

# UNOFFICIAL COPY

## DEED IN TRUST

### THE GRANTORS

**GEORGE W. MOERSCH JR. AND  
ELAINE A. MOERSCH,  
HUSBAND AND WIFE,  
OF 5827 N. FOREST GLEN AVE.  
CHICAGO, IL 60646-6612**



Doc#: 1011231045 Fee: \$40.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 04/22/2010 11:03 AM Pg: 1 of 3

in consideration of the sum of TEN AND NO/100 Dollars, and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby convey and quit claim to **GEORGE W. MOERSCH JR. AND ELAINE A. MOERSCH**, as Co-Trustees, or the survivor thereof, under the terms and provisions of a certain Trust Agreement dated the 10th day of March, 2010, and designated as Trust No. 101, and to any and all successors as Trustee appointed under said Trust Agreement, or who may be legally appointed, the following described real estate: (See reverse side for legal description.)

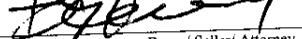
Permanent Index Number (PIN): 13-03-318-007-0600

Address(es) of Real Estate: 5827 N. FOREST GLEN AVE., CHICAGO, IL 60646-6612

TO HAVE AND TO HOLD said real estate and appurtenances thereto upon the trusts set forth in said Trust Agreement and for the following uses:

1. The Trustee (or Trustees, as the case may be) is invested with the following powers: (a) to manage, improve, divide or subdivide the trust property, or any part thereof, (b) To sell on any terms, grant options to purchase, contract to sell, to convey with or without consideration, to convey to a successor or successors in trust, any or all of the title and estate of the trust, and to grant to such successor or successors in trust all the powers vested in the Trustee. (c) To mortgage, encumber or otherwise transfer the trust property, or any interest therein, as security for advances or loans. (d) To dedicate parks, streets, highways or alleys, and to vacate any portion of the premises. (e) To lease and enter into leases for the whole or part of the premises, from time to time, but any such leasehold or renewal shall not exceed a single term of 199 years, and to renew, extend or modify any existing lease.
2. Any party dealing with the Trustee with regard to the trust property, whether by contract, sale, mortgage, lease or otherwise, shall not be required to see to the application of the purchase money, loan proceeds, rental or other consideration given, nor shall be required to see that the terms of the trust have been complied with, or to enquire into the powers and authority of the Trustee, and the execution of every contract, option, deal, mortgage or other instrument dealing with the trust property, shall be conclusive evidence in favor of every person relying upon or claiming under such conveyance or other instrument; that at the time of the execution and delivery of any of the aforesaid instruments, the Trust Agreement above described was in full force and effect; that said instrument so executed was pursuant to and in accordance with the authority granted the Trustee, and is binding upon the beneficiary or beneficiaries under said Trust Agreement; and if said instrument is executed by a successor or successors in trust, that he or they were duly appointed and are fully invested with the title, estate, rights, powers and duties of the preceding Trustee.
3. The interest of each and every beneficiary under said Trust Agreement and hereunder, and of all persons claiming under any of the beneficiaries, shall be only in the earnings, avails and proceeds arising from the sale or other disposition of the trust property, and such interest is hereby declared to be personal property only, and the beneficiary or beneficiaries of the trust shall not have any title or interest therein, legal or equitable, except as stated.
4. In the event of the inability, or refusal of the Trustee herein named to act, or upon the Trustee's removal from the County, **GEORGE W. MOERSCH III** is then appointed as Successor Trustee, with like powers and authority as are vested in the Trustee named herein.

I hereby declare that the attached deed represents a transaction exempt under the provision of Paragraph e, Section 4, of the Real Estate Transfer Act set forth below and is exempt of County Tax.

3-12-10   
Date Buyer/Seller/ Attorney

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All of the covenants, conditions, powers, rights and duties vested hereby, in the respective parties, shall inure to and be binding upon their heirs, legal representatives and assigns.

If the title to any of the above real estate now is or hereafter shall be registered, the Registrar of Titles is directed not to register or note in the Certificate of Title, duplicate thereof, or memorial, the words "in trust" or "upon condition", or "with limitation", or words of similar import, in compliance with the statute of the State of Illinois in such case made and provided.

The Grantors hereby waive and release any and all right and benefit under and by virtue of the Statutes of the State of Illinois providing for the exemption of homestead from sale or execution or otherwise.

DATED this 12 day of MARCH, 2010.

George W. Moersch Jr. (SEAL)  
GEORGE W. MOERSCH JR.

Elaine A. Moersch (SEAL)  
ELAINE A. MOERSCH

STATE OF ILLINOIS  
COUNTY OF COOK

SS

I, the undersigned, a Notary Public in and for said County, in the state aforesaid, DO HEREBY CERTIFY that **GEORGE W. MOERSCH JR. AND ELAINE A. MOERSCH**, Husband and Wife, the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered said instrument as their 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 official seal this 12<sup>th</sup> day of March, 2010.



[Signature]  
NOTARY PUBLIC

This instrument was prepared by BERNARD A. HENNIG, Attorney at Law, 5944 W. Montrose Avenue, Chicago, IL 60634.

### LEGAL DESCRIPTION

**LOT 11 IN ELMORE'S FOREST VIEW BEING A SUBDIVISION OF BLOCK 16 AND PART OF BLOCK 9 OF HAMILTON'S SUBDIVISION OF LOT 1 IN CALDWELL'S RESERVATION IN TOWNSHIP 40 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS**

[ ] MAIL TO:

BERNARD A. HENNIG  
5944 W. MONTROSE AVENUE  
CHICAGO, IL 60634

[ ] SEND SUBSEQUENT TAX BILLS TO:

GEORGE W. MOERSCH JR. AND ELAINE A. MOERSCH  
5827 N. FOREST GLEN AVE.  
CHICAGO, IL 60646

[ ] RECORDER'S OFFICE BOX NO. \_\_\_\_\_

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## STATEMENT BY GRANTOR AND 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 authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated March 12, 2010 Signature: George J. Moersch J  
Grantor or Agent

Subscribed and sworn to before me by the said George J. Moersch J. & Elaine A. Moersch this  
12<sup>th</sup> day of March, 2010



[Signature]  
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 authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated March 12, 2010 Signature: George J. Moersch J  
Grantee or Agent

Subscribed and sworn to before me by the said George J. Moersch J. and Elaine A. Moersch this  
12<sup>th</sup> day of March, 2010



[Signature]  
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.)