

UNOFFICIAL COPY

WARRANTY DEED IN TRUST

88216525

The above space for recorder's use only

THIS INDENTURE WITNESSETH, That the Grantor Robert J. Zahorik and Marilyn Zahorik

of the County of Lake and State of Illinois for and in consideration of Ten and no/100 Dollars, and other good and valuable considerations in hand paid, Convey^s and warrant^s unto the AFFILIATED BANK/WESTERN NATIONAL, a National Banking Association, as Trustee under the provisions of a trust agreement dated the 28th day of March 1970, known as Trust Number -5484-, the following described real estate in the County of Cook and State of Illinois, to-wit:

Lots 62, 63, 64, 77 and 78, all in Duncan's Resubdivision of Block 8 in Taylor and Kreich's Subdivision of the East 1/2 of the Northwest 1/4 of Section 4, Township 38 North, Range 14, East of the Third Principal Meridian, together with that part of a strip of land formerly marked "Drive" and "Duncan Park" (now vacated) on the plat of Duncan's Resubdivision of Block 8 in Taylor and Kreich's Subdivision aforesaid, lying between the North line of Lots 62, 63 and 64 aforesaid and the south line of 42nd Place as now located through said Block, all east of the third principal meridian in Cook County, Illinois.

P.I.N.# 20-04-130-009 # 20-04-130-016 Property Address: 440 W. 43rd St.
20-04-130-010 20-04-130-017 Chicago, Illinois
20-04-130-011 This is not homestead property

TO HAVE AND TO HOLD the said premises with the appurtenances upon the trusts 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 or any part thereof, to dedicate parks, streets, highways or alleys and to vacate any subdivision or part thereof, and to redivide 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 property, 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 future, and upon any terms and for any period or periods of time, not exceeding in the case of any single lease 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 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 release, convey or assign any right, title or interest in or about or 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 in any way 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 fully 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 their 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 "with 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, and 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, aforesaid has hereunto set his hand and seal this 1st day of April 1970.

Marilyn Zahorik (Real) Robert J. Zahorik (Real)

State of Illinois } ss I, Notary Public in and for said County, in County of Cook the state aforesaid, do hereby certify that Robert J. Zahorik and Marilyn Zahorik

Prepared by: Neel P. Geitner O'Halloran, Lively & Walker 1200 Sherman Rd.-Suite 201 Northbrook, Ill 60062

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 they signed, sealed and delivered the 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.

Notary Public

GRANTEE'S ADDRESS: Affiliated Bank/Western National 5801 West Cermak Road, Cicero, Illinois 60630 Cook County Recorders Box 99 440 W. 43rd St., Chicago, Ill. For information only insert street address of above described property.

88216525
This space for affixing Riders and Reverse Slips
This transaction is exempt from transfer tax in accordance with Illinois Revised Statutes, Chap 120 Sec. 1004 (e) Robert Zahorik

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Box 99

Property of Cook County Clerk's Office

DEPT-01 RECORDING \$12.00
T#222 TRN 3674 05/20/88 10 49 00
#9460 # B * -88-214525
COOK COUNTY RECORDER

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