



Doc#: 0515739019
Eugene "Gene" Moore Fee: \$40.50
Cook County Recorder of Deeds
Date: 06/06/2005 12:58 PM Pg: 1 of 9

DECEASED JOINT TENANCY AFFIDAVIT

STATE OF ILLINOIS/COUNTY OF COOK

PREPARED BY AND MAIL TO:

ROBERT D. GOLDSTINE
GOLDSTINE, SKRODZKI, RUSSIAN,
NEMEC AND HOFF, LTD.
835 McClintock Drive, Secd Flr
Burr Ridge, Illinois 60527-0860

(The Above Space For Recorder's Use Only)

LaVern M. Maletich duly sworn states that she resides at 9324 Chestnut Trail, in the Village of Tinley Park, State of Illinois. That she was the spouse of Andrew F. Maletich, deceased, who, at the time of his death, was one of the owners of the land in Cook County, Illinois, described as:

Parcel 1

UNIT 9324 CHESTNUT TRAIL: THAT PART OF LOT 4 IN CHESTNUT RIDGE SUBDIVISION, BEING A SUBDIVISION OF PART OF THE EAST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 34, TOWNSHIP 36 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 0 DEGREES 11 MINUTES 40 SECONDS EAST, ALONG THE WEST LINE OF SAID LOT 4, 30.00 FEET; THENCE SOUTH 89 DEGREES 48 MINUTES 20 SECONDS EAST 12.00 FEET, TO THE POINT OF BEGINNING; THENCE NORTH 0 DEGREES 11 MINUTES 40 SECONDS EAST 78.00 FEET; THENCE SOUTH 89 DEGREES 48 MINUTES 20 SECONDS EAST 39.60 FEET; THENCE SOUTH 0 DEGREES 11 MINUTES 40 SECONDS WEST 78.00 FEET; THENCE NORTH 89 DEGREES 48 MINUTES 20 SECONDS EAST 39.60 FEET, TO THE POINT OF BEGINNING.

NON-EXCLUSIVE EASEMENT APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1, FOR INGRESS AND EGRESS AND ACCESS AS SET FORTH IN THE DECLARATION RECORDED APRIL 26, 2002 AS DOCUMENT NUMBER 0020483381, AS AMENDED FROM TIME TO TIME.

Permanent Real Estate Index Number: 27-34-301-019-0000 and 27-34-301-020-0000

Address of Real Estate: 9324 Chestnut Trail, Tinley Park, Illinois 60477

That the deceased died August 28, 2003, as evidenced by a certified copy of death certificate of the deceased attached hereto.

That the deceased died:

- Leaving no Last Will and Testament.
- Leaving a Last Will and Testament, a copy of which is attached hereto. The original of the unproven Will was filed with the Clerk of the Probate Division of the Circuit Court of Cook County, Illinois.
- Leaving a Last Will and Testament which was filed in the Unproven Will Box of the Probate Division of the Circuit Court of _____ County, Illinois, on _____.

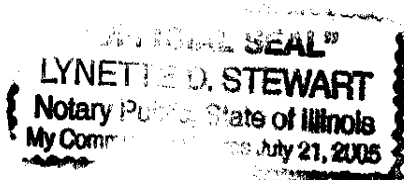
There was no Federal or State estate or inheritance tax due as a result of the Decedent's death but both Federal and State estate tax returns were filed.

Affiant makes this Affidavit for the purpose of inducing the Chicago Title Insurance Company to issue its Title Insurance Policy, describing the above mentioned property.

SUBSCRIBED AND SWORN TO BEFORE ME
BY the said: LaVern M. Maletich
this 26th day of May, 2005.

LaVern M. Maletich
(Affiant's Signature)

Lynette D Stewart
Notary Public



UNOFFICIAL COPY**LAST WILL AND TESTAMENT****OF****ANDREW F. MALETICH**

I, ANDREW F. MALETICH, of Palos Hills, Illinois, being of sound and disposing mind and memory, do make, publish and declare this to be my Last Will and Testament, hereby revoking any and all prior Wills and Codicils by me heretofore made.

ARTICLE I**Heirship**

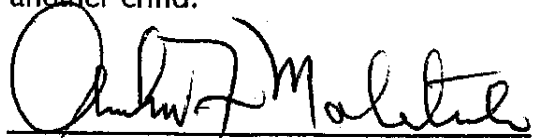
My spouse's name is LaVERN M. MALETICH and she is hereinafter referred to as "my spouse." I have three (3) children now living of this marriage, namely, CYNTHIA BLACK, ANDREW F. MALETICH, JR. AND ADRIENNE PRZESPOLEWSKI (hereinafter collectively referred to as "my children").

ARTICLE II**Burial**

I direct my Executor to arrange for my funeral and burial and I authorize my Executor to select an appropriate monument for my grave and to secure the perpetual care of my grave.

ARTICLE III**Personal Effects**

I give and bequeath all of my automobiles, household furniture and furnishings, books, pictures, jewelry, watches, wearing apparel and all other articles of household or personal use or ornament which I own at the date of my death, together with all insurance policies which are in force at the date of my death insuring any of the herein bequeathed property against any loss or liability, to my spouse, if she survives me by thirty (30) days. If my spouse does not so survive me, then I give and bequeath all of said items to such of my children who shall survive me by thirty (30) days, to be divided among them by my Executor as fairly as possible having due regard for their personal preferences. There shall be no adjustment among my then living children in the event any said child shall receive under this provision property of greater value than another child.



Andrew F. Maletich

UNOFFICIAL COPY**ARTICLE IV**
Residuary Estate

Section 1. Pour-Over to Revocable Trust. I give, devise and bequeath all the rest, residue and remainder of my estate, of whatever kind and character, whether real, personal or mixed, and wheresoever located, of which I shall be seized or possessed or to which I shall be entitled in any way at the date of my death, excluding any property over which I may have a power of appointment (it being my intention not to exercise any such power) but including any lapsed bequest hereunder, all of which is hereinafter referred to as my "residuary estate", to the Trustee under the Declaration of Trust heretofore executed by and between myself, as Grantor and as Trustee, which created the ANDREW F. MALETICH 1983 TRUST under agreement dated June 7, 1983, as amended, to be added to and become a part of the trust estate of such trust, and to be held, administered and distributed pursuant to the provisions of such Declaration of Trust as it shall have been last amended prior to my death.

Section 2. Incorporation by Reference. If the gift, devise and bequest to the Trustee under the Declaration of Trust which established the ANDREW F. MALETICH 1983 TRUST hereinabove described shall fail or shall be legally ineffective for any reason, my residuary estate shall be distributed pursuant to the terms and provisions of such Declaration of Trust as they exist on this date, which terms and provisions I hereby specifically incorporate by this reference as a part of this my Last Will and Testament.

ARTICLE V
Executor

Section 1. Appointment of Executor. I hereby nominate and appoint my spouse as Executor (herein referred to as my "Executor") of this my Last Will. In the event of the death, resignation, refusal, failure or inability of my spouse to act as Executor, then I nominate and appoint the following as Successor Executor, singly and successively, in the order named:

First Successor:	ROBERT D. GOLDSTINE
Second Successor:	KENNETH J. NEMEC, JR.
Third Successor:	THOMAS P. RUSSIAN; and
Fourth Successor:	HARRIS TRUST AND SAVINGS BANK, Chicago, Illinois


Andrew F. Maletich

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Section 2. Meaning of Executor. Wherever reference is made herein to my "Executor", such reference shall be deemed to include any and all successor Executors at any time qualified to act and acting as Executor of this my Last Will and Testament and shall also include any Administrator with the Will Annexed for the time being in office, and each such successor Executor and Administrator with the Will Annexed, immediately upon qualification as such, shall be vested with all of the powers, rights and duties as if originally named as Executor hereof.

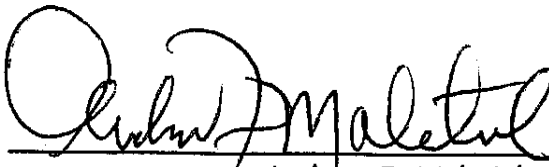
Section 3. Administrative Expenses and Taxes. Pursuant to the Revocable Trust referred to in Article IV, I have directed the payment of funeral expenses, costs of administration of my estate and taxes assessed by reason of my death. I hereby confirm this direction; provided, however, to the extent my probate estate shall consist of any United States Treasury Bonds which are acceptable upon redemption in payment of my Federal estate taxes, my Executor shall use such Bonds to pay such taxes.

Section 4. Exculpatory Clause. My Executor shall not be liable for any loss to my estate occasioned by acts in good faith in the administration of my estate, or in reliance upon an opinion of counsel, and in any event my Executor shall be liable only for willful wrongdoing, or gross negligence, but not for honest errors of judgment.

Section 5. Executor's Compensation and Expenses. My Executor shall be entitled to receive from my estate a fair and just compensation for services rendered as Executor, and my Executor shall also be reimbursed for all reasonable expenses incurred in the management, protection and distribution of my estate.

Section 6. Executor's Powers. My Executor shall have all of the administrative and investment powers conferred upon the Trustee of the Revocable Trust referred to in Article IV (which powers are hereby specifically incorporated herein by this reference), and all other powers conferred by law upon Executors, all of which may be exercised without leave or approval of court. My Executor shall have all rights of disclaimer to which I would be entitled were I living, and my Executor shall be entitled to exercise such rights without leave or approval of court, regardless of how such disclaimer affects the distribution of the disclaimed property. In addition, my Executor shall have the powers:

(a) to execute a Federal and/or State income, declaration of estimated income or gift tax return covering any period of time for which such returns have not been filed by me, and to pay in connection with any such return or returns such taxes, interest and penalties which to my Executor may seem proper;


 Andrew F. Maletich

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(b) to claim any expenses of administration of my estate either as deductions upon an income tax return or returns or as deductions from my gross estate upon an estate tax return;

(c) to allocate any portion of the exemption which I am allowed pursuant to Section 2631(a) of the Internal Revenue Code of 1986, or the corresponding provision of any subsequent Federal tax law (the "Code"), to any property with respect to which I am the transferor, including any property which I may have transferred during my lifetime but with respect to which I made no allocation pursuant to said Section 2631(a);

(d) to make (or not to make) the election described in Section 2056(b) of the Code, so that all or any part of the property which shall be includible in my estate for Federal estate tax purposes which otherwise qualifies as "qualified terminable interest property," as that term is defined in said Section 2056(b), will qualify as such;


(e) to make or to maintain (or not to make or not to maintain) the election described in Section 1362(a) of the Code (relating to S-corporation status) with respect to any corporation in which I am a shareholder; and

(f) to exercise (or not to exercise) any other elections available under any tax law.

My Executor shall have absolute discretion in the exercise or non-exercise of the foregoing powers, and my Executor's decision in that regard shall be final, and not subject to question by any person. I hereby direct that no adjustment between income and principal or in the amount of any bequest hereunder shall be required or made as a result of my Executor's exercise of such powers.

Section 7. Bond of Executor. I direct that no Executor herein designated shall be required to give any bond, and if notwithstanding this direction, a bond is required by any law, statute or rule of court, I direct that no surety be required thereon.

Section 8. Powers, Rights and Duties of Successor Executors. Each successor Executor shall be vested with all of the powers, rights and duties as if originally named as Executor hereof.


 Andrew F. Maletich

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ARTICLE VI Simultaneous Deaths

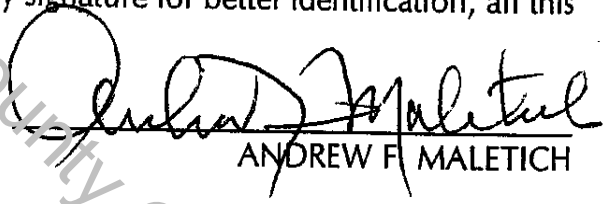
If my spouse and I shall die under such circumstances that there is no sufficient evidence that we died otherwise than simultaneously, my estate shall be disposed of and this my Last Will shall be read as though my wife had survived me.

ARTICLE VII Construction

Section 1. Pronouns. As used herein, the pronouns "he", "his" and "him" shall include the feminine, neuter and plural thereof, the singular shall include the plural, and the plural shall include the singular, wherever the context and facts require such construction.

Section 2. Headings, Titles and Subtitles. The headings, titles and subtitles herein are inserted for convenience of reference only, and are to be ignored in any construction of the provisions herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal to this my Last Will and Testament, consisting of five (5) pages, this page included, on the margin of each of which, except this page, I have affixed my signature for better identification, all this 12th day of December, 1997.


ANDREW F. MALETICH

We the undersigned, certify that the foregoing instrument was, on the date thereof, signed and declared by the Testator as his Last Will and Testament in our presence; and that we, in his presence and in the presence of each other have, at his request, signed our names as witnesses thereto, believing the Testator to be of sound and disposing mind and memory at the time of signing.

Jules Klemm ADDRESS 7660 W. 62nd Place

Summit, IL 60501

Amy K. Belin ADDRESS 7660 W. 62nd Place

Summit, IL 60501

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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

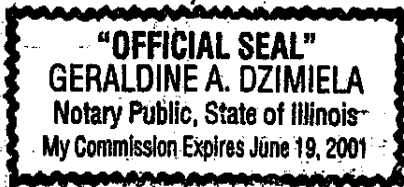
AFFIDAVIT

We, the attesting witnesses to the Last Will and Testament of ANDREW F. MALETICH, on oath state that each of us was present on December 12, 1997, and saw the Testator sign the Will, to which this Affidavit is attached, in our presence; that the Will was attested by each of us in the presence of the Testator at his request and in the presence of each other; and that each of us believed the Testator to be of sound mind and memory at the time of signing.

Judith Klaimant
Amy K. Belair

SUBSCRIBED AND SWORN TO BEFORE
me this 12th day of December, 1997.

Geraldine A. Dzimiela
Notary Public



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Property of Cook County Clerk's Office

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
PROBATE DIVISION

ESTATE OF

Andrew F. Mallich

NO. 2003 P 7447

DOC.
PAGE.

I HEREBY CERTIFY THAT THE DOCUMENT TO WHICH THIS
CERTIFICATION IS AFFIXED IS A COPY OF LAST WILL
AND TESTAMENT

PROVED AND ADMITTED TO RECORD IN OPEN COURT
ACCORDING TO THE LAWS AND USAGES OF THE STATE
OF ILLINOIS ON October 03, 2003 BY

James W. Kennedy, JUDGE

April 23, 2004

Dorothy Brown
CLERK OF THE CIRCUIT COURT
OF COOK COUNTY, ILLINOIS

STATE OF ILLINOIS
County of Cook)

UNOFFICIAL COPY

DAVID ORR, County Clerk

JUNE 1, 2005

I, David Orr, County Clerk of the County of Cook, in the State aforesaid, and Keeper of the Records and Files of said County do hereby certify that the attached is a true and correct copy of the original Record on file, all of which appears from the records and files in my office.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the Seal of the County of Cook, at my office in the city of Chicago, in said County.

COUNTY CLERK

DECEDENT'S BIRTH NO.		REGISTRATION DISTRICT NO. 16-92	STATE OF ILLINOIS				STATE FILE NUMBER
		REGISTERED NUMBER 1029	MEDICAL CERTIFICATE OF DEATH				
Type or Print in PERMANENT INK See Funeral Directors, Hospital, or Physicians Handbook for INSTRUCTIONS		DECEASED-NAME FIRST MIDDLE LAST		SEX	DATE OF DEATH (MONTH, DAY, YEAR)		
1. ANDREW F. MALETICH, Sr		2. MALE	3. AUGUST 28, 2003				
COUNTY OF DEATH		AGE-LAST BIRTHDAY (YRS)	UNDER 1 YEAR	UNDER 1 DAY	DATE OF BIRTH (MONTH, DAY, YEAR)		
4. COOK		5a. 73	5b. MOS. DAYS	5c. HOURS MIN.	5d. July 13, 1930		
CITY, TOWN, TWP, OR ROAD DISTRICT NUMBER		HOSPITAL OR OTHER INSTITUTION-NAME (IF NOT IN EITHER, GIVE STREET AND NUMBER)			IF HOSP. OR INST. INDICATE D.O.A. OP-EMER. RM. INPATIENT (SPECIFY)		
6a. PROVISOR TOWNSHIP		6b. FOSTER G MCGAW HOSPITAL			6c. Inpatient		
BIRTHPLACE (CITY AND STATE OR FOREIGN COUNTRY)		MARRIED, NEVER MARRIED, WIDOWED, DIVORCED (SPECIFY)		NAME OF SURVIVING SPOUSE (MAIDEN NAME, IF WIFE)		WAS DECEASED EVER IN U.S. ARMED FORCES? (YES/NO)	
7. Chicago, IL		7a. Married		8b. LaVern Robleski		9. Yes	
SOCIAL SECURITY NUMBER		USUAL OCCUPATION		KIND OF BUSINESS OR INDUSTRY	EDUCATION (SPECIFY ONLY HIGHEST GRADE COMPLETED)		
10. 339-24-9102		11a. Self-Employed		11b. Retail	12. Elementary Secondary (0-12) College (1-4 or 5 -)		
RESIDENCE (STREET AND NUMBER)		CITY, TOWN, TWP, OR ROAD DISTRICT NO.		INSIDE CITY (YES/NO)	COUNTY		
13a. 9324 Chestnut Trail		13b. Tinley Park		13c. Yes	13d. Cook		
STATE		ZIP CODE	RACE (WHITE, BLACK, AMERICAN INDIAN, etc.) (SPECIFY)		OF HISPANIC ORIGIN? (SPECIFY YES OR NO IF YES, SPECIFY CUBAN, MEXICAN, PUERTO RICAN, etc.)		
13e. Illinois		13f. 60477	14a. White		14b. <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES SPECIFY:		
FATHER-NAME FIRST MIDDLE LAST		MOTHER-NAME FIRST MIDDLE (MAIDEN) LAST					
15. Andrew F. Maletich		16. Anna Knezevich					
INFORMANT'S NAME (TYPE OR PRINT)		RELATIONSHIP	MAILING ADDRESS (STREET AND NO. OR P.O. BOX, CITY OR TOWN, STATE, ZIP)				
17a. TRACY BUHRKE		17b. RECORDS	17c. MAYWOOD ILLINOIS 60153				
18. PART I. Enter the diseases, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest. List only one cause on each line.		APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH					
Immediate Cause (Final disease or condition resulting in death)		(a) Lung Cancer					
CONDITIONS, IF ANY WHICH GIVE RISE TO IMMEDIATE CAUSE (a) STATING THE UNDERLYING CAUSE LAST.		(b) Multisystem organ failure					
PART II. Other significant conditions contributing to death but not resulting in the underlying cause given in PART I.		(c)					
DATE OF OPERATION, IF ANY		MAJOR FINDINGS OF OPERATION		AUTOPSY (YES/NO)	HERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? (YES/NO)		
20a. 8/25/03		20b.		19a. No	19b.		
1 (DID) (DID NOT) ATTEND THE DECEASED AND LAST SAW HIM/HER ALIVE ON		WAS CORONER OR MEDICAL EXAMINER NOTIFIED? (YES/NO)		HOUR OF DEATH			
21a. 8/28/03		21b. NO		21c. 8:25 am M.			
TO THE BEST OF MY KNOWLEDGE, DEATH OCCURRED AT THE TIME, DATE AND PLACE AND DUE TO THE CAUSE(S) STATED.		DATE SIGNED		(MONTH, DAY, YEAR)			
22a. SIGNATURE <i>Olga Ivanov</i>		22b. 8/28/03					
NAME AND ADDRESS OF CERTIFIER (TYPE OR PRINT)		ILLINOIS LICENSE NUMBER					
22c. OLGA IVANOV 2160 SOUTH FIRST AVENUE MAYWOOD ILLINOIS 60153		22d. 125040941					
NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (TYPE OR PRINT)		NOTE: IF AN INJURY WAS INVOLVED IN THIS DEATH THE CORONER OR MEDICAL EXAMINER MUST BE NOTIFIED.					
23. W. VIGNE SWARAN							
BURIAL, CREMATION, REMOVAL (SPECIFY)		CEMETERY OR CREMATORY-NAME		LOCATION	CITY OR TOWN	STATE	
24a. Entombment		24b. Resurrection Mausoleum		24c. Justice, Illinois	DATE (MONTH, DAY, YEAR)		
FUNERAL HOME		NAME		STREET AND NUMBER OR R.F.D.		CITY OR TOWN	
25a. Blake-Lamb Funeral Home		4727 W. 103rd Street		Oak Lawn		Illinois 60453	
FUNERAL DIRECTOR'S SIGNATURE		FUNERAL DIRECTOR'S ILLINOIS LICENSE NUMBER					
25b. <i>Debra D...</i>		25c. 034-012130					
LOCAL REGISTRAR'S SIGNATURE		DATE FILED BY LOCAL REGISTRAR (MONTH, DAY, YEAR)					
26a. <i>Michael A. McDermott</i>		26b. August 29, 2003					
BROADVIEW ILLINOIS 60155							