

DEED IN TRUST

THE GRANTORS, MICHAEL J. SMIT and ROSE SMIT, his wife, and ROSEMARY MACINO, a widow not remarried, of the County of Cook and State of Illinois, for and in consideration of Ten Dollars (\$10.00) and other good and valuable considerations in hand paid, Convey and Warrant unto ROSE SMIT and MICHAEL J. SMIT, Trustees under the ROSE SMIT LIVING TRUST dated August 21, 1990, and to their successors in trust (hereinafter referred to as "said trustee," regardless of the number of trustees), 13700 South 84th Avenue, Orland Park, Illinois 60462, 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:

Lot 16 in Orland Villa, a Subdivision of part of the East 1/2 of the East 1/2 of the East 1/2 of the Northwest 1/4 of Section 2, Township 36 North, Range 12, East of the Third Principal Meridian, in Cook County, Illinois.

Permanent Real Estate Index Number 27-02-114-029-0000

Address of real estate:

13700 *JK of MS. RM*  
13799 South 84th Avenue  
Orland Park, Illinois 60462

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 alleys; 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 praesenti or in futuro, and 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

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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; (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.

And the said grantor hereby expressly waives and releases any and all right or benefit under and by virtue of any and all statutes of the state in which the property herein is located, providing for the exemption of homesteads from sale on execution or otherwise.

IN WITNESS WHEREOF, the grantors aforesaid have hereunto set their hands and seals this 28<sup>th</sup> day of October, 1944.

Michael J. Smit (SEAL) Rose Smit (SEAL)  
Michael J. Smit Rose Smit

Rosemary Macino (SEAL)  
Rosemary Macino

COOK COUNTY, ILLINOIS  
FILED FOR RECORD

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

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that MICHAEL J. SMIT, ROSE SMIT, his wife, and ROSEMARY

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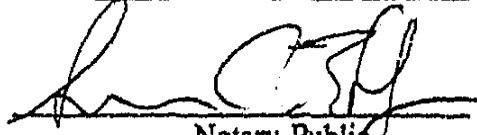
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MACINO, a widow not remarried, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of homestead.

Given under my hand and official seal this 28<sup>TH</sup> day of October, 1994.



  
Notary Public

This instrument was prepared by Mitchell J. Overgaard  
OVERGAARD & DAVIS  
134 North La Salle Street  
Chicago, Illinois 60602  
312/236-4646

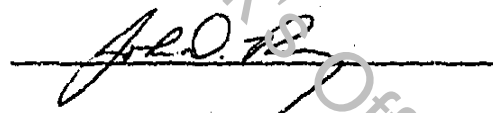
Mail to: Michael J. Smit  
13700 South 84th Avenue  
Orland Park, Illinois 60462

Send Subsequent Tax Bills to:

Michael J. Smit  
13700 South 84th Avenue  
Orland Park, Illinois 60462

Exempt under Real Estate Transfer Tax Act Section 4, Paragraph (e) and Cook County Ordinance 95104 Paragraph (e).

Dated 10/28/94

  
Office

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