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RELEASE OF MEMORANDUM OF AGREEMENT TO ARTICLES OF AGREEMENT FOR DEED AND RELEASE OF AMENDMENT NUMBER ONE TO ARTICLES OF AGREEMENT FOR DEED

THIS RELEASE OF MEMORANDUM OF AGREEMENT TO ARTICLES OF AGREEMENT FOR DEED AND RELEASE OF AMENDMENT NUMBER ONE TO ARTICLES OF AGREEMENT FOR DEED ("Release") is made this 18th day of July, 2003, by and among BANK OF WAUKEGAN, not personally but solely as Trustee under Trust Agreement dated August 19, 1988 and known as Trust No. 3238 ("Trustee") and JOAN SAMPOLINSKI ("Seller"), having an address at P. O. Box 0606, Antioch, Illinois 60602, and GARY HOBERMAN, D.P.M. ("Hoberman"), having an address at 6560 West Higgins, Chicago, Illinois 60656.

WITNESSETH:

Trustee, Seller and Hoberman entered into a certain Articles of Agreement for Deed Dated July 21, 1989 ("Articles") providing for the sale and purchase, upon the terms and conditions set forth therein, of certain property located in Chicago, Illinois, legally described on Exhibit A attached hereto and made a part hereof. Trustee, Seller and Hoberman entered into a certain Amendment Number One to Articles of Agreement for Deed Dated in June, 1994 (the "Amendment") providing for the amendment of the Articles and the terms of the sale and purchase, upon the terms and conditions set forth therein, of such same property. The Articles were recorded with the Cook County Recorder on June 21, 1989 and the Amendment was recorded with the Cook County Recorder on Pctpber 6. 1995. Since the date of the Articles and the date of the Amendment, A. T. Sampolinski, who together his wife Joan Sampolinski (the Seller) executed the Articles and the Amendment as the Seller, is deceased and the beneficial all of the prior ownership interests of A. T. Sampolinski, referred to in the Articles and the Amendment, are now owned by Seller.

This instrument is executed by the undersigned Trustee, Bank of Waukegan, not personally but solely as Trustee under the terms of that certain Trust Agreement dated August 19, 1988 and known as Trust No. 3238, and it is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding, that each and all of the undertakings, covenants, representations and agreements herein made are made and intended, not as personal undertakings, covenants, representations and agreements of the Trustee individually, or for the purpose of binding it personally, but this instrument is executed and delivered by it as trustee solely in the exercise of the powers conferred upon it as such trustee under said Trust Agreement, and no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforced against it on account hereof or on account of any covenant, undertaking, representation, warranty or agreement herein contained, either expressed or implied, all such personal liability, if any, being hereby expressly waived and released by the parties hereto and by all persons claiming by, through or under said parties.

Prepared by and after recording returned to:

Alan E. Molotsky
Hogan Marren, Ltd.
205 N. Michigan
Suite 4300
Chicago, IL 60601



0322542071

Eugene "Gene" Moore Fee: \$58.00
Cook County Recorder of Deeds
Date: 08/13/2003 12:00 AM Pg: 1 of 5

BOX 333-CTI

SA 8389009-23092288
30x3

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EXHIBIT A

LEGAL DESCRIPTION

Lots 22 and 23 in Block 4 in Walter G. McIntosh's Foster Avenue Addition to Chicago being a Subdivision of South East 1/4 of North East 1/4 of Section 7, Township 40 North, Range 13, East of the Third Principal Meridian, in Cook County, Illinois.

Permanent Index Number:

13-07-218-023

13-07-218-024

Common Address:

6560 West Higgins
Chicago, Illinois 60656

Property of Cook County Clerk's Office

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IN WITNESS WHEREOF, the parties have caused this Release Of Memorandum Of Agreement to Articles of Agreement for Deed and Release of Amendment Number One to Articles of Agreement for Deed to be executed as of the day and year first above written, for the purpose of providing an instrument for recording.

TRUSTEE:

BANK OF WAUKEGAN, not personally, but solely as Trustee as aforesaid Under Trust No. 3238 and not individually.

By: Barbara Richter
Its: Trust Officer

SELLER:

Joan Sampolinski
Joan Sampolinski

GARY HOBERMAN, D.P.M.

Gary Hoberman
Gary Hoberman, D.P.M.

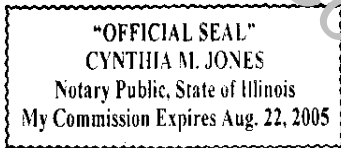
Property of Cook County Clerk's Office

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STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

I, Cynthia Jones, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Barbara Richter Trust Officer ~~President~~ of Bank of Waukegan, and ~~Secretary of said Bank~~, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Officer ~~President~~ and Secretary ~~Secretary~~ respectively, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Bank, as Trustee as aforesaid, for the uses and purposes herein set forth; and said Trust Officer ~~Secretary~~ then and there acknowledged that he, as custodian of the corporate seal of said Bank, did affix the corporate seal of said Bank to said instrument as his free and voluntary act and as the free and voluntary act of said Bank, as Trustee as aforesaid, for the uses and purposes therein set forth.

Given under my hand and official seal, this 17th day of July, 2003.



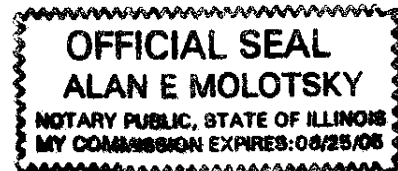
Cynthia M Jones
Notary Public

STATE OF ILLINOIS)
) SS
COUNTY OF LAKE)

I, Alan E Molotsky, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that JOAN SAMPOLINSKI, who is 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, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.

Given under my hand and official seal, this 18th day of July, 2003.

Alan E Molotsky
Notary Public



UNOFFICIAL COPY

STATE OF ILLINOIS)
)
) SS
COUNTY OF COOK)

I, Alan Molotstey, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that GARY HOBERMAN, D.P.M. who is 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, sealed and delivered the said instrument as a free and voluntary act, for the uses and purposes herein set forth.

Given under my hand and official seal, this 18th day of July, 2003.

Alan E. Molotstey
Notary Public

Property of Cook County Clerk's Office