

# UNOFFICIAL COPY

## TRUSTEE'S DEED IN TRUST

95133604

95133604

DEPT-01 RECORDING 431.50  
 T30008 TRAN 8097 02/27/95 12:08:00  
 43646 & JB \* 95-133604  
 COOK COUNTY RECORDER

The above space is for the recorder's use only

Midwest Trust Services, Inc. as Successor Trustee to Midwest Bank and Trust Company, a corporation of Illinois, as Trustee under the provisions of a deed or deeds in trust, duly recorded and delivered to said Trustee in pursuance of a trust agreement dated the 27th day of September, 1988, and known as Trust Number 88-09-5613 party of the first part, and Mario Codacco, Trustee, of the Mario Codacco Trust, dated 1/4/95, party of the second part.

Grantee's Address: 7637 W. Clarence Ave., Chicago, IL

WITNESSETH, that said party of the first part, in consideration of the sum of Ten and no/100 (\$10.00) Dollars, and other good and valuable considerations in hand paid, does hereby grant, sell and convey unto said party of the second part, the following described real estate, situated in Cook County, Illinois to-wit:

SEE ATTACHED RIDER FOR LEGAL DESCRIPTION

95133604

This conveyance is made pursuant to a Direction authorizing the party of the first part to convey directly to the party of the second part, and/or pursuant to authority granted in the Trust agreement authorizing the party of the first part to convey directly to the party of the second part.

**TO HAVE AND TO HOLD** the real estate with its appurtenances upon the trusts and for the uses and purposes herein and in the trust agreement set forth.

Full power and authority is hereby granted to said trustee to subdivide and resubdivide the real estate or any part thereof; to dedicate parks, streams, highways or alleys and to vacate any subdivision or part thereof; to execute contracts to sell or exchange, or execute grants of options to purchase, to execute contracts to sell on any terms, to convey either with or without consideration; to convey real estate of 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 trustee; to donate, to dedicate, to mortgage, or otherwise encumber the real estate, or any part thereof; to execute leases of the real estate, or any part thereof, from time to time, in possession or reversion by leases to commence in praesenti or futuro, and upon any terms and for any period or periods of time, and to execute renewals or extensions of leases upon any terms and for any period or periods of time and to execute amendments, changes or modifications of leases and the terms and provisions thereof at any time or times hereafter; to execute contracts to make leases and to execute options to lease and options to renew leases and options to purchase the whole or any part of the reversion and to execute contracts to make the manner of fixing the amount of present or future rentals, to execute grants of easements or charges of any kind; to release, convey or assign any right, title or interest in or about easement appurtenant to the real estate or any part thereof, and to deal with the title to said real estate and every part thereof in all other ways and for such other considerations as it would be lawful for any person owning the title to the real estate to deal with it, whether similar to or different from the ways above specified and at any time or times hereafter.

STATE TRANSFER TAX ACT  
 SECTION 4  
 DATE

2/7/95  
 DATE  
 Buyer, Seller or Representative

3/5/95

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shall any party dealing with said trustee in relation to the real estate, or to whom the real estate or any part conveyed, contracted to be sold, leased or mortgaged by the trustee, be obliged to see to the application of any rent, or money borrowed or advanced on the real estate, or be obliged to see that the terms of the trust have been complied with, or be obliged to inquire into the necessity or expediency of any act of the trustee, or to see that any such act is in accordance with any or the terms of the trust agreement; and every deed, trust deed, mortgage, lease or other instrument executed by the trustee in relation to the real estate shall be conclusive evidence in favor of every person relying upon or any such conveyance, lease or other instrument, (a) that at the time of the delivery thereof the trust created by the 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 herein and in the trust agreement or in any amendments thereof, (c) that the trustee was duly authorized and empowered to execute and deliver every such mortgage or other instruments 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, and obligations of its, his or their predecessor in trust.

of each beneficiary under the trust agreement and of all persons claiming under them or any of them shall be the principal, earnings, and the avails and proceeds arising from the sale, mortgage or other disposition of the real estate, which is hereby declared to be personal property, and no beneficiary shall have any title or interest, legal or equitable, in the real estate as such, but only an interest in the possession, earnings, avails, and proceeds thereof as aforesaid. If any of the above lands is now or hereafter registered, the Registrar of Titles is hereby directed not to register a duplicate of title or duplicate thereof, or memorial, the words "in trust," or "upon condition," or "with limitations," in any instrument, in accordance with the statute in such case made and provided.

executed pursuant to and in the exercise of the power and authority granted to and vested in Grantor by the trust agreement or deeds in trust, pursuant to the trust agreement above mentioned. This deed is subject to the lien of every mortgage (if any there be) of record in said county given to secure the payment of money, and remaining unreleased.

WHEREFORE, Grantor has caused its corporate seal to be hereto affixed and has caused its name to be signed to this instrument, and attested by its Trust Administrator this 4th day of 19 95.

Midwest Trust Services, Inc.  
As Trustee as Aforesaid.

Grantor By: [Signature]  
A Trustee

FOURTEEN

OK } SS  
OK }

On this 4th day of 19 95, the foregoing instrument was acknowledged before me by [Signature] Assistant Vice President of Midwest Trust Services, Inc., an Illinois corporation and by Deanna Quin, Land Trust Administrator of Midwest Trust Services, Inc., who affixed the seal of said corporation, all on behalf of said corporation.

As prepared by: [Signature]  
MIDWEST TRUST SERVICES, INC.  
5 N. Harlem Avenue  
Oak Park, Illinois 60635

"OFFICIAL SEAL"  
Cathy Gendron  
Notary Public, State of Illinois  
My Commission Expires Jan. 14, 1996

[Signature]  
Notary Public

MATHLEEN ITALIA  
807 Broadway  
Rose Park, IL 60160  
OR

18415 W Gregory, #102, Chicago  
For information only. Insert street address of above described property.  
Send subsequent Dlx Bills to:  
Mr. Mario Codacco  
7637 Clarence Ave.  
Chicago, IL 60631

This rider is attached to and forms part of certain Trustees Deed in Trust dated 1/4/95 and executed by Midwest Trust Services, Inc., Trustee under Trust Number 88-09-5613.

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PARCEL 1:

Unit Number 8425-101 in Gregory Court Condominium as delineated on the survey of that part of lot 1 and lot 2 in the Second addition to STCCELSNY'S CUMBERLAND SUBDIVISION of the East 1/2 of the South 1/2 of the North 1/2 of the Northwest 1/4 of the Northwest 1/4 of Section 11, Township 40 North, Range 12, East of the Third Principal Meridian (except the West 33.0 feet thereof, also except the North 33.0 feet thereof also except the East 185.0 feet thereof, also except the South 33.0 feet thereof) in Cook County, Illinois, which survey is attached as Exhibit A to the Declaration of Condominium filed in the office of the Registrar of Titles of Cook County, Illinois as Document Number LR 3134686, together with its undivided percentage interest in the common elements.

PARCEL 11:

The exclusive right to the use of parking space number 24, a limited common element as delineated on the survey attached to the Declaration aforesaid recorded as Document Number LR 3134686.

Party of the First Part also hereby grants to the Party of the Second Part, their successors and assigns, as rights and easements appurtenant to the above described real estate, the rights and easements for the benefit of said property set forth in the aforementioned Declaration, and Party of the First Part reserves to itself, its successors and assigns, the rights and easements set forth in said Declaration for the benefit of the remaining property described therein.

This Deed is subject to all rights, easements, restrictions, conditions, covenants and reservations contained in said Declaration the same as though the provisions of said Declaration were recited and stipulated at length herein.

NO TENANT HAS ANY RIGHT OF FIRST REFUSAL TO PURCHASE SAID UNIT.

8425 W. Gregory, Unit 101, Chicago, IL  
12-11-122-008-1031

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15-11-155-008-1031  
8452 N. CRENSHAW, UNIT 101, CHICAGO, IL

NO RENTAL HAS ANY RIGHT OR FIRST REFUSAL TO PURCHASE SAID UNIT.

Provisions of said Declaration were recited and abrogated by said declaration. Provisions of said Declaration contained in said Declaration the same as though the Unit were in subject to all rights, easements, restrictions, conditions, covenants, and other provisions described herein.

set forth in said Declaration for the benefit of the remaining proponent. Provisions of said Declaration for the benefit of the remaining proponent described herein. The rights and easements described herein are the same as those described in the Declaration of said party of the first part and also herein. The rights and easements described herein are the same as those described in the Declaration of said party of the first part and also herein.

Paragraph 11: The exclusive right to the use of parking spaces shown on the attached plan is hereby granted to the owner of the unit shown on the attached plan.

Paragraph 12: The unit shown on the attached plan is hereby granted to the owner of the unit shown on the attached plan. The unit shown on the attached plan is hereby granted to the owner of the unit shown on the attached plan. The unit shown on the attached plan is hereby granted to the owner of the unit shown on the attached plan.

UNIT NUMBER 8452-101 IN CRENDALE COURT CONDOMINIUM AS DEFINED ON THE ATTACHED PLAN IS HEREBY GRANTED TO THE OWNER OF THE UNIT SHOWN ON THE ATTACHED PLAN.

# UNOFFICIAL COPY

## DECLARATION OF APPOINTMENT OF SUCCESSOR IN TRUST

*Section 1. Parties; Date.* This Declaration of Appointment of Successor in Trust (the "Appointment") is made as of June 1, 1994, by and between Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee (the "Former Trustee") under the Land Trusts, as defined in Section 2 of this Appointment, and Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee (the "Successor Trustee") under the Land Trusts.

*Section 2. Definitions.* The following capitalized terms have the respective meanings defined in this Section 2.

"Act" means the Corporate Fiduciary Act, 205 ILCS 620.

"Agreement" means the Agreement of Succession of Trust Business and Assignment of Accounts dated as of June 1, 1994, between First Midwest Corporation of Delaware, an Illinois Corporation, the holding company owning all of the issued and outstanding shares of Former Trustee, and the Successor Trustee, with respect to the trust business of the Former Trustee, including its trusteeship under the Land Trusts.

"Appointment" means this Declaration of Appointment of Successor in Trust.

"Former Trustee" means Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee under the Land Trusts.

"Land Trusts" means those Illinois Land Trusts as such are defined in the Illinois Land Trust Recordation and Transfer Act, 765 ILCS 420/2, identified by Trust Number and/or Recording Document Number of the Decree in Trust attached hereto as Exhibit A, and incorporated herein, pursuant to which the Former Trustee held title to the real estate described in Exhibit A.

"Successor Trustee" means Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee under the Land Trusts.

*Section 3. Recitals.* The following recitals of fact are a material part of this Appointment:

a. Pursuant to the Agreement, the Former Trustee has appointed the Successor Trustee as Trustee, in place of the Former Trustee, of the Land Trusts, as of the date of this Appointment.

# UNOFFICIAL COPY

## DECLARATION OF APPOINTMENT OF SUCCESSOR IN TRUST

Section 1. **Trusts.** This Declaration of Appointment of Successor in Trust (the "Appointment") is made as of June 1, 1994, by and between Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee (the "Former Trustee") under the Land Trust, as defined in Section 2 of this Appointment, and Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee (the "Successor Trustee") under the Land Trust.

Section 2. **Definitions.** The following capitalized terms have the respective meanings defined in this Section 2:

"Act" means the Corporate Fiduciary Act, 205 I.C.S. §20.

"Assignment" means the Assignment of Succession of Trust Business and Assignment of Accounts dated as of June 1, 1994, between First Midwest Corporation of Delaware, an Illinois corporation, the holding company owning all of the issued and outstanding shares of Former Trustee, and the Successor Trustee, with respect to the trust business of the Former Trustee, including its trusteeship under the Land Trust.

"Appointment" means this Declaration of Appointment of Successor in Trust.

"Former Trustee" means Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee under the Land Trust.

"Land Trust" means the Illinois Land Trust as such are defined in the Illinois Land Trust Recordation and Transfer Act, 205 I.C.S. §202, identified by Trust Number and/or Recording Document Number of the Deeds in Trust attached hereto as Exhibit A, and incorporated herein pursuant to which the Former Trustee held title to the real estate described in Exhibit A.

"Successor Trustee" means Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee under the Land Trust.

Section 3. **Recitals.** The following recitals of fact are a material part of this Appointment:

a. Pursuant to the Assignment, the Former Trustee has appointed the Successor Trustee as Trustee, in place of the Former Trustee, of the Land Trust, as of the date of this Appointment.

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b. Pursuant to Section 3-3 of the Act, title under the respective Land Trusts to the real estate held by the Former Trustee was vested by law in the Successor Trustee as of the date of this Appointment.

c. None of the Land Trusts contain provisions which would have prohibited the Successor Trustee from being so vested, pursuant to Section 3-3 of the Act, in the Former Trustee's title to the real estate with full power to act as Trustee under the Land Trusts.

d. This Appointment is executed, acknowledged and recorded to give notice to all persons that all power to act as Trustee and all right, title and interest of the Former Trustee to the real estate in the Land Trusts is now vested in the Successor Trustee.

*Section 4. Appointment of Successor Trustee.* The Former Trustee:

a. Hereby confirms the appointment of the Successor Trustee as Trustee under each of the Land Trusts and the vesting of all right, title and interest of the Former Trustee to the Land Trusts' real estate in the Successor Trustee by law pursuant to Act and

b. Hereby declares the Successor Trustee appointed as Trustee under each of the Land Trusts, with all the powers to deal with title to the real estate set forth in the respective Deeds in Trust to the Former Trustee, as Trustee under the Land Trusts. All instruments executed by the Former Trustee prior to June 1, 1994 in respect to any real estate described on Exhibit A to this Appointment are hereby confirmed and ratified.

*Section 5. Acceptance of Appointment by Successor Trustee.* The Successor Trustee hereby confirms its acceptance as of the date of this Appointment, of all duties and powers as Trustee under the Trusts created by each of the Land Trusts.

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1. Pursuant to section 3 of the Act, title under the respective Land Trusts to the real estate held by the Former Trustee was vested by law in the Successor Trustee as of the date of this Appointment.

2. None of the Land Trusts contain provisions which would have prohibited the Successor Trustee from being so vested, pursuant to section 3 of the Act, in the Former Trustee's title to the real estate with full power to act as Trustee under the Land Trusts.

3. This Appointment is executed, acknowledged and entered in public notice to all persons that all power to act as Trustee and all right title and interest of the Former Trustee in the Land Trusts is now vested in the Successor Trustee.

Section 4. Appointment of Successor Trustee. The Former Trustee:

a. Hereby confirms the appointment of the Successor Trustee as Trustee under each of the Land Trusts and the vesting of all right title and interest of the Former Trustee to the Land Trusts real estate in the Successor Trustee by law pursuant to Act, and

b. Hereby declares the Successor Trustee appointed as Trustee under each of the Land Trusts, with all the powers to deal with title to the real estate set forth in the respective deeds in trust to the Former Trustee, as Trustee under the Land Trusts. All instruments executed by the Former Trustee prior to June 1, 1994 in respect to any real estate described on Exhibit A to this Appointment are hereby confirmed and ratified.

Section 5. Confirmation of Appointment by Successor Trustee. The Successor Trustee hereby confirms its acceptance as of the date of this Appointment, of all duties and powers as Trustee under the Trusts created by each of the Land Trusts.



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IN WITNESS WHEREOF, the Former Trustee and the Successor Trustee have executed this Appointment as of the date stated in Section 1.

FORMER TRUSTEE:

MIDWEST BANK AND TRUST COMPANY, AN ILLINOIS BANKING CORPORATION

By: Sheldon Bernstein  
Its Executive Vice President

Attest:  
By: Joseph Parrillo  
Its Assistant Secretary

SUCCESSOR TRUSTEE:

MIDWEST TRUST SERVICES, INC., AN ILLINOIS CORPORATION

By: Margaret Tuschke  
Its President

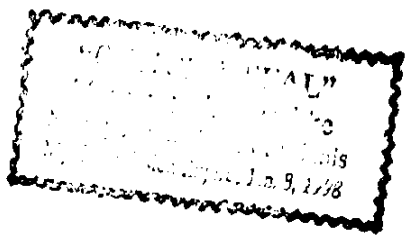
Attest:  
By: Emile B. Mentore  
Its Secretary

STATE OF ILLINOIS

COUNTY OF COOK

I, the undersigned, a notary public in and for said County, in the State aforesaid, do hereby certify that Sheldon Bernstein personally known to me to be the <sup>Executive</sup> Vice President of Midwest Bank and Trust Corporation, and Joseph Parrillo, personally known to me to be the Assistant Secretary of said corporation, and 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 severally acknowledged that as such E.V. President and Assit Secretary, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal this 4<sup>th</sup> day of January, 1995  
Margaret Tuschke  
Notary Public



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IN WITNESS WHEREOF, the Former Trustee and the Successor Trustee have executed this Appointment as of the date stated in Section 1.

FORMER TRUSTEE

SUCCESSOR TRUSTEE

ILLINOIS BANKING CORPORATION  
MIDWEST BANK AND TRUST COMPANY, AN

AN ILLINOIS CORPORATION  
MIDWEST TRUST SERVICES, INC.

By [Signature]  
Its Executive Vice President

By [Signature]  
Its President

Attest:

Attest:

By [Signature]  
Its Secretary

By [Signature]  
Its Secretary

STATE OF ILLINOIS

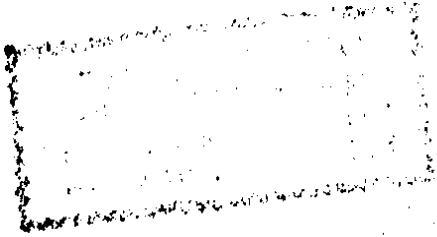
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COUNTY OF COOK

I, the undersigned, a notary public in and for said County, in the State aforesaid, do hereby certify that [Signature] personally known to me to be the [Signature] President of Midwest Bank and Trust Corporation, and [Signature] personally known to me to be the Assistant Secretary of said corporation, and 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 severally acknowledged that as such [Signature] President and [Signature] Secretary, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said corporation as their free and voluntary act and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

[Signature]  
Notary Public



This rider is attached to and forms part of certain Trustees Deed in Trust dated 1/4/95 and executed by Midwest Trust Services, Inc., Trustee under Trust Number 88-09-5613

44333604

PARCEL 1:

Unit Number 8415-102 in Gregory Court Condominium as delineated on the survey of that part of Lot 1 and Lot 2 in the Second addition to SZCZESNY'S CUMBERLAND SUBDIVISION of the East 1/2 of the South 1/2 of the North 1/2 of the Northeast 1/4 of the Northwest 1/4 of Section 11, Township 40 North, Range 12, East of the Third Principal Meridian (except the West 33.0 feet thereof, also except the North 33.0 feet thereof also except the East 185.0 feet thereof, also except the South 33.0 feet thereof) in Cook County, Illinois, which survey is attached as Exhibit A to the Declaration of Condominium filed in the office of the Registrar of Titles of Cook County, Illinois as Document Number LR 3134686, together with its undivided percentage interest in the common elements.

PARCEL 11:

The exclusive right to the use of parking space number 5, a limited common element as delineated on the survey attached to the Declaration aforesaid recorded as Document Number LR 3134686.

Party of the first part also hereby grants to the party of the second part, their successors and assigns, as rights and easements appurtenant to the above described real estate, the rights and easements for the benefit of said property set forth in the aforesaid Declaration, and party of the first part reserves to itself, its successors and assigns, the rights and easements set forth in said Declaration for the benefit of the remaining property described therein.

This Deed is subject to all rights, easements, restrictions, conditions, covenants and reservations contained in said Declaration the same as though the provisions of said Declaration were recited and stipulated at length herein.

NO TENANT HAS ANY RIGHT OF FIRST REFUSAL TO PURCHASE SAID UNIT.

12-11-122-008-1002

8415 W. Gregory, Unit 102, Chicago, IL

8412 N. CREEDLEY, UNIT 105, Chicago, IL

13-11-155-008-1005

NO OTHER HAD ANY RIGHT OR FIRST REFUSAL TO PURCHASE SAID UNIT.

Provisions of said Declaration were recited and articulated at length herein, conversely and recitations contained in said Declaration the same as though the said Deed is subject to all rights, easements, restrictions, conditions, described therein.

Notwithstanding said Declaration for the benefit of the remaining proterly party herein is itself, its successors and assigns, the rights and easements described herein in the aforementioned Declaration, and hereby of the first their successors and assigns, as rights and easements appurtenant to the above party of the first part also hereby granted to the party of the second part, recorded as Document Number (R 212889).

The exclusive right to the use of building space number 2, a limited common area, is:

Indefinite with the undivided beneficial interest in the common elements of the residential of sites of Cook County, Illinois as Document Number (R 212889), except the south 22.0 feet thereof in Cook County, Illinois, which hereby is the third principal restriction (except the west 22.0 feet thereof, also except 1/4 of the Northwest 1/4 of Section 11, Township 39 North, Range 13, East of SUBDIVISION of the East 1/2 of the South 1/2 of the North 1/2 of the West half of that half of lot 1 and lot 2 in the second acquisition to SIOCKLEY, S. CRABAPPLED UNIT Number 8412-105 in Credely Court Condominium as delineated on the survey

PARCEL 1:

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## DECLARATION OF APPOINTMENT OF SUCCESSOR IN TRUST

*Section 1. Parties; Date.* This Declaration of Appointment of Successor in Trust (the "Appointment") is made as of June 1, 1994, by and between Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee (the "Former Trustee") under the Land Trusts, as defined in Section 2 of this Appointment, and Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee (the "Successor Trustee") under the Land Trusts.

*Section 2. Definitions.* The following capitalized terms have the respective meanings defined in this Section 2.

"Act" means the Corporate Fiduciary Act, 205 ILCS 620.

"Agreement" means the Agreement of Succession of Trust Business and Assignment of Accounts dated as of June 1, 1994, between First Midwest Corporation of Delaware, an Illinois Corporation, the holding company owning all of the issued and outstanding shares of Former Trustee, and the Successor Trustee, with respect to the trust business of the Former Trustee, including its trusteeship under the Land Trusts.

"Appointment" means this Declaration of Appointment of Successor in Trust.

"Former Trustee" means Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee under the Land Trusts.

"Land Trusts" means those Illinois Land Trusts as such are defined in the Illinois Land Trust Recordation and Transfer Act, 765 ILCS 420/2, identified by Trust Number and/or Recording Document Number of the Deed(s) in Trust attached hereto as Exhibit A, and incorporated herein, pursuant to which the Former Trustee held title to the real estate described in Exhibit A.

"Successor Trustee" means Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee under the Land Trusts.

*Section 3. Recitals.* The following recitals of fact are a material part of this Appointment:

a. Pursuant to the Agreement, the Former Trustee has appointed the Successor Trustee as Trustee, in place of the Former Trustee, of the Land Trusts, as of the date of this Appointment.

# UNOFFICIAL COPY

## DECLARATION OF APPOINTMENT OF SUCCESSOR IN TRUST

Section 1. *Witness, Date.* This Declaration of Appointment of Successor in Trust (the "Appointment") is made as of June 1, 1994, by and between Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee (the "Former Trustee") under the Land Trust, as defined in Section 2 of this Appointment, and Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee (the "Successor Trustee") under the Land Trust.

Section 2. *Definitions.* The following capitalized terms have the respective meanings defined in this Section 2:

"Act" means the Corporate Fiduciary Act, 305 HCS 620.

"Agreement" means the Agreement of Appointment of Successor of Trust Business and Assignment of Accounts dated as of June 1, 1994 between First Midwest Corporation of Delaware, an Illinois Corporation, the holding company owning all of the issued and outstanding shares of Former Trustee, and the Successor Trustee, with respect to the trust business of the Former Trustee, including its trusteeship under the Land Trust.

"Appointment" means this Declaration of Appointment of Successor in Trust.

"Former Trustee" means Midwest Bank and Trust Company, an Illinois banking corporation, as Trustee under the Land Trust.

"Land Trust" means those Illinois Land Trusts as such are defined in the Illinois Land Trust Registration and Transfer Act, 305 HCS 420, identified by Trust Number and/or Recording Document Number of the Record in Trust, attached hereto as Exhibit A, and incorporated herein pursuant to which the Former Trustee held title to the real estate described in Exhibit A.

"Successor Trustee" means Midwest Trust Services, Inc., an Illinois corporation, as Successor Trustee under the Land Trust.

Section 3. *Recitals.* The following recitals of fact are a material part of this Appointment:

1. Pursuant to the Agreement, the Former Trustee has appointed the Successor Trustee as Trustee, in place of the Former Trustee, of the Land Trust, as of the date of this Appointment.

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b. Pursuant to Section 3-3 of the Act, title under the respective Land Trusts to the real estate held by the Former Trustee was vested by law in the Successor Trustee as of the date of this Appointment.

c. None of the Land Trusts contain provisions which would have prohibited the Successor Trustee from being so vested, pursuant to Section 3-3 of the Act, in the Former Trustee's title to the real estate with full power to act as Trustee under the Land Trusts.

d. This Appointment is executed, acknowledged and recorded to give notice to all persons that all power to act as Trustee and all right, title and interest of the Former Trustee to the real estate in the Land Trusts is now vested in the Successor Trustee.

*Section 4. Appointment of Successor Trustee.* The Former Trustee:

a. Hereby confirms the appointment of the Successor Trustee as Trustee under each of the Land Trusts and the vesting of all right, title and interest of the Former Trustee to the Land Trusts' real estate in the Successor Trustee by law pursuant to Act; and

b. Hereby declares the Successor Trustee appointed as Trustee under each of the Land Trusts, with all the powers to deal with title to the real estate set forth in the respective Deeds in Trust to the Former Trustee, as Trustee under the Land Trusts. All instruments executed by the Former Trustee prior to June 1, 1994 in respect to any real estate described on Exhibit A to this Appointment are hereby confirmed and ratified.

*Section 5. Acceptance of Appointment by Successor Trustee.* The Successor Trustee hereby confirms its acceptance as of the date of this Appointment, of all duties and powers as Trustee under the Trusts created by each of the Land Trusts.

95133604

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d. Pursuant to Section 3-3 of the Act, title under the respective Land Trusts to the real estate held by the former Trustee was vested by law in the Successor Trustee as of the date of this Appointment.

c. None of the Land Trusts contain provisions which would have prohibited the Successor Trustee from being so vested pursuant to Section 3-3 of the Act, in the former Trustee's title to the real estate with full power to act as Trustee under the Land Trusts.

d. This Appointment is executed, acknowledged and recorded to give notice to all persons that all power to act as Trustee and all right, title and interest of the former Trustee in the Land Trusts is now vested in the Successor Trustee.

## Section 4. Appointment of Successor Trustee. The former Trustee:

a. Herby confirms the appointment of the Successor Trustee as Trustee under each of the Land Trusts and the vesting of all right, title and interest of the former Trustee to the Land Trusts' real estate in the Successor Trustee by law pursuant to Act and

b. Herby declares the Successor Trustee appointed as Trustee under each of the Land Trusts, with all the powers to deal with title to the real estate set forth in the respective Deeds of Trust to the former Trustee, as Trustee under the Land Trusts. All instruments executed by the former Trustee prior to June 1, 1994 in respect to any real estate described on Exhibit A to this Appointment are hereby confirmed and ratified.

Section 2. Herby confirms his acceptance as of the date of this Appointment, of all duties and powers as Trustee under the Trusts created by each of the Land Trusts.



# UNOFFICIAL COPY

IN WITNESS WHEREOF, the Former Trustee and the Successor Trustee have executed this Appointment as of the date stated in Section 1.

FORMER TRUSTEE:

MIDWEST BANK AND TRUST COMPANY, AN ILLINOIS BANKING CORPORATION

By: Sheldon Bernstein  
Its Executive Vice President

Attest:

By: Joseph Parrillo  
Its Assistant Secretary

SUCCESSOR TRUSTEE:

MIDWEST TRUST SERVICES, INC., AN ILLINOIS CORPORATION

By: [Signature]  
Its President

Attest:

By: Emilio S. Montone  
Its Secretary

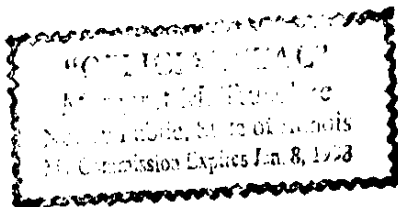
STATE OF ILLINOIS

) SS

COUNTY OF COOK

I, the undersigned, a notary public in and for said County, in the State aforesaid, do hereby certify that Sheldon Bernstein personally known to me to be the Executive Vice President of Midwest Bank and Trust Corporation, and Joseph Parrillo personally known to me to be the Assistant Secretary of said corporation, and 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 severally acknowledged that as such E.V. President and Assist Secretary, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and official seal this 4th day of January, 1954.



Margaret M. Trunkle  
Notary Public

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# UNOFFICIAL COPY

IN WITNESS WHEREOF, the former Trustee and the Successor Trustee have executed this Appointment as of the date stated in Section 1.

FORMER TRUSTEE:

MIDWEST BANK AND TRUST COMPANY, AN ILLINOIS BANKING CORPORATION

By: [Signature]  
Its Executive Vice President

SUCCESSOR TRUSTEE:

MIDWEST TRUST SERVICES, INC. AN ILLINOIS CORPORATION

By: [Signature]  
Its President

Attest:

[Signature]  
Its Notary Public

Attest:

[Signature]  
Its Secretary

STATE OF ILLINOIS

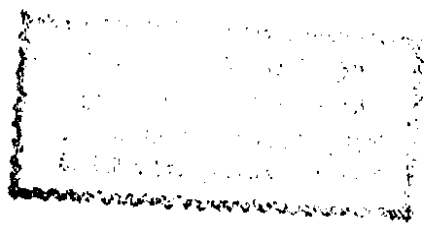
COUNTY OF COOK

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I, the undersigned, a notary public in and for said County, in the State aforesaid, do hereby certify that the above named persons, personally known to me to be the President of Midwest Bank and Trust Company, and Secretary of said corporation, and 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 severally acknowledged that as such President and Secretary, they signed and delivered the said instrument and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

(I am under my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 1997)

[Signature]  
Notary Public



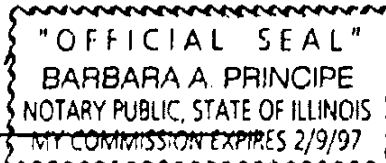
# UNOFFICIAL COPY

## STATEMENT BY GRANTOR AND GRANTEE

The grantor or his agent affirms that, to the best of his knowledge, the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated 2/7, 1995 Signature: [Signature]  
Grantor or Agent

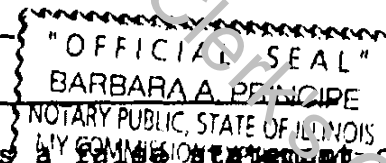
Subscribed and sworn to before me by the said \_\_\_\_\_ this 7th day of Feb 1995.  
Notary Public Barbara A Principe



The grantee or his agent affirms and verifies that the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire and hold title to real estate under the laws of the State of Illinois.

Dated 2/7, 1995 Signature: [Signature]  
Grantee or Agent

Subscribed and sworn to before me by the said \_\_\_\_\_ this 7th day of Feb 1995.  
Notary Public Barbara A Principe



NOTE: Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class A misdemeanor for the first offense and of a Class A misdemeanor for subsequent offenses.

(Attach to deed or ABI to be recorded in Cook County, Illinois, if exempt under the provisions of Section 4 of the Illinois Real Estate Transfer Tax Act.)

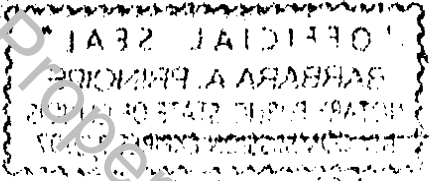
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UNOFFICIAL COPY

The grantor or his agent affirms that, to the best of his knowledge, the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated 11/15/2011, 1921 Signature: \_\_\_\_\_  
Grantor or Agent

Subscribed and sworn to before

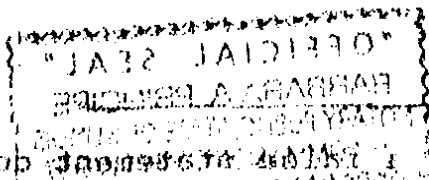


me by the said \_\_\_\_\_  
this 15th day of November, 1921  
Notary Public

The grantor or his agent affirms and verifies that the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire and hold title to real estate under the laws of the State of Illinois.

Dated 11/15/2011, 1921 Signature: \_\_\_\_\_  
Grantor or Agent

Subscribed and sworn to before



me by the said \_\_\_\_\_  
this 15th day of November, 1921  
Notary Public

NOTE: Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class A misdemeanor for the first offense and of a Class A misdemeanor for subsequent offenses.

(Attach to deed or bill to be recorded in Cook County, Illinois, if exempt under the provisions of Section 4 of the Illinois Real Estate Transfer Tax Act.)