

# UNOFFICIAL COPY



Chicago Title Insurance Company

## WARRANTY DEED IN TRUST



0326849121D

Doc#: 0326849121  
Eugene "Gene" Moore Fee: \$30.00  
Cook County Recorder of Deeds  
Date: 09/25/2003 10:12 AM Pg: 1 of 4

ETC  
6704154  
5 of 8

THIS INDENTURE WITNESSTH, That the grantor Richard R. Callahan, a married man, of the County of Cook and State of Illinois for and in consideration of TEN & 00/100 DOLLARS, and other good and valuable consideration in hand paid, CONVEY(S) and Warrant(s) unto Cosmopolitan Bank and Trust, a corporation of Illinois, whose address is 801 North Clark Street, Chicago, Illinois 60610 as Trustee under the provisions of a trust agreement dated the May 27, 2003, known as Trust Number 31699 the following described Real Estate in the County of Cook and State of Illinois, to wit:

LOT 32 IN B. KAYLOR'S SUBDIVISION OF THE SOUTH 1/2 (OR SUBDIVISION BLOCK 2) OF BLOCK 46 IN CANAL TRUSTEES' SUBDIVISION OF THE WEST 1/2 AND SO MUCH OF THE SOUTH EAST 1/4 AS LIES WEST OF THE CHICAGO RIVER OF SECTION 12, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

THIS IS NOT HOMESTEAD PROPERTY

### SUBJECT TO:

1. The final installment of 2002 taxes and for the year 2003, which are not yet due or payable.
2. Mortgage dated September 15, 1989 and recorded September 19, 1989 as Document No. 89441090 made by Richard R. Callahan to Mic City National Bank of Chicago to secure a note in the amount of \$35,000.00.
3. Mortgage dated May 25, 1999 and recorded June 15, 1999 as Document No. 99573149 made by Richard R. Callahan to Mid City National Bank of Chicago to secure a note in the amount of \$75,000.00.
4. Assignment of rents recorded June 15, 1999 as Document No. 99573150 made by Richard R. Callahan to Mid City National Bank of Chicago.
5. Adverse encroachment of the porch located mainly on the land north and adjoining, over and upon the subject land.
6. Encroachments which appear on the Plat of Survey dated June 7, 1989 made by Zarko Sekerez & Associates, as Order No. 60578.

PERMANENT TAX NUMBER: 17-21-302-002-0000

VOLUME NUMBER: 600

Address of Real Estate: 1733 South Halsted Street Chicago, Illinois 60608

TO HAVE AND TO HOLD the said premises with the appurtenances upon the trusts and for the uses and purposes herein and in said trust agreement set forth.

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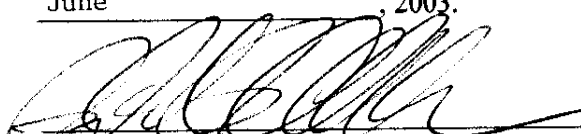
Full power and authority is hereby granted to said trustee to improve, manage, protect and subdivide said premises or any part thereof, to dedicate parks, streets, highways or alleys and to vacate any subdivision or part thereof, and to resubdivide said property as often as desired, to contract to sell, to grant options to purchase, to sell on any terms, to convey either with or without consideration, to convey said premises or any part thereof to a successor or successors in trust and to grant to such successor or successors in trust all of the title, estate, powers and authorities vested in said trustee, to donate, to dedicate, to mortgage, pledge or otherwise encumber said property, or any part thereof, to lease said property, or any part thereof, from time to time in possession or reversion, by leases to commence in praesenti or futuro, and upon any terms and for any period or periods of time, not exceeding in the case of any single demise the term of 198 years, and to renew or extend leases upon any terms and for any period or periods of time and to amend, change or modify leases and the terms and provisions thereof at any time or times hereafter, to contract to make leases and to grant options to lease and options to renew leases and options to purchase the whole or any part of the reversion and to contract respecting the manner of fixing the amount of present or future rentals, to partition or to exchange said property, or any part thereof, for other real or personal property, to grant easements or charges of any kind, to release, convey or assign any right, title or interest in or about or easement appurtenant to said premises or any part thereof, and to deal with said property and every part thereof in all other ways and for such other considerations as it would be lawful for any person owning the same to deal with the same, whether similar to or different from the ways above specified, at any time or times hereafter.

In no case shall any party dealing with said trustee in relation to said premises, or to whom said premises or any part thereof shall be conveyed, contracted to be sold, leased or mortgaged by said trustee, be obliged to see to the application of any purchase money, rent, money borrowed or advanced on said premises, or be obliged to see that the terms of this trust have been complied with, or be obliged to inquire into the necessity or expediency of any act of said trustee, or be obliged or privileged to inquire into any of the terms of said trust agreement; and every deed, trust deed, mortgage, lease or other instrument executed by said trustee in relation to said real estate shall be conclusive evidence in favor of every person relying upon or claiming under any such conveyance, lease or other instrument, (a) that at the time of the delivery thereof the trust created by this indenture and by said trust agreement was in full force and effect, (b) that such conveyance or other instrument was executed in accordance with the trusts, conditions and limitations contained in this indenture and in said trust agreement or in some amendment thereof and binding upon all beneficiaries thereunder, (c) that said trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, mortgage or other instrument and (d) if the conveyance is made to a successor or successors in trust that such successor or successors in trust have been properly appointed and are fully vested with all the title, estate, rights, powers, authorities, duties and obligations of its, his or their predecessor in trust.

The interest of each and every beneficiary hereunder and of all persons claiming under them or any of them shall be only in the earnings, avails and proceeds arising from the sale or other disposition of said real estate, and such interest is hereby declared to be personal property, and no beneficiary hereunder shall have any title or interest, legal or equitable, in or to said real estate as such, but only an interest in the earnings, avails and proceeds thereof as aforesaid.

And the said grantor(s) hereby expressly waive(s) and release any and all right or benefit under and by virtue of any and all statutes of the State of Illinois, providing for the exemption of homesteads from sale on execution or otherwise.

In Witness Whereof, the grantor(s) aforesaid have hereunto set his hand and seal this 4<sup>th</sup> day of June, 2003.

 (SEAL)  
Richard R. Callahan

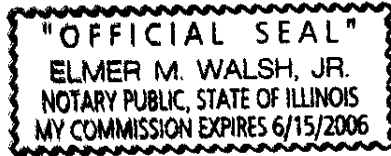
\_\_\_\_\_ (SEAL)

**UNOFFICIAL COPY**

State of Illinois County of Cook

I, Elmer M. Walsh, Jr., a Notary Public in and for said County, in the State aforesaid, do hereby certify that Richard R. Callahan 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 his free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and notarial seal, this 4<sup>th</sup> day of June, 2003.



*Elmer M. Walsh, Jr.*  
\_\_\_\_\_  
(Notary Public)

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**Prepared By:** Elmer M. Walsh, Jr.  
P.O. Box 129  
Winnetka, Illinois 60093

**Mail To:**

Land Trust Department  
Cosmopolitan Bank and Trust  
801 North Clark Street  
Chicago, IL 60610

Property of Cook County Clerk's Office

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## STATEMENT BY GRANTOR/GRANTEE

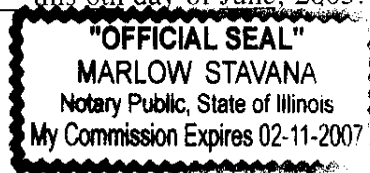
The grantor or his agent affirms that, to the best of his knowledge, the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated: June 3, 2003

Signature: *Jesiri Abaka*  
Agent

Subscribed and sworn to before me by the said Agent this 6th day of June, 2003.

*Marlow Stavana*  
Notary Public



The grantee or his agent affirms and verifies that the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire title to real estate under the laws of the State of Illinois.

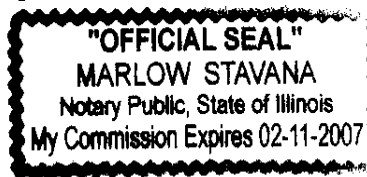
COSMOPOLITAN BANK AND TRUST

Dated: June 3, 2003

Signature: *Jesiri Abaka*  
Agent

Subscribed and sworn to before me by the said Agent this 6th day of June, 2003.

*Marlow Stavana*  
Notary Public



NOTE: Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class C misdemeanor for the first offense and of a Class A misdemeanor for subsequent offenses.

(Attach to deed or ABI to be recorded in Cook County, Illinois, if exempt under the provisions of Section 4 of the Illinois Real Estate Transfer Tax Act.)