

# UNOFFICIAL COPY

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### THE GRANTOR

John J. Mariana and Betty J. Neumann, his wife

91053160

of the County of Cook and State of Illinois  
for and in consideration of Ten and no/100 (\$10.00)-----  
Dollars, and other good and valuable considerations in hand paid,  
Convey and (WARRANT /~~QUITCLAIM~~)<sup>\*</sup> unto

DEPT-311 111 56  
18888 1104 91 11 05 80  
#7484 # 14 11 05 81 60  
COOK COUNTY RECORDER

John J. Mariana, as Trustee of the  
John J. Mariana Family Trust  
5 Tartan Ridge, Burr Ridge, IL 60521

(The Above Space For Recorder's Use Only)

~~As Trustee~~ under the provisions of a trust agreement dated the 25th day of January, 1991, and known as Trust Number \_\_\_\_\_ (hereinafter referred to as "said trustee," regardless of the number of trustees,) and unto all and every successor or successors in trust under said trust agreement, the following described real estate in the County of Cook and State of Illinois, to wit:

See attached Exhibit A.

91053160

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 are hereby granted to said trustee to improve, manage, protect and subdivide said premises or any part thereof, to dedicate parks, streets, highways or other, 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 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 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 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 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 hereunder; (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.

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 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 ha Vhereunto set their hand s and seals this 30th day of January, 1991.

John J. Mariana (SEAL) Betty J. Neumann (SEAL)  
John J. Mariana Betty J. Neumann

State of Illinois, County of DuPage ss.  
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that John J. Mariana and Betty J. Neumann personally known to me to be the same person s whose name s 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.

Given under my hand and official seal, this 30th day of January 19 91

Commission expires 19 NOTARY PUBLIC 11. 60521

This instrument was prepared by Patrick T. Tanabe, Attorney, 7 Salt Creek Lane #201, Hinsdale, (NAME AND ADDRESS)

### \*USE WARRANT OR QUIT CLAIM AS PART OF DESIRE

MAIL TO { Patrick T. Tanabe, Atty. (Name)  
7 Salt Creek Lane, Suite 201 (Address)  
Hinsdale, IL 60521 (City, State and Zip)

ADDRESS OF PROPERTY  
5 Tartan Ridge  
Burr Ridge, IL 60521  
THE ABOVE ADDRESS IS FOR STATISTICAL PURPOSES ONLY AND IS NOT A PART OF THIS DEED  
SEND SUBSEQUENT TAX BILLS TO  
John J. Mariana (Name)  
5 Tartan Ridge, Burr Ridge, IL 60521 (Address)

OR RECORDER'S OFFICE BOX NO

1300

AFFIX "RIDERS" OR REVENUE STAMPS HERE  
Exempt under Provisions of Paragraph 4E Section 4 of the Real Estate Transfer Tax Act. Date: 1-30-91  
Patrick T. Tanabe Representative

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UNOFFICIAL COPY

Deed in Trust

TO

GEORGE E. COLE®  
LEGAL FORMS

Property of Cook County Clerk's Office

91053160

# UNOFFICIAL COPY

## Exhibit A

Parcel 1: Lot 5 in Tartan Ridge of Burr Ridge, being a subdivision of part of Section 18, Township 38 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 2: Easement for ingress and egress for the benefit of Parcel 1 over outlot 25 as set forth in the plat of subdivision recorded October 13, 1987 as Document 87552650 and Tartan Ridge of Burr Ridge declaration of Conditions, Covenants, Restrictions, Reservations, Grants and Easements recorded as Document 87589912 and as created by deed from Cole Taylor Bank/Ford City as Trustee under Trust Agreement dated September 1, 1987 and known as Trust Number 5777 to Tartan Ridge of Burr Ridge Community Association, an Illinois not for profit corporation, recorded as Document 88489462.

PERMANENT INDEX NUMBER 18-18-101-002

Common Address: 5 Tartan Ridge  
Burr Ridge, IL 60521

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