

UNOFFICIAL COPY

DEED IN TRUST

Prepared by and Mail to:
Darcy Chamberlin
1200 Harger Road, Suite 209
Oak Brook, Illinois 60523



Doc#: 1021734056 Fee: \$42.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 08/05/2010 11:06 AM Pg: 1 of 4

The Grantor, Jerrald J. Smits, a single man, of the City of Naples, State of Florida, for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby conveys and warrants to **Jerrald J. Smits, and his successors, as Trustee of the Jerrald J. Smits Trust**, under the terms and provisions of a certain Trust Agreement dated the 6th day of February, 2009, and designated as the **Jerrald J. Smits Trust** (the "Trust Agreement"), and to any and all successors as Trustee appointed under the Trust Agreement, or who may be legally appointed, an undivided 16.505% interest, being all of his right, title and interest, in and to the following described real estate, situated in the County of Cook, in the State of Illinois, to wit:

SEE LEGAL ATTACHED HERETO AND MADE A PART HEREOF.

Address of Grantee: 122 W. Hilo Street, Naples, Florida 34113
Property Address: 8848 Stark Drive, Hinsdale, IL 60541
PIN: 23-06-101-009-0000

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 inquire into the powers and authority of the Trustee, and the execution of every contract, option, deed, 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

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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, refusal of the Trustee herein named, to act, or upon his removal from the County, a Successor Trustee as provided in the Trust Agreement is then appointed as Successor Trustee herein with like powers and authority as is vested in the Trustee named herein.

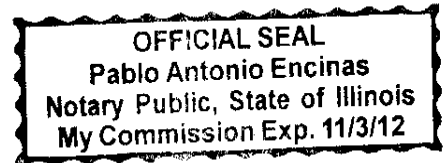
All of the covenants, conditions, powers, rights and duties vested hereby, in the respective parties, shall inure to and be binding upon their heirs, legal representatives and assigns.

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 Grantor hereby waives and releases 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 23 day of July, 2010.

Jerrald J. Smits (SEAL)
Jerrald J. Smits



STATE OF Illinois)
COUNTY OF DePage) SS

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that, Jerrald J. Smits, a single man, 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.

Given under my hand and official seal, this 23rd day of July, 2010

Pablo Antonio Encinas
Notary Public

My Commission expires: November 3rd 2012

I hereby declare this Deed represents a transaction exempt under the provisions of Paragraph E, Section 4, of the Real Estate Transfer Tax Act.

Dated: August 3, 2010

Signed: [Signature]

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Address of Property: 8848 Stark Drive, Hinsdale, IL 60541

PIN #: 23-06-101-009

Legal Description:

A tract of land described as follows:

Commencing at the Northwest corner of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 6, Township 37 North, Range 12, East of the Third Principal Meridian, thence South 0 degrees 06 minutes 52 seconds West along the West line of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 6 at a distance of 1326.46 feet to the Southwest corner of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 6 for a point of beginning; thence South 89 degrees 40 minutes 20 seconds East along the South line of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 6 a distance of 863.96 feet; thence North 1 degrees 51 minutes East a distance of 414.29 feet to the center line of a private road easement; thence South 80 degrees 00 minutes West along the center line of said private road easement a distance of 356.31 feet; thence South 56 degrees 35 minutes 21 seconds West a distance of 630.65 feet to the point of beginning, all in Cook County, Illinois.

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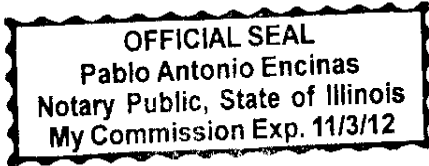
STATEMENT BY GRANTOR AND GRANTEE

The grantors or their agent affirms that, to the best of their knowledge, the name of the grantees 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.

Date: 7/23, 2010

Jerrald J. Smits
Jerrald J. Smits, Grantor

Subscribed and sworn to before me by the said Grantor, this 23rd day of July, 2010.
Notary Public Pablo Antonio Encinas
My commission expires: 11/03/2012

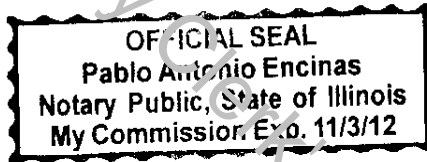


The grantee or its agent affirms and verifies that the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois,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

Dated: 7/23/, 2010

Jerrald J. Smits
Jerrald J. Smits, Trustee of the Jerrald J. Smits Trust, Grantee

Subscribed and sworn to before me by the said Grantee this 23rd day of July, 2010.
Notary Public Pablo Antonio Encinas
My commission expires: 11/03/2012



NOTE: Any person who knowingly submits 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.