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TRUSTÉE'S DEED



95231285

DEPT-01 RECORDING 433.00 140012 TRAN 3452 04/06/95 09:45:00 46163 6 JFT #-95-23 1285 CDOK 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 26th day of December 1990, and known as Trust Number 90-6111 party of the first part, and Harris bank Winnetkh, as Trustee for Trust #L3835,

dated February 16, 1995

party of the second part.

Grantee's Address, 520 Greenbay Foad, Winnetka II 60093

WITNESSETH, that said party of the first part, in consideration of the sum of Ten and No/100-----

Diliboral and other good and valuable considerations it hand paid, does hereby grant, sell and convey unto said party of the section part, the following described real estate, situated in Cook County, Illinois to-wit:

See Legal Déscription Attached

CITY OF EVANSTON 000981

Real Estate Transfer Tax

City Clerk's Office

PAD HAR 3 1 15

Amount \$ 365 XX

Agent MM

With Figure eyance is made pursuant to a Direction authorizing the party of the first part to convey directly to the party of the first part to convey and/or pursuant to authority granted in the Trust agreement authorizing the party of the first part to convey and 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 proposes herein and in the trust agreement set forth.

100 deall power and authority is hereby granted to said trustee to subdivide and resubdivide the real estate or may part thereof; 100 dealer 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 and to grant to such successor or successors in trust and to grant to such successor 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 contracts to make leases and to execute options to lease and options thereof at any time or times hereafter; to execute contracts to make leases and to execute contracts to make leases 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 appurtanant 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.

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In no case shall any party dealing with said trustee in relation to the real estate, or to whom the 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 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 be obliged or privileged to inquire into 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 claiming under any such conveyance, lease or other instrument, (a) that at the time of the delivery thereof the trust created herein and 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 and bindings upon all beneficiaries, (c) that the trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, 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, authorities, duties, and obligations of its, his or their predecessor in trust.

The interest of each beneficiary under the trust agreement and of all persons claiming under them or any of them shall be only in possession earnings, and the avails and proceeds arising from the sale, mortgage or other disposition of the real estate, and such interest is bereby declared to be personal property, and no beneficiary shall have any title or interest, legal or equitable, in or to the real estate as such, but only an interest in the possession, 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 at accordance with the statute in such case made and provided.

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

Midwest Trust Services, Inc.
As Trustee as Aforesaid,
Grantor
By:
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This Rider is Attached to and made partiof a certain Trustee's Beed in Trust, prepared by Midwest Trust Services, Inc. As Successor Trustee to Midwest Bank and Trust Company as Trustee under Trust Number 90-6111.

ADDENEDUM "A"

PARCEL 1: UNIT MUNBER 6 0 T IN RIDGE VIEW TOWER CONDOMINIUM, AS DELIMEATED ON A SURVEY OF THE FOLLOWING DESCRIBED REAL ESTATE:

LOT "A" IN F AND I CONSTRUCTION CORPORATION CONSOLIDATION OF LOT 9 (EXCEPT TRE HORTS 15 FEET THEREOF) IN BLOCK 61 IN EVANSTON IN THE SOUTHEST QUARTER OF SECTION 18, TOWNSHIP 4) BORTS, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, WEIGE SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION OF COMPONISHIN RECORDED AS DOCUMENT NUMBER 04022337 TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON SLEMENTS IN COOK COUNTY, ILLINOIS.

PARCEL 2: THE EXCLUSIVE RIGHT TO THE USE OF 9-48 A LIMITED COMMON ELEMENT AS DELIMENTED IN THE SURVEY ATTACHED TO THE DECLARATION ON AFORESAID RECORDED AS DOCUMENT \$40223.77.
PIN: 11-18-308-107-7000

GRANTOR ALSO MERRHY GRANTS TO THE GRANTES, ITS SUCCESSORS AND ASSIGNS, AS RIGHTS AND EASEMENTS APPURTMENT TO THE ABOVE DESCRIBED REAL ESTATE, THE RIGHTS AND EASEMENTS FOR THE BENEFIT OF SAID PROPERTY SET FORTH IN THE DECLARATION OF CONDONINTUM, AFORESAID AND GRANTOR RESERVES TO ITSELF, ITS SUCCESSORS AND ASSIGNS, THE RIGHTS AND EASEMENTS SET FORTH IN SAID DECLARATION FOR THE BENEFIT FOR THE REMAINING PROPERTY DESCRIBED THEREIN.

THIS DEED IS SUBJECT TO ALL EVENTS, EASEMENTS, COVERANTS, CONDITIONS, RESTRICTIONS AND RESERVATIONS CONTAINED IN SAID DECLARATION THE SAME AS THOUGH THE PROVISIONS OF SAID DECLARATION WERE RECITED AND STIPULATED AT LENGTH SEREIN.

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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 roust 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 425/2, identified by Trust Number and/or Recording Document Number of the Decu(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.

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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.
- 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 interes, 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, a.v...
- 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 Trust e. 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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UNOFFICIAL COPY

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

SUCCESSOR TRUSTEE:

Attest:

MIDWEST TRUST SERVICES, INC...

FORMER TRUSTEE:

MIDWEST BANK AND TRUST COMPANY, AN ILLINOIS BANKING CORPORATION

By: Sheel Sur-

Its Executive Vice President

Attest:

By: /sough bandle

STATE OF ILLINOIS

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COUNTY OF COOK

1, the undersigned, a notary public in and for said County, in the State aforesaid, do hereby certify that Sheldon Rennstein personally knowe to me to be the Vice President of Midwest Bank and Trusz 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 Assis 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 28th day of March, 1996

Notary Public

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