

# UNOFFICIAL COPY

0357

THIS INDENTURE, WITNESSETH, THAT THE GRANTOR, 24851834  
HERBERT SMOLINSKY, a widower  
of the County of Cook and State of Illinois for and in consideration  
of Ten and (\$10.00) & 00/100 Dollars,  
and other good and valuable considerations in hand paid, Convey... and Warrant... unto the GARY-WHEATON  
BANK, a corporation of Illinois, having its principal office in WHEATON, ILLINOIS, as Trustee under the provisions  
of a trust agreement dated the 7th day of February, 1979, known as Trust  
Number 4466 the following described real estate in the County of Cook and State of  
Illinois, to-wit:

Lot 140 in Surrey Ridge Unit 3, being a Subdivision in the  
Southeast Quarter of Section 9, Township 41 North, Range 11,  
East of the Third Principal Meridian in Cook County, Illinois

Exempt under provisions of Paragraph E, Section 4,  
Real Estate Transfer Tax Act.

2/20/79  
Date

Betty Johnson  
Buyer, Seller, or Representative

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

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 prop-  
erty, 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  
present or in 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 99 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  
and future rentals, to partition or to exchange said property, or any part thereof, for other real or personal property, to grant easements or any  
changes 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, or 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 hereby expressly waives... 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 hereto has set his hand and  
seal this 7th day of February, 1979.

This instrument prepared by:

Ruth M. Bowen

GARY-WHEATON BANK

120 E. Wesley Street

Wheaton, Illinois

(SEAL)

(SEAL)

(SEAL)

(SEAL)

BOX 430

# UNOFFICIAL COPY

STATE OF ILLINOIS  
County of DuPage

1979 FEB 20 AM 12 59

I, \_\_\_\_\_ the undersigned

a Notary Public in and for said County, in the State aforesaid, do hereby certify that  
Herbert Smolinsky, a widower

FEB-20-79 2 23 115

24551834

10.00

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

7th day of February A.D. 1979

*Paul A. Bauer*  
Notary Public



Property of Cook County Clerk's Office



21851834

TRUST NO. \_\_\_\_\_  
**Bed In Trust**  
(WARRANTY DEED)

TO  
**Gary-Wheaton Bank**  
TRUSTEE

END OF RECORDED DOCUMENT