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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

TRW TITLE INSURANCE COMPANY,
a Kansas corporation,

Plaintiff,

v.

MCD MORTGAGE CENTER LTD., an
Illinois corporation; CHRIS GEARY,
an individual; MARCIA KEANE, an
individual; RONALD K. BREWER, an
individual; SHARON BREWER, an
individual; and, BARBARA ANN
JONES, an individual,

Defendants.

9107017

No.

JUDGE WILLIAMS

DEPT-D1 RECORDING \$18.00
T42222 TRAN 1309 11/05/91 09:28:00
#8864 # B *-91-578927
COOK COUNTY RECORDER

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NOTICE OF PROCEEDING (CLAIM FOR EQUITABLE MORTGAGE)
RELATING TO REAL PROPERTY (LIS PENDENS)

1. The undersigned certifies that the above entitled proceeding was filed on November 1, 1991 and is now pending.
2. The names of the parties and the case number are identified above.
3. The court in which this action was brought is identified above.
4. A legal description of the real estate sufficient to identify it with reasonable certainty is as follows:

THE NORTH 50 FEET OF THE SOUTH 100 FEET OF LOT
118 IN BROADVIEW, A SUBDIVISION IN SECTION 22,
TOWNSHIP 39 NORTH, RANGE 12 EAST OF THE THIRD
PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

PIN # 15-22-118-021

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QUIT CLAIM DEED IN TRUST

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THIS INDENTURE WITNESSETH, THAT THE GRANTOR, MARY ANN ROSE a/k/a MARY ANN ROSE KERN and f/k/a MARY ANN ZERWER, married to HEINZ KERN, of Chicago, Illinois, for and in consideration of the sum of TEN (\$10.00) DOLLARS, and other good and valuable considerations in hand paid, receipt of which is hereby acknowledged, Conveys and Quitclaims unto MARY ANN ROSE, not individually, but as Trustee under the provisions of a declaration of trust known as the MARY ANN ROSE 1991 TRUST, dated August 20, 1991, of 2130 North Lincoln Park West, Chicago, Illinois, all right, title and interest in the following described real estate situated in the County of Cook in the State of Illinois, to wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF

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

In addition to all of the powers and authority granted to the trustee by the terms of said declaration of trust, full power and authority is hereby granted to the trustees to improve, manage, protect and subdivide said real estate 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 real estate 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 the trustees; to donate, to dedicate, to mortgage, pledge or otherwise encumber said property, or any part thereof, to lease said real estate or any part thereof, from time to time, in possession or reversion, by leases to commence at the present or in the 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 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 or title or interest in or about or easement appurtenant to said real estate 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 the trustee in relation to said real estate, or to whom said real estate or any part thereof shall be conveyed, contracted to be sold, leased or mortgaged by the trustee, be obliged to see to the application of any purchase money, rent, or money borrowed or advanced on said real estate, 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 the trustee, or be obliged or privileged to inquire into any of the terms of said declaration of trust and every deed, trust deed, mortgage, lease or other instrument executed by the 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 declaration of trust was in full force and effect, (b) that such conveyance or other instrument was executed

THIS DEED IS HEREBY DECLARED TO BE A QUIT CLAIM DEED IN TRUST TO SECURE A TRUST IN REAL ESTATE IN THE COUNTY OF COOK, ILLINOIS. DATED: 11/05/91

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\$15.00
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COOK COUNTY RECORDER

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in accordance with the trusts, conditions and limitations contained in this Indenture and in said declaration of trust or in some amendment thereof and binding upon all beneficiaries thereunder, (c) that the trustees were 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 their predecessors 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.

If the title to any of the above real estate 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 "with limitations", or words of similar import, in accordance with the statute in such cases made and provided.


And said GRANTOR 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.

HEINZ KERN executes this deed solely for the purpose of expressly waiving and releasing 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, MARY ANN ROSE a/k/a MARY ANN ROSE KERN and f/k/a MARY ANN ZERWER and HEINZ KERN, have executed this Quitclaim Deed in Trust on this 24th day of October, 1991.



Mary Ann Rose



Heinz Kern

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STATE OF ILLINOIS)
) SS:
COUNTY OF COOK)

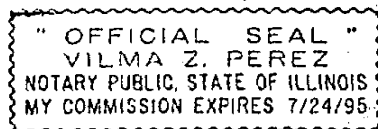
I, VILMA Z PEREZ, a Notary Public in and for said County, in the State aforesaid, do hereby certify that MARY ANN ROSE and HEINZ KERN, a husband and wife, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered 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.

GIVEN under my hand and official seal this 25th day of October, 1991.

Vilma Z. Perez
Notary Public

My Commission Expires:

7/24/95



This Instrument Prepared By:

Douglas E. Wambach, Esq.
BURKE, WILSON & McILVAINE
500 West Madison Street
Suite 3700
Chicago, Illinois 60661

Upon Recordation Return To: Box 326

Douglas E. Wambach, Esq.
BURKE, WILSON & McILVAINE
500 West Madison Street
Suite 3700
Chicago, Illinois 60661



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EXHIBIT A

Legal Description

UNIT NO. S-5 AS DELINEATED ON SURVEY OF THE FOLLOWING DESCRIBED PARCEL OF REAL ESTATE (HEREINAFTER REFERRED TO AS "PARCEL"): THE SOUTH 57.16 FEET (AS MEASURED ALONG THE EAST LINE THEREOF) OF THE FOLLOWING DESCRIBED TRACT, TO WIT: LOTS 45 AND 46 IN ROBINSON'S SUBDIVISION OF BLOCK 19, ALSO THE NORTH 18.16 FEET OF LOT "A" (AS MEASURED ALONG THE EAST LINE THEREOF) IN SAID BLOCK 19 AS PER PLAT OF SAID LOT "A" RECORDED MARCH 2, 1880 IN BOOK 14 OF PLATS, PAGE 99 IN CANAL TRUSTEES' SUBDIVISION IN SECTION 33, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO DECLARATION OF CONDOMINIUM MADE BY THE AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED JULY 17, 1969 AND KNOWN AS TRUST NUMBER 28585 RECORDED IN THE OFFICE OF THE RECORDER OF COOK COUNTY, ILLINOIS, AS DOCUMENT NUMBER 21502892, TOGETHER WITH AN UNDIVIDED 2.6103 PERCENT INTEREST IN SAID PARCEL (EXCEPTING FROM SAID PARCEL ALL THE PROPERTY AND SPACE COMPRISING ALL THE UNITS THEREOF AS DEFINED AND SET FORTH IN SAID DECLARATION AND SURVEY) ALL IN COOK COUNTY, ILLINOIS.

Common Address: 2130 North Lincoln Park West, 5-South,
Chicago, Illinois 60614

PIN: 14-33-206-046-1004

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