

STATE OF ILLINOIS

COUNTY OF COOK

UNOFFICIAL COPY

THIS INSTRUMENT PREPARED BY AND AFTER RECORDING RETURN TO:

JAMES T. MAYER, ESQ.
MALK HARRIS & MILLER
212 EAST OHIO STREET
SUITE 500
CHICAGO, ILLINOIS 60611

92892587

To Whom It May Concern:

WAIVER OF DEFENSES
(Cook County Property)

This is to certify that the Mortgage and Security Agreement dated of even date herewith, and recorded in the Office of the Cook County Recorder of Deeds, Chicago, Illinois on the date of recording of this instrument as Document No. 92892587 on the real estate described on Exhibit A hereto, and the Note dated of even date herewith, in the amount of Eight Hundred Thousand and 00/100 Dollars (\$800,000.00) thereby secured, are good and valid and in all respects free from all defenses as of the date hereof, both at law and in equity, and that said Note, together with the interest thereof, will be fully paid when and as the same becomes due in accordance with the terms thereof, and that any person purchasing said Note or otherwise acquiring any interest therein, may do so in reliance upon the truth of the matters herein recited. The undersigned acknowledges its full understanding of the Note and Mortgage and acknowledges that there are no verbal promises, covenants, undertakings or agreements made in connection with the Note and Mortgage and that the Note and Mortgage may be modified only by signed written agreements.

This certificate is executed by AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not individually or personally, but solely as Trustee as under Trust Agreement dated the 22nd day of October, 1992 and known as Trust No. 116182-04, in the exercise of the power and authority conferred upon and vested in it as such Trustee, and it is expressly understood and agreed that nothing herein contained shall be construed as creating any liability on Trustee personally to pay any indebtedness arising or accruing under or pursuant to the Note or Mortgage, or to perform any covenant, undertaking, representation or agreement, either express or implied, contained in this instrument, all such personal liability of Trustee, if any, being expressly waived by each and every person now or hereafter claiming any right under this instrument.

DATED this 24th day of November, 1992.

AMERICAN NATIONAL BANK AND TRUST
COMPANY OF CHICAGO, not personally
but as Trustee aforesaid

Thomas H. Baur
Thomas H. Baur, Sole Beneficiary
of said Trust.

By: [Signature]
Its: [Signature] Vice President

Attest: By: [Signature]
Its: [Signature] Secretary

~~92892587~~

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11/20/92

73-89-617 D2

[Handwritten initials]

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Property of Cook County Clerk's Office

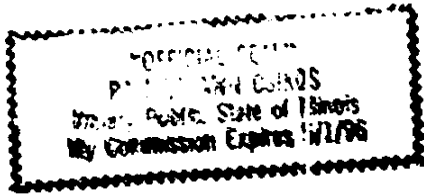
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STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, Pamela A. Ciskoa, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY, that the above named ... Vice President and ... Secretary of AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such ... Vice President and ... Secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth; and the said ... Secretary then and there acknowledged that said ... Secretary, as custodian of the corporate seal of said Company, caused the corporate seal of said Company to be affixed to said instrument as said ... Secretary's own free and voluntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this NOV 23 1997 day of ... 19...



Handwritten signature of Pamela A. Ciskoa over the line "Notary Public"

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RECORDED
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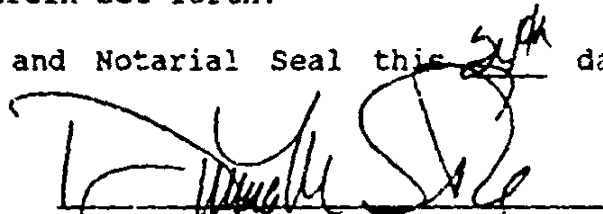
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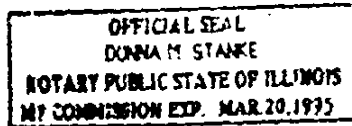
STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, Donna M Stanke, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY, that THOMAS H. BAUR, an individual residing in Illinois, personally known to me whose name is subscribed to the within instrument, appeared before me this day in person and acknowledged that he signed and delivered the said instrument and executed same as his free and voluntary act for the use and purpose therein set forth.

GIVEN under my hand and Notarial Seal this 5th day of November, 1992.



Notary Public



Property of Cook County Clerk's Office

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EXHIBIT A

LEGAL DESCRIPTION

THAT PART OF LOT 4 OF TOUHY AVENUE INDUSTRIAL SUBDIVISION IN THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 29, TOWNSHIP 41 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE SOUTH LINE OF SAID LOT 4, 230.48 FEET EAST OF THE SOUTHWEST CORNER OF LOT 4; THENCE EAST ALONG THE SOUTH LINE OF LOT 4, 182.00 FEET TO A POINT ON SAID SOUTH LINE, 236.00 FEET WEST OF THE SOUTHEAST CORNER OF LOT 4; THENCE NORTH AT RIGHT ANGLES TO SAID SOUTH LINE OF LOT 4, 255.61 FEET; THENCE NORTHWESTERLY AT AN ANGLE OF 211° 09' 11" COUNTER-CLOCKWISE FROM THE AFORESAID LINE, 88.92 FEET TO A POINT ON THE SOUTHEASTERLY LINE OF GROSS POINT ROAD; THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE OF GROSS POINT ROAD, 158.92 FEET TO THE INTERSECTION OF THE SOUTHEASTERLY LINE OF GROSS POINT ROAD AND A LINE DRAWN AT RIGHT ANGLES TO THE SOUTH LINE OF LOT 4 FROM THE POINT OF BEGINNING; THENCE SOUTH ALONG SAID RIGHT ANGLE LINE, 249.58 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 10-29-107-007

Commonly Known As: 6343 Gross Point Road, Niles, Illinois

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