UNOFFICIAL COPY

DEED IN TRUST
PREPARED BY and
MAIL TO:

Fred T. Moore 6832 W. Highland Drive

Palos Heights, IL 60463

[*0*33745**0**22])

Doc#: 1033746022 Fee: \$40.00 Eugene "Gene" Moore RHSP Fee:\$10.00

Cook County Recorder of Deeds
Date: 12/03/2010 02:45 PM Pg: 1 of 3

Send subsequent tax bills to: Walter L. Kucharski 13463 S. Westview Dr. Palos Heights, IL 60463

The Grantors, Walter L. Kucharski and Elaine Kucharski, his wife, the City of Palos Heights, County of Cook, State of Illinois, for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby convey and warrant to Walter L. Kucharski and Elaine Kucharski, as Co-Trustees under the terms and provisions of a certain Trust Agreement dated the 22nd day of November, 2010, and designated as the Walter L. and Elaine Kucharski Declaration of Trust (the Trust Agreement"), and to any and all successors as Trustee appointed under said Trust Agreement, or who may be legally appointed, the following described real estate, situated in the County of Cook, in the State of Illinois, to wit:

Parcel 1: Unit Number 13463 in Oak Hills condominium V as delineated on a survey of certain lots or parts thereof in Burnside's Oak Hills Country Club Village Subdivision in the South West ¼ of Section 36, Township 37 North, Range 12 East of the Third Principal Meridian, which survey is attached as Exhibit "A" to the Declaration of Condominium Ownership made by Burnside Construction Company, an Illinois Corporation, recorded 86044455 as amended, together with its undivided percentage interest in the common elements in Cook County, Illinois.

Parcel 2: Easements appurtenant to and for the benefit of Parcel 1 as set forth in the Declaration of Easements made by Burnside Construction Company as recorded October 25, 1976 as Document 23684698 and created by Deed from Burnside Construction Company to Raymond S. Barone and recorded June 22, 1989 as Document 89284522 for Ingress and Egress in Cook County, Illinois.

Permanent Real Estate Index Number: 23-36-303-162-1142

Address of Grantee and of Real Estate: 13463 Westview Drive, Palos Heights, IL 60463

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 our 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,

1033746022 Page: 2 of 3

UNOFFICIAL COPY

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, 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.
- 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 auxiliarity 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 hours, 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 proport, 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 homesteal from sale or execution or otherwise.

Valle 3	Tarchand 6EAL	
Walter L. Kucharski		Elaine Kucharski
STATE OF ILLINOIS)) SS	
COUNTY OF COOK)	150

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DC HEREBY CERTIFY that, Walter L. Kucharski and Elaine Kucharski, personally known to me to be 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 the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 22nd day of November, 2010.

Hathlin & Mulcary
Notary Public

My Commission expires: _____

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: November 22, 2010

Signed: Tul Thron

1033746022 Page: 3 of 3

UNOFFICIAL C

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: November 22, 2010.

Subscribed and sworn to before me by the said Grantor this

22nd day of November, 2010.

Notary Public Janting 1 / 1

My commission expires:

The grantee or its agent affirms and verilies 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 Clart's Office State of Illinois.

Dated: November 22, 2010.

Grantee

Subscribed and sworn to before

me by the said Grantee this

22nd day of November, 2010.

Notary Public of all lune

My commission expires:

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.