 31 seconds West, along the Easterly line of said Feather Rock, Phase 1, a distance of 166.58 feet to a point of deflection of said Easterly line; thence North 62 degrees 22 minutes 25 seconds East, along said Easterly deflected line, a distance of 292.53 feet, to a point of deflection of said Easterly line; thence North 02 degrees 02 minutes

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(Continued)**

32 seconds East, along the said Easterly deflected line, a distance of 257.91 feet, to a point of deflection of said Easterly line; thence North 21 degrees 02 minutes 16 seconds East, along said Easterly deflected line, a distance of 77.55 feet to a point of deflection of said Easterly line; thence North 30 degrees 11 minutes 08 seconds East, along said Easterly deflected line, a distance of 125.40 feet, to a point of deflection of said Easterly line; thence North 25 degrees 39 minutes 44 seconds East, along said Easterly deflected line, a distance of 122.12 feet to a point of deflection of said Easterly line; thence North 30 degrees 15 minutes 00 seconds East, along said Easterly deflected line, a distance of 102.45 feet, to a point of deflection of said Easterly line; thence North 37 degrees 38 minutes 19 seconds East, along said Easterly deflected line, a distance of 102.45 feet, to a point of deflection of said Easterly line; thence North 45 degrees 04 minutes 16 seconds East, along said Easterly deflected line, a distance of 292.41 feet to the point of beginning, all in Center Township, Lake County, Indiana. EXCEPTING THEREFROM that part deeded in Warranty Deed recorded July 18, 2007 as Document No. 2007 058499, more particularly described as follows: Part of the Southeast 1/4 of Section 19, Township 34 North, Range 8 West of the 2nd Principal Meridian in Lake County, Indiana, described as follows: Commencing at the Southeast corner of said Southeast 1/4; thence North 90 degrees 00 minutes 00 seconds West along the South line of said Southeast 1/4, 1069.68 feet to the West line of Oakwood Acres 1st, as per plat thereof, recorded in Plat Book 47 page 60, in the Office of the Recorder of Lake County, Indiana and the point of beginning; thence continuing along said South line North 90 degrees 00 minutes 00 seconds West, 180.74 feet; thence North 01 degrees 14 minutes 20 seconds West, 360.06 feet, thence South 89 degrees 14 minutes 48 seconds East, 102.51 feet; then North 34 degrees 47 minutes 05 seconds East, 150.35 feet to the West line of said Oakwood Acres 1st; thence South 00 degrees 01 minutes 47 seconds East, along said West line, 482.11 feet to the point of beginning. EXCEPTING THEREFROM, that part platted as Copper Creek Unit 1, as per plat thereof, recorded in Plat Book 107 page 32, in the Office of the Recorder of Lake County, Indiana. And EXCEPTING THEREFROM, that part platted as Copper Creek Unit 2, as per plat thereof, recorded in Plat Book 108 page 25, in the Office of the Recorder of Lake County, Indiana.

Parcel 5: Lots 147, 184, 188, 189, 190, 191, Outlot A and B and Outlot C, in Copper Creek Unit 1, as per plat thereof, recorded in Plat Book 107 page 32, in the Office of the Recorder of Lake County, Indiana

Parcel 6: Lots 79, 80, 81, 82, 86, 88, 90, 92, 93, 94, 95, 96, 97, 100, 101, 102, 103, 105, 106, 107, 108, 109, 143, and Outlot D in Copper Creek Unit 2, as per plat thereof, recorded in Plat Book 108 page 25, in the Office of the Recorder of Lake County, Indiana.

Parcel 7: Part of the Northwest 1/4 of the Southeast 1/4 and also part of the Southwest 1/4 of the Northwest 1/4 of the Southeast 1/4 of Section 19, Township 34 North, Range 8 West of the Second Principal Meridian in Lake County, Indiana

The Real Property or its address is commonly known as Northwest quadrant of W. 133rd Ave. and Marshall St., Crown Point, IN 46307. The Real Property tax identification number is 45-16-20-351-001.000-041; 45-16-20-351-011.000-041; 45-16-19-451-004.000-041; 45-16-19-451-007.000-041; 45-16-19-226-003.000-042; 45-16-19-403-009.000-041.

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

**The purpose of this Modification is to amend the Mortgage dated June 5, 2014 by adding 2.99 acres of property (described as parcel 7) to the existing legal description.**

**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

**MODIFICATION OF MORTGAGE  
(Continued)**

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 APRIL 5, 2016.**

**GRANTOR:**

**MCFS DEVELOPMENT, LLC**

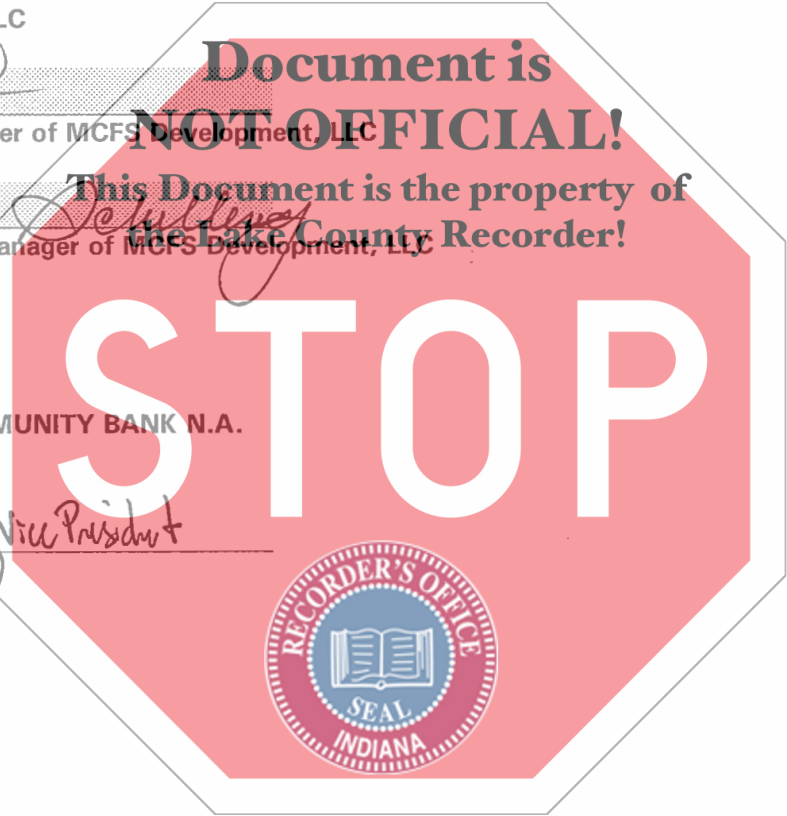
By:   
Marvin Crook, Manager of MCFS Development, LLC

By:   
Frank E. Schilling, Manager of MCFS Development, LLC

**LENDER:**

**OLD PLANK TRAIL COMMUNITY BANK N.A.**

X  Vice President  
Authorized Signer



MODIFICATION OF MORTGAGE  
(Continued)

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Indiana )  
 ) SS  
COUNTY OF Lake )

On this 12<sup>th</sup> day of May, 20 16, before me, the undersigned Notary Public, personally appeared Marvin Crook, Manager of MCFS Development, LLC

, and known to me to be members or designated agents 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 they are authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By James Heunberger Residing at Lake County

Notary Public in and for the State of Indiana My commission expires 10-3-22

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

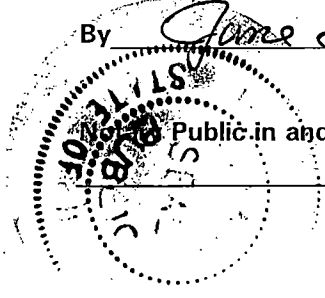
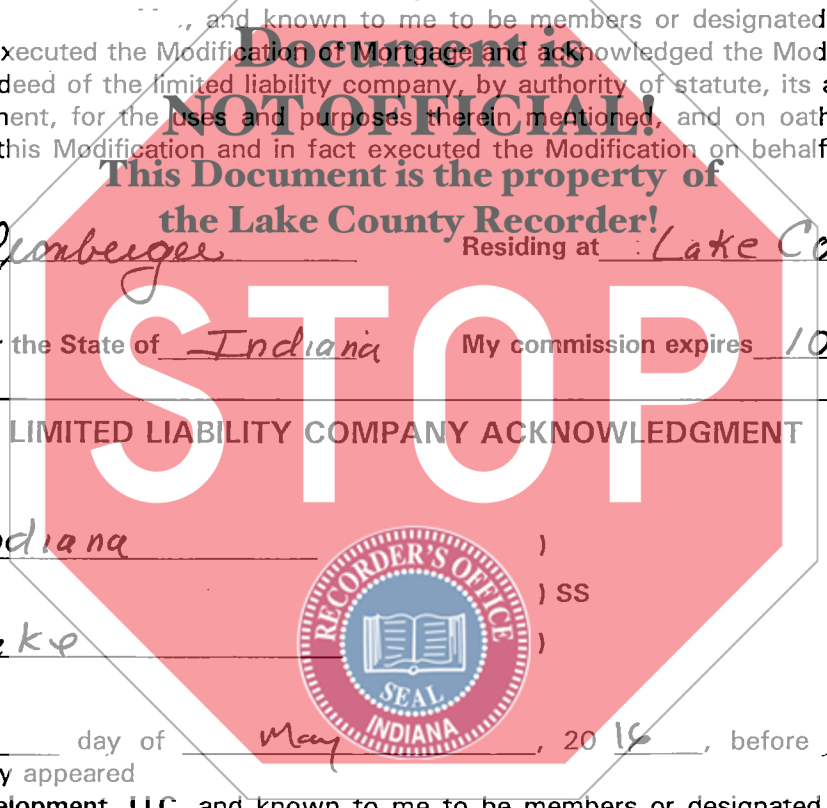
STATE OF Indiana )  
 ) SS  
COUNTY OF Lake )

On this 12<sup>th</sup> day of May, 20 16, before me, the undersigned Notary Public, personally appeared Frank E. Schilling,

Manager of MCFS Development, LLC, and known to me to be members or designated agents 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 they are authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By James Heunberger Residing at Lake County

Notary Public in and for the State of Indiana My commission expires 10-3-22



MODIFICATION OF MORTGAGE  
(Continued)

LENDER ACKNOWLEDGMENT

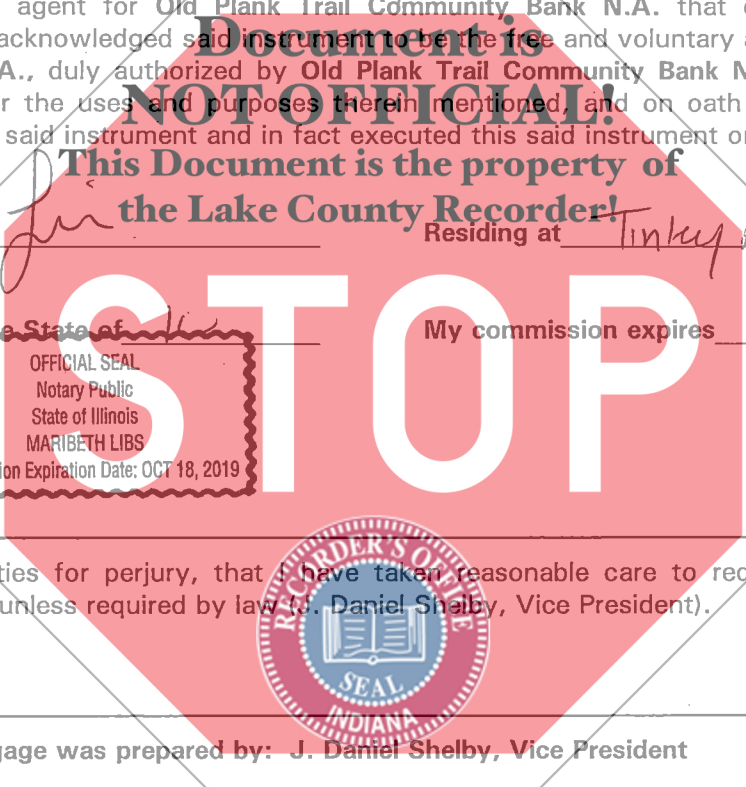
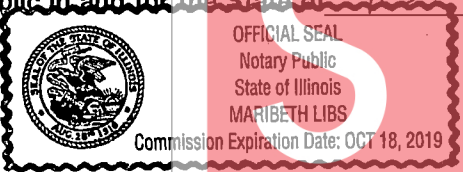
STATE OF IL )

COUNTY OF Cook ) SS )

On this 14<sup>th</sup> day of May, 20 14, before me, the undersigned Notary Public, personally appeared J. Daniel Shelby and known to me to be the V.P., authorized agent for Old Plank Trail Community Bank N.A. that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of Old Plank Trail Community Bank N.A., duly authorized by Old Plank Trail Community Bank N.A. 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 Old Plank Trail Community Bank N.A.

By Maribeth Libs Residing at Tinkey Park

Notary Public in and for the State of Illinois My commission expires 10/18/19



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 (e. Daniel Shelby, Vice President).

This Modification of Mortgage was prepared by: J. Daniel Shelby, Vice President

**RECORDING PAGE**

