

# UNOFFICIAL COPY

96898345

STATE OF ILLINOIS )  
                          ) SS  
COUNTY OF C O O K )

ATTY. #80746

OCT 21 PM 2 03  
CLERK OF THE COURT  
COOK COUNTY

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

MERCEDES BENZ CREDIT CORP.,  
a Delaware Corporation,  
  
PLAINTIFF

-VS-

CARRETTA TRUCKING, INC., a New  
Jersey Corporation, LOAD TO RIDE,  
INC., a Delaware Corporation, and  
JOSEPH F. CARRETTA, Individually,

DEFENDANTS

FILED  
NOV 5 1996  
NO.

4350  
B

96898345

DEPT-01 RECORDING 543.50  
14:0014 TRAN 9764 11/25/96 14:22:00  
63014 JM \*96-898345  
COOK COUNTY RECORDER

### PETITION TO UNDO FOREIGN JUDGEMENT

1) On December 26, 1995, the Plaintiff, MERCEDES BENZ CREDIT CORP., a Delaware Corporation, filed a lawsuit versus the Defendants, CARRETTA TRUCKING, INC., a New Jersey Corporation, LOAD TO RIDE, INC., a Delaware Corporation, and JOSEPH F. CARRETTA, Individually, in the Superior Court of New Jersey, Law Division, Morris County, Docket No. MRS-L-34-96.

2) That, thereafter, the Defendants, CARRETTA TRUCKING, INC., a New Jersey Corporation, LOAD TO RIDE, INC., a Delaware Corporation, and JOSEPH F. CARRETTA, Individually, appeared by and through their attorneys, STARR, GERN, DAVISON AND RUBIN, and judgement was entered in favor of the Plaintiff, MERCEDES BENZ

SERPICO, NOVELLE  
& NAVIGATO,  
LTD.  
ATTORNEYS AT LAW  
Suite 308  
1127 S. Mannheim Road  
P.O. Box 7187  
Westchester, IL 60154-7187  
(708) 344-8180

NOV 25 1996

ATTESTED:

*[Signature]*  
CLERK OF THE CIRCUIT COURT  
BY *[Signature]*



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Property of Cook County Clerk's Office

08080315

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CREDIT CORP., a Delaware Corporation, and against the Defendants, CARRETTA TRUCKING, INC., a New Jersey Corporation, LOAD TO RIDE, INC., a Delaware Corporation, and JOSEPH F. CARRETTA, Individually.

3) That attached hereto as Exhibit "A" is a certified copy of the Judgement entered in favor of MERCEDES BENZ CREDIT CORP., a Delaware Corporation, and against the Defendants, CARRETTA TRUCKING, INC., a New Jersey Corporation, LOAD TO RIDE, INC., a Delaware Corporation, and JOSEPH F. CARRETTA, Individually.

4) That it is necessary to enroll this foreign Judgement in the State of Illinois in order for the Plaintiff to protect its interests or undertake collection proceedings against certain assets of the Defendant located in the State of Illinois.

5) That 735 ILCS 5/12-652 entitled Filing and Status of Foreign Judgement provides as follows:

Section No. 12-652, Filing and Status of Foreign Judgements. A copy of any foreign judgement authenticated in accordance with the acts of Congress or the statutes of this state may be filed in the office of the Circuit Clerk for any county of this state. The Clerk shall treat the foreign judgement in the same manner as a judgement of the Circuit Court for any county of this state. A judgement so filed has the same effect and is subject to the same procedures, defenses, and proceedings for re-opening, vacating, or staying as a judgement of a Circuit Court for any county of this state and may be enforced or satisfied in like manner.

WHEREFORE, the Plaintiff, MERCEDES BENZ CREDIT CORP., a Delaware Corporation, respectfully requests that the foreign judgement entered on the Plaintiff's behalf against the Defendants CARRETTA TRUCKING, INC., a New Jersey Corporation, LOAD TO RIDE

SERPICO, NOVELLE  
& NAVIGATO,  
LTD.  
ATTORNEYS AT LAW  
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1127 S. Mannheim Road  
P.O. Box 7187  
Westchester, IL 60154-7187  
(708) 344-8100

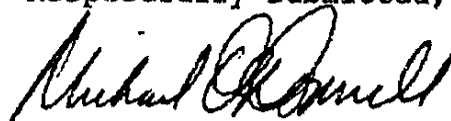
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INC., a Delaware Corporation, and JOSEPH F. CARRETTA, Individually, be enrolled in this state, and shall be treated in the same manner as a judgement of a Circuit Court for any county of the State of Illinois.

Respectfully submitted,



MICHAEL O'DONNELL, #80746  
One of the Attorneys for  
MERCEDES BENZ CREDIT  
CORP., Plaintiff

SERPICO, NOVELLE AND NAVIGATO, LTD.  
1127 S. MANNHEIM ROAD, SUITE 308  
WESTCHESTER, IL, 60154-7187  
708/344-8180

Property of Cook County Clerk's Office

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SERPICO, NOVELLE  
& NAVIGATO,  
LTC.  
ATTORNEYS AT LAW  
Suite 308  
1127 S. Mannheim Road  
P.O. Box 7187  
Westchester, IL 60154-7187  
(708) 344-8180

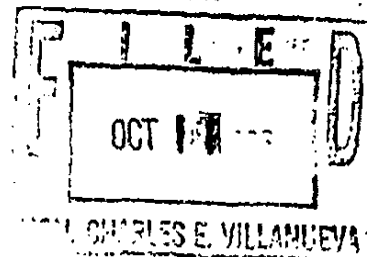
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EXHIBIT "A"

ACMS



ORDER PREPARED BY THE COURT

MERCEDES-BENZ CREDIT CORPORATION,	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION - MORRIS COUNTY
Plaintiff,	:	DOCKET NO. MRS-L-34-96
	:	
vs.	:	Civil Action
	:	
CARRETTA TRUCKING INC., a New Jersey Corporation, LOAD RIDE INC., a Delaware corporation, and JOSEPH F. CARRETTA,	:	ORDER GRANTING PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND CERTIFYING JUDGMENT AS FINAL, ETC.
	:	
Defendants.	:	

This matter having been opened to the Court upon the motion of Greiner & Langer, attorneys for plaintiff Mercedes-Benz Credit Corporation, on notice to Starr, Gein, Davison & Rubin, attorneys for defendants, for an Order granting partial summary judgment in favor of plaintiff on the First and Fourth Counts of the Complaint; and the Court having considered the papers filed in connection with the motion, and the arguments of counsel; and good cause having been shown for the entry of this Order; and it further appearing that there is no just reason to delay enforcement of this Order,

IT IS on this 11th day of October, 1996,

ORDERED, that the motion of plaintiff Mercedes-Benz Credit Corporation for partial summary judgment against defendants Carretta Trucking, Inc. and Joseph F. Carretta be and the same is hereby GRANTED; and

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IT IS FURTHER ORDERED, that judgment be entered in favor of plaintiff Mercedes-Benz Credit Corporation and against defendant Carretta Trucking, Inc. in the total amount of \$ 314,821.91 (consisting of the principal balance of \$200,000, unpaid accrued interest at the rate of 8% per annum through June 7, 1995 in the amount of \$16,000, unpaid accrued interest at the rate of 18% per annum from June 8, 1995 through October 11, 1996 in the amount of \$ 48,821.91 and ~~\$27,529.46~~ fees and costs including attorneys' fees of \$ 50,000, incurred by plaintiff in enforcing its rights under the Settlement Agreement and Note) and taxed costs; and

IT IS FURTHER ORDERED, that the foregoing portion of this Order shall constitute a final and enforceable judgment, pursuant to R. 4:42-2; and

IT IS FURTHER ORDERED, that defendant Joseph F. Carretta shall forthwith apply to the United States Bankruptcy Court to execute and record deeds and such other instruments as are necessary to transfer title to real property known at 5842 Harvey Wilson drive, Houston, Texas and Abstract No. 76, Houston, Texas, to defendant Carretta Trucking, Inc., and

IT IS FURTHER ORDERED that Edwin S. Rubin and Joseph F. Carretta shall execute an affidavit of title as to their personal knowledge regarding these two properties attaching copies of any documents affecting the status of title, sale and any liens thereon together with copies of any papers filed in any court related thereto. Said affidavits and the aforesaid documents shall be

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faxed or hand delivered by Edwin S. Rubin to Greiner and Langer by 5:00 p.m. on October 15, 1996; and

IT IS FURTHER ORDERED, that a copy of this Order shall be served upon counsel for defendants within seven (7) days of the date of this Order.


  
CHARLES E. VILLANUEVA, J.S.C.

Opposed

Unopposed

This Judgment will not be recorded as a lien on real estate unless a fee of \$25 is paid to The Clerk of The Superior Court.

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF AN ORIGINAL ON FILE IN MY OFFICE.

  
MICHAEL J. ARNOLD, DEPUTY CLERK  
SUPERIOR COURT OF NEW JERSEY

  
David P. Biondi  
Special Deputy Clerk



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Property of Cook County Clerk's Office

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ACMS

FILED  
OCT 17 1996  
CHARLES E. VILLANUEVA

ORDER PREPARED BY THE COURT

MERCEDES-BENZ CREDIT CORPORATION,	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION - MORRIS COUNTY
	:	DOCKET NO. MRS-L-34-96
Plaintiff,	:	
	:	
vs.	:	Civil Action
	:	
CARRETTA TRUCKING INC., a New Jersey corporation, LOAD RIDE INC., a Delaware corporation, and JOSEPH F. CARRETTA,	:	ORDER GRANTING PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT AND CERTIFYING JUDGMENT AS FINAL, ETC.
	:	
Defendants.	:	

OCT 21 PM 2:03  
CLERK OF COURT  
MORRIS COUNTY

This matter having been opened to the Court upon the motion of Greiner & Langer, attorneys for plaintiff Mercedes-Benz Credit Corporation, on notice to Starr, Gern. Davison & Rubin, attorneys for defendants, for an Order granting partial summary judgment in favor of plaintiff on the First and Fourth Counts of the Complaint; and the Court having considered the papers filed in connection with the motion, and the arguments of counsel; and good cause having been shown for the entry of this Order; and it further appearing that there is no just reason to delay enforcement of this Order,

IT IS on this 11th day of October, 1996,

ORDERED, that the motion of plaintiff Mercedes-Benz Credit Corporation for partial summary judgment against defendants Carretta Trucking, Inc. and Joseph F. Carretta be and the same is hereby GRANTED; and

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Property of Cook County Clerk's Office

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IT IS FURTHER ORDERED, that judgment be entered in favor of plaintiff Mercedes-Benz Credit Corporation and against defendant Carretta Trucking, Inc. in the total amount of \$ 314,821.91 (consisting of the principal balance of \$200,000, unpaid accrued interest at the rate of 8% per annum through June 7, 1995 in the amount of \$16,000, unpaid accrued interest at the rate of 18% per annum from June 8, 1995 through October 11, 1996 in the amount of \$ 48,821.91 and ~~\$27,529.46~~ fees and costs (including attorneys' fees) of \$ 50,000, incurred by plaintiff in enforcing its rights under the Settlement Agreement and Note) and taxed costs; and

IT IS FURTHER ORDERED, that the foregoing portion of this Order shall constitute a final and enforceable judgment, pursuant to R. 4:42-2; and

IT IS FURTHER ORDERED, that defendant Joseph F. Carretta shall forthwith apply to the United States Bankruptcy Court to execute and record deeds and such other instruments as are necessary to transfer title to real property known at 5842 Harvey Wilson drive, Houston, Texas and Abstract No. 76, Houston, Texas, to defendant Carretta Trucking, Inc., and

IT IS FURTHER ORDERED that Edwin S. Rubin and Joseph F. Carretta shall execute an affidavit of title as to their personal knowledge regarding these two properties attaching copies of any documents affecting the status of title, sale and any liens thereon together with copies of any papers filed in any court related thereto. Said affidavits and the aforesaid documents shall be

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faxed or hand delivered by Edwin S. Rubin to Greiner and Langer by 5:00 p.m. on October 15, 1996; and

IT IS FURTHER ORDERED, that a copy of this Order shall be served upon counsel for defendants within seven (7) days of the date of this Order.

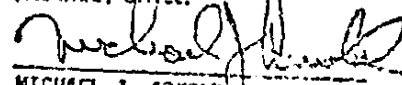
  
CHARLES E. VILLANUEVA, J.S.C.

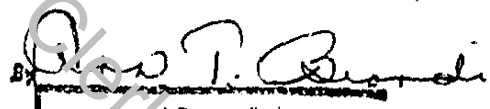
Opposed

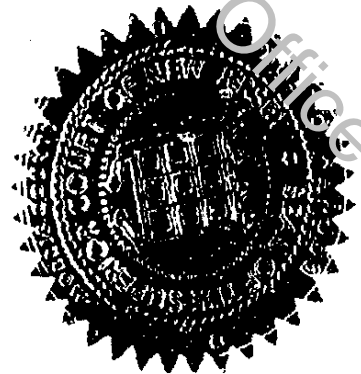
Unopposed

This Judgment will not be recorded as a lien on real estate unless a fee of \$25 is paid to The Clerk of The Superior Court.

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF AN ORIGINAL ON FILE IN MY OFFICE.

  
MICHAEL J. ARNOLD, CLERK  
SUPERIOR COURT OF NEW JERSEY

  
Peter T. Biondi  
Deputy Clerk



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(3/20/92) CCG 0620

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

FOREIGN JUDGMENT REGISTRATION COVER SHEET

CASE NO. \_\_\_\_\_

AMOUNT OF JUDGMENT \$314,821.91

TYPE OF CASE CONTRACT

ATTORNEY CODE 80746

Name	Address	Zip	City	State
SERPICO, NOVELLE & NAVIGATO LTD. PL ATTN: MICHAEL O'DONNELL, 1127 S. MANNHEIM RD., #308		60154	WESTGEBSTER, ILL.	60154

96 OCT 21 PM 1:03  
COURT OF COOK COUNTY ILLINOIS  
CLERK'S OFFICE

DF \_\_\_\_\_

\*\*\*\*\* ADDITIONAL LITIGANTS \*\*\*\*\*

LOAD TO RIDE, INC., S 160 ROUTE 17 N, PARAMUS, NEW JERSEY, 07652

CARRETTA TRUCKING, INC., S 160 ROUTE 17 N, PARAMUS, NEW JERSEY, 07652

JOSEPH F. CARRETTA, 11 WHITMAN COURT, TEANECK, NEW JERSEY, 07666

CLERK: STAPLE THIS COVER SHEET TO THE AUTHENTICATED FOREIGN JUDGMENT. IT IS PART OF THE PERMANENT FILE.

AURELIA PUCINSKI, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

Property of Cook County Clerk's Office

60746

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Property of Cook County Clerk's Office

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(Rev. 8/12/96) CCL 0520

## IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT - LAW DIVISION

MERCEDES BENZ CREDIT CORP., a Delaware Corporation

v.

CARRETTA TRUCKING INC, a New Jersey Corp., LOAD TO RIDE, INC., a Delaware Corp. & JOSEPH F. CARRETTA, Individually

No.

0249  
4098

### CIVIL ACTION COVER SHEET

A Civil Action Cover Sheet shall be filed with the complaint in all civil actions. The information contained herein is for administrative purposes only and cannot be introduced into evidence. Please check the box in front of the appropriate general category and then check the subcategory thereunder, if applicable, which best characterizes your action.

- Jury Demand - Fee Paid
- Jury Demand - No Fee Required

PERSONAL INJURY/WRONGFUL DEATH

- 027 Motor Vehicle
- 040 Medical Malpractice
- 047 Asbestos
- 048 Drum Shop
- 031 Construction Injuries  
(including Structural Work Act, Road  
Construction Injuries Act and negligence)
- 052 Railroad/FELA
- 061 Other Personal Injury/Wrongful Death
- 063 Intentional Tort
- 064 Miscellaneous Statutory Action  
(Please Specify)

COMMERCIAL LITIGATION

- 002 Breach of Contract
- 070 Professional Malpractice  
(other than legal or medical)
- 071 Fraud
- 072 Consumer Fraud
- 073 Breach of Warranty
- 074 Statutory Action  
(Please Specify)

- 075 Other Commercial Litigation  
(Please Specify)

- 065 Premises Liability
- 199 Silicone Implant

- 076 Retaliatory Discharge

062 PROPERTY DAMAGE

077 LIBEL/SLANDER

066 LEGAL MALPRACTICE

ESL 02294  
CAL ENDR D  
FOREIGN COURT

MISCELLANEOUS REMEDIES

- 007 Confession of Judgment
- 008 Replevin
- 009 Tax
- 015 Condemnation
- 017 Detinue
- 018 Distress for Rent
- 036 Administrative Review Action
- 041 Class Action
- 084 Petition to Issue Subpoena
- 085 Petition to Register Foreign Judgment
- 099 All Other Extraordinary Remedies
- 100 Petition for Discovery

By: \_\_\_\_\_  
(Attorney) (Pro-se)

SERPICO, NOVELLE & NAVIGATO, LTD.

Address: 1127 S. MANNHEIM RD. #308

City/Zip: WESTCHESTER, IL, 60854-7187

Telephone: 708/344-8180

Atty. No. 80746



FILED  
OCT 21 PM 3:03  
CLERK OF COURT  
JUDICIAL CENTER  
100 N. DEARBORN ST.  
CHICAGO, ILL. 60602

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## LEGAL DESCRIPTION RIDER

PARCEL 1: A TRACT OF LAND COMPRISING PART OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 AND PART OF THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 9, TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN; SAID TRACT OF LAND BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF SAID SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 9, SAID POINT BEING 628.33 FEET WEST OF THE INTERSECTION OF SAID NORTH LINE WITH THE WESTERLY LINE OF THE 50 FOOT STRIP OF LAND LYING WESTERLY OF AND ADJOINING THE RIGHT OF WAY OF THE BALTIMORE AND OHIO, CHICAGO TERMINAL RAILROAD (SAID 50 FOOT STRIP CONVEYED TO PUBLIC SERVICE COMPANY OF NORTHERN ILLINOIS BY DEED RECORDED JULY 8, 1922, AS DOCUMENT NUMBER 7567576) AND RUNNING THENCE WEST ALONG SAID NORTH LINE OF SOUTH 1/2 OF THE NORTHEAST 1/4 AND ALONG THE NORTH LINE OF SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 9, A DISTANCE OF 351.67 FEET TO A POINT 627.51 FEET EAST OF THE INTERSECTION OF SAID NORTH LINE OF SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 9, WITH THE CENTER LINE OF GLENWOOD ROAD; THENCE SOUTH PERPENDICULAR TO SAID NORTH LINE OF SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 9 A DISTANCE OF 550 FEET TO THE NORTH LINE OF 194TH STREET; THENCE EAST PARALLEL WITH SAID NORTH LINE OF SOUTH 1/2 OF THE NORTHWEST 1/4 AND THE NORTH LINE OF SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 9, AND ALONG SAID NORTH LINE OF 194TH STREET, A DISTANCE OF 351.67 FEET TO AN INTERSECTION WITH A LINE DRAWN PERPENDICULAR TO SAID NORTH LINE OF SOUTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 9 AND PASSING THROUGH THE AFORESAID POINT OF BEGINNING; THENCE NORTH ALONG SAID PERPENDICULAR LINE, A DISTANCE OF 550 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 2: A TRACT OF LAND COMPRISING PART OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 9, TOWNSHIP 35 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, SAID TRACT OF LAND BEING DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTH LINE OF SAID SOUTH 1/2 OF NORTHWEST 1/4 OF SECTION 9, SAID POINT BEING 427.51 FEET EAST OF THE INTERSECTION OF SAID NORTH LINE WITH THE CENTER LINE OF GLENWOOD ROAD; AND RUNNING THENCE EAST ALONG SAID NORTH LINE, A DISTANCE OF 200 FEET; THENCE SOUTH PERPENDICULAR TO SAID NORTH LINE A DISTANCE OF 550 FEET TO THE NORTH LINE OF 194TH STREET, AS HERETOFORE DEDICATED; THENCE WEST PARALLEL TO SAID NORTH LINE OF SAID SOUTH 1/2 OF THE NORTHWEST 1/4 OF SECTION 9 AND ALONG SAID NORTH LINE OF 194TH STREET, A DISTANCE OF 200 FEET; THENCE NORTH PERPENDICULAR TO SAID NORTH LINE OF 194TH STREET, A DISTANCE OF 550 FEET TO POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PIN: 32-09-102-009      405 West 194th Street, Glenwood, Il., 60425  
32-09-102-026 and -027



MICHAEL O'DONNELL  
ATTORNEY AT LAW

SERPICO, NOVELLE & NAVIGATO, LTD.  
1127 S. MANNHEIM ROAD, SUITE 308  
P.O. BOX 7187, WESTCHESTER, ILLINOIS 60154-7187  
(708) 344-8180

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Property of Cook County Clerk's Office



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## WARRANTY DEED IN TRUST

96898346

THIS INDENTURE WITNESSETH, That the  
Grantor  
A LARGE CORPORATION,  
an Illinois corporation,

of the County of  
and State of

For and in consideration of TEN  
AND 00/100 DOLLARS (\$10.00) and  
other good and valuable  
considerations in hand paid,  
CONVEYS and WARRANTS  
unto the THE CHICAGO TRUST  
COMPANY, a corporation of Illinois,  
whose address is 171 N. Clark  
Street, Chicago, IL 60601-3294, as  
Trustee under the provisions of a trust agreement dated the 19th day of November, 1996,  
known as Trust Number 1103531, the following described real estate in the County of Cook  
and State of Illinois, to-wit:

DEPT-01 RECORDING \$23.50  
T#0014 TRAN 9764 11/25/96 14:22:00  
#6302 # JW \*-96-898346  
COOK COUNTY RECORDER

Reserved for Recorder's Office

96898346

THE NORTHERLY 14-1/2 FEET OF LOT 79 AND THE SOUTHERLY 15-1/2 FEET OF LOT 80 IN  
KENWOOD, A SUBDIVISION OF THE SOUTHEAST FRACTIONAL 1/4 OF SECTION 2, TOWNSHIP  
38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Common Address: 4567 S. Lake Park Ave., Chicago, IL 60653

2350  
B

Permanent Tax Number: 20-02-404-034-0000

4202797 1/2 GIT  
SC

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 is hereby granted to said trustee to improve, manage, protect and subdivide said  
premises or any part thereof, to dedicate parks, streets, highways or alleys and 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 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 198 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

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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 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, said Grantor has caused its corporate seal to be affixed, and has caused its name to be signed to these presents by its President, and attested by its Secretary, this 17<sup>th</sup> day of November, 1998.

a large corporation,  
an Illinois corporation,

David A. Goldman  
its President

CORPORATE SEAL

Attest

Polly A. Goldman  
its Secretary

STATE OF ILLINOIS, COUNTY OF COOK SS. I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that DAVID A. GOLDMAN, personally known to me to be the President of a large corporation, an Illinois corporation, and POLLY A. GOLDMAN, personally known to me to be the 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 as President and Secretary of said Corporation and caused the corporate seal of said Corporation to be affixed thereto, pursuant to authority, given by the Shareholders 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 17<sup>th</sup> day of November, 1998.

**"OFFICIAL SEAL"**  
OFFICIAL SEAL  
HARRY JACOBS  
Notary Public, State of Illinois  
My Commission Expires April 13, 1999  
This instrument was prepared by Harry S. Jacobs, Attorney at Law, 748 N. LaSalle St., Chicago, IL 60610.

Harry Jacobs  
Notary Public

PROPERTY ADDRESS:

4567 S. Lake Park Ave.  
Chicago, IL 60653

AFTER RECORDING, PLEASE MAIL TO:

THE CHICAGO TRUST COMPANY  
171 N. CLARK STREET ML09LT  
CHICAGO, IL 60601-3294

OR BOX NO. 333 (COOK COUNTY ONLY)



STATE OF ILLINOIS  
NOTARY PUBLIC  
HARRY JACOBS  
748 N. LA SALLE ST.  
CHICAGO, ILL. 60610  
CITY OF CHICAGO  
OFFICE OF THE CLERK OF THE COOK COUNTY COURT  
RECORDS SECTION  
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