

UNOFFICIAL COPY

Property of Cook County Clerk's Office

COOK COUNTY RECORDER
40526 JJ * -96-270765
145555 TRAN 1155 04/10/96 15:42:00
R DEPT-01 RECORDING \$25.50

982765

UNOFFICIAL COPY

and Mortgagee's advances and expenses incurred in connection with the foreclosure of this Mortgage. Upon the foreclosure and sale of the Real Estate, there shall be paid first out of the proceeds of such sale all expenses of advertisement, selling and conveying the Real Estate, ascertaining the necessary parties to the foreclosure action, and reasonable attorneys' fees incurred, to be included in the decree, order or judgment, and all moneys advanced for taxes, assessments or other liens; then, there shall be paid the principal indebtedness pursuant to the Guaranty whether due and payable by the terms thereof or by acceleration, and the interest thereon. Any balance remaining after payment of all Liabilities or amounts owed to Mortgagee which are secured by this or any other mortgage, and payment of any and all other liens or secured claims against the Real Estate, shall be paid to beneficiaries of the Trust.

If any term or condition of this Mortgage shall be invalid or unenforceable to any extent or in any application, then the remainder of this Mortgage, and such term or condition, except to the extent invalid or unenforceable, shall be valid and enforced to the fullest extent and in the broadest application permitted by law.

American National Bank and Trust Company of Chicago
as successor to NBD Bank

This instrument is executed by the undersigned Trustee, not personally but solely as Trustee under the terms of that certain Trust Agreement dated September 27, 1977 and known as Trust Number 50628T; and it is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding, that each and all of the covenants, undertakings, representations and agreements herein made are made and intended, not as personal covenants, undertakings, representations and agreements of the Trustee, individually, or for the purpose of binding it personally, but this instrument is executed and delivered by NBD Bank, successor trustee to NBD Trust Company of Illinois, successor trustee to NBD Skokie Bank, N.A., f/k/a First National Bank of Skokie, as Trustee, solely in the exercise of the powers conferred upon it as such Trustee under said agreement and no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforced against NBD Trust Company of Illinois, on account hereof, or on account of any covenant, undertaking, representation, warranty or agreement herein contained, either expressed or implied, all such personal liability, if any, being hereby expressly waived and released by the parties hereto or holder hereof, and by all persons claiming by or through or under said parties or holder hereof.

Dated this 29th day of March, 1996. American National Bank and Trust Company of Chicago
as successor to NBD Bank

TITLE HOLDER: NBD Bank, successor trustee to NBD Trust Company of Illinois, successor trustee to NBD Skokie Bank, N.A., f/k/a First National Bank of Skokie, as Trustee under Trust Number 50628T, and not personally.

By David Rosenfeld
NBD BANK, Successor Trustee to
Asst. Vice Pres. / Trust Officer

95270785

BENEFICIARIES:

Ed. McGovern
thy P. McGovern

Janet M. McGovern
Janet M. McGovern, also known as
Janet M. Maurer

UNOFFICIAL COPY

Property of Cook County Clerk's Office

98270765

UNOFFICIAL COPY

I, Kathleen Brady, a Notary Public in and for the County of Cook, in the State of Illinois, do hereby certify that Timothy P. McGivern, personally known to me to be the same person whose name is subscribed to this Mortgage, appeared before me this day in person and acknowledged that he signed, sealed and delivered this Mortgage as his free and voluntary act, for the use and purposes therein set forth, including the release and waiver of the right of homestead.

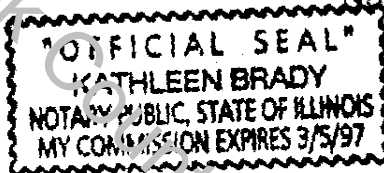
Given under my hand and official seal this 25th day of March, 1996.



Kathleen Brady
Notary Public

I, Kathleen Brady, a Notary Public in and for the County of Cook, in the State of Illinois, do hereby certify that Janet M. McGivern, personally known to me to be the same person whose name is subscribed to this Mortgage, appeared before me this day in person and acknowledged that she signed, sealed and delivered this Mortgage as her free and voluntary act, for the use and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and official seal this 25th day of March, 1996.



Kathleen Brady
Notary Public

98270765



This instrument was prepared by: Kenneth A. Michaels Jr., Esq., Gesas, Pilati & Gesas, Ltd., 53 W. Jackson Blvd., Suite 528, Chicago, IL 60604 (312) 726-3100

UNOFFICIAL COPY

Property of Cook County Clerk's Office

95270765