

# UNOFFICIAL COPY

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This Indenture Witnesseth, That the Grantor, Eugene T. Carey

of the County of Cook and State of Illinois for and in consideration of \$10.00 (10.00) Dollars and other good and valuable considerations in hand paid, Convey and Quit claim unto the Nations Bank of Austin, 5645 West Lake Street, Chicago, Illinois, a national banking association, as Trustee under the provisions of a trust agreement dated the 17th day of May 1979, and known as Trust Number 5944, the following described real estate in the County of Cook and State of Illinois, to-wit:

(See rider attached as Exhibit "A")

11.00

Section 8  
Buyer, Seller or Representative  
Eugene T. Carey  
6/18/79  
Date

COOK COUNTY, ILLINOIS  
FILED FOR RECORD

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

Full power and authority is hereby granted to said trustee to improve, manage, protect and subdivide said premises, 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, grant options to purchase, to sell on any terms, to convey either with or without consideration, to donate, to dedicate, to mortgage, pledge or otherwise encumber, said property, or any part thereof, to lease said property, or any part thereof, from time to time, in possession or reversion, to lease to commence in present or in future, 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 of provisions thereof at any time or times hereafter, to contract and 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 or future rentals, to partition or to exchange said property, or any part thereof, for other real or personal property, to grant easements or charges of any kind to lease, convey or assign any right, title or interest in or about 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 upon said premises, or be obliged to see that the terms of the 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 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 and (c) that said trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, mortgage or other instrument.

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.

If the title to any of the above lands is now or hereafter registered, the Registrar of Titles is hereby directed not to register or note in the certificate of title or duplicate thereof, or memorial, the words "in trust," or "upon condition," or "within limitations," or words of similar import, in accordance with the statute in such case made and provided.

And the said grantor, S, hereby expressly waive . . . 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, S, aforesaid has hereunto set their . . . hand . . . and seal . . . this

17th day of May 1979

Eugene T. Carey (SEAL)  
Eugene T. Carey (SEAL)

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STATE OF *California*  
COUNTY OF *Los Angeles*

*Shirley G. Palmer*  
I, SHIRLEY G. PALMER

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

*Eugene T. Carey*  
EUGENE T. CAREY

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 acknowl-

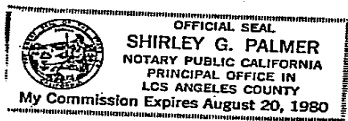
edged that *he* signed, sealed and delivered the said instrument as *his*

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 seal this

*2.15* day of *May* A.D. 19 *79*



*Shirley G. Palmer*  
NOTARY PUBLIC

BOX 734

TRUST No. ....

DEED IN TRUST

TO  
NATIONAL BANK OF AUSTIN  
TRUSTEE

NATIONAL BANK OF AUSTIN  
545 West Lake Street  
CHICAGO  
60644

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Rider attached to Deed in Trust dated 5/17/79 as Exhibit "A".

## Legal Description

All that part of the Southeast Quarter (SE 1/4) of Section Thirty-three (33), Township thirty-nine (39) North, Range Thirteen (13), East of the Third Principal Meridian (except the twenty (20) feet wide railroad switch track right of way conveyed to the American Tar Products Company, Inc. by deed dated June 25, 1921, and recorded in the Recorder's Office of Cook County, Illinois in Book 16967, Page 272 of Document Number 7212576, lying North of a line described as follows, to-wit: Beginning at a point on the East 1 line of Southeast Quarter (SE 1/4) of said Section, one thousand two hundred thirteen and eighteen hundredths feet (1,213.18') North of the Southeast corner thereof; thence West at an angle of ninety degrees (90°) South to West, a distance of Forty (40) feet; thence Southwesterly on a line with an angle of one hundred sixty-four degrees and twenty-four minutes (164°-24') measured from East to Southwest from last described line, a distance of two hundred fifty-nine and ninety-eight hundredths (259.98) feet; thence Southwesterly on a line with a deflection of thirty-six minutes (0°-36') to left from last described line, a distance of eight hundred forty-nine and sixty-three hundredths (849.63) feet; thence Southwesterly on a line with a deflection of seventeen minutes (0°-17') to the left from last described line, a distance of two hundred thirty-four and seventy six hundredths (234.76) feet; thence Southwesterly on a line with a deflection of four degrees, twenty-eight minutes, fifteen seconds (4°-28'-15") to the right, from last described line, a distance of two hundred ten and fourteen hundredths (210.14 feet); thence Southwesterly on a line with a deflection of two degrees, fifty-four minutes, thirty seconds (2°-54'-30") to the right from last described line, a distance of four hundred eighty-two and eighty-three hundredths (482.83) feet; thence Southwesterly on a line with a deflection of six minutes, fifty-two seconds (0°-6'-52") to the left from the last described line, a distance of four hundred eleven and seventy-four hundred (411.74) feet thence southwesterly on a line with a deflection of three degrees, fifteen minutes, thirty seconds (3°-13'-30") to the left from the last described line, a distance of two hundred fifty-nine and thirty-five hundredths (259.35) feet to a point on the West line of said Southeast Quarter (SE 1/4), six hundred six and eighty-two hundredths feet (606.82) North of the Southwest corner of said Southeast Quarter (SE 1/4) being a tract of land containing approximately one hundred twenty-five (125) acres and commonly known as the Hawthorne Race Track property in Cook County, Illinois.

Also that portion of the Southeast Quarter of Section 33, Township 39 North, Range 13 East of the Third Principal Meridian described as follows: Beginning at a point on the East line of said Southeast Quarter of Section 33, which is 1174.48 feet North of the Southeast corner of said section and running thence North along said East line of the Southeast Quarter a distance of 38.70 feet to a point 1213.18 feet North of said Southeast corner; thence West perpendicular to said East line of Southeast Quarter a distance of 40 feet; thence Southwesterly on a line with an angle of 164 degrees 24 minutes, measured from East to Southwest from last described line, a distance of 259.98 feet to a point which is 290.41 feet (measured perpendicularly) west of said East line of the Southeast Quarter and thence Easterly a distance of 292.08 feet to the point of beginning; excepting from the above described land the East 50 feet thereof falling in Cicero Avenue, in Cook County, Illinois.

Prepared by and mail to:

Thomas F. Carey  
111 W. Washington St.  
Chicago, IL 60602

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