

4177/0016 85 005 1998-01-15 13:47:31  
Cook County Recorder 27.50

DEED IN TRUST - WARRANTY

COOK COUNTY  
RECORDER  
JESSE WHITE  
ROLLING MEADOWS

THIS INDENTURE, WITNESSETH, THAT THE GRANTORS ROBERT A. MILLER a widower and JEAN D. MILLER, a single woman never married of the County of Cook and State of Illinois for and in consideration of the sum of Ten and 00/100 Dollars (\$ 10.00 ) in hand paid, and of other good and valuable considerations, receipt of which is hereby duly acknowledged, convey and WARRANT unto AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, a National Banking Association whose address is 33 N. LaSalle St., Chicago, Illinois, as Trustee under the provisions of a certain Trust Agreement dated the 15th day of December, 1997, and known as Trust Number 60042009, the following described real estate situated in Cook County, Illinois, to wit:

(Reserved for Recorder's Use Only)

SEE ATTACHED LEGAL DESCRIPTION

Commonly Known As 814 Butternut Lane, Unit B, Mt. Prospect, IL 60056

Property Index Number 03-28-204-035-1310

TO HAVE AND TO HOLD the said real estate with the appurtenances, upon the trusts, and for the uses and purposes herein and in said Trust Agreement set forth.

THE TERMS AND CONDITIONS APPEARING ON THE REVERSE SIDE OF THIS INSTRUMENT ARE MADE A PART HEREOF.

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 exemption or homesteads from sale on execution or otherwise.

IN WITNESS WHEREOF, the grantor aforesaid hereunto set hand and seal this 15th day of December, 1997

Jean D. Miller (SEAL) Robert A. Miller (SEAL)  
Jean D. Miller Robert A. Miller

This instrument is exempt under the provisions of Paragraph 42 of the Uniform Gift to Minors Act

STATE OF Illinois ) David R. Schlueter a Notary Public in and for COUNTY OF Cook ) said County, in the State aforesaid, do hereby certify Robert A. Miller, a widower and Jean D. Miller, a single woman never married personally known to me to be the same person whose name subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed and delivered of said instrument as a free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead. GIVEN under my hand and seal this 15th day of December, 1997

David R. Schlueter  
NOTARY PUBLIC  
David R. Schlueter  
Notary Public of Illinois  
My Comm. Expires 3/01/99



Prepared By: David Schlueter  
Garr and DeMaertelaere, Ltd.  
50 Turner Avenue, Elk Grove Village, IL 60007

MAIL TO: American National Bank and Trust Company of Chicago  
111 E. Busse  
Mt. Prospect, IL 60056

VILLAGE OF MOUNT PROSPECT  
REAL ESTATE TRANSFER TAX  
JAN 14 1998  
15513 s Exempt

Full power and authority is hereby granted to said Trustee to improve, manage, protect and subdivide said real estate or any part thereof, to dedicate parks, streets, highways or alleys, to vacate any subdivision or part thereof, and to resubdivide said real estate 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 real estate 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 real estate, or any part thereof, to lease said real estate, 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, not exceeding in the case of any single demise the term of 99 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 real estate, 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 real estate or any part thereof, and to deal with 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 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, or any successor in trust in relation to said real estate, or to whom said real estate or any part thereof shall be conveyed, contracted to be sold, leased or mortgaged by said Trustee, or any successor in trust, be obliged to see to the application of any purchase money, rent or money borrowed or advanced on said real estate, or be obliged to see that the terms of this trust have been complied with, or be obliged to inquire into the authority, 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, or any successor in trust, in relation to said real estate shall be conclusive evidence in favor of every person (including the Registrar of Titles of said county) relying upon or claiming under any such conveyance, lease or other instrument, (a) that at the time of the 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 all amendments thereof, if any, and binding upon all beneficiaries thereunder, (c) that said Trustee, or any successor in trust, 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.

This conveyance is made upon the express understanding and condition that neither American National Bank and Trust Company of Chicago, individually or as Trustee, nor its successor or successors in trust shall incur any personal liability or be subjected to any claim, judgment or decree for anything it or they or its or their agents or attorneys may do or omit to do in or about the said real estate or under the provisions of this Deed or said Trust Agreement or any amendment thereto, or for injury to person or property happening in or about said real estate, any and all such liability being hereby expressly waived and released. Any contract, obligation or indebtedness incurred or entered into by the Trustee in connection with said real estate may be entered into by it in the name of the then beneficiaries under said Trust Agreement as their attorney-in-fact, hereby irrevocably appointed for such purposes, or at the election of the Trustee, in its own name, as Trustee of an express trust and not individually (and the Trustee shall have no obligation whatsoever with respect to any such contract, obligation, or indebtedness except only so far as the trust property and funds in the actual possession of the Trustee shall be applicable for the payment and discharge thereof.) All persons and corporations whomsoever and whatsoever shall be charged with notice of this condition from the date of the filing for record of this Deed.

The interest of each and every beneficiary hereunder and under said Trust Agreement 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 any 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 earnings, avails and proceeds thereof as aforesaid, the intention hereof being to vest in said American National Bank and Trust Company of Chicago the entire legal and equitable title in fee simple, in and to all of the real estate above described.

If the title to any of the above real estate 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, in accordance with the statute in such case made and provided.

Unit 23-22-L-9 in Old Orchard Country Club Village Condominium as delineated on a survey of the following described parcel of real estate: That part of Lot 1 in Old Orchard Country Club Subdivision of part of the Northwest quarter of Section 27 and portions of Old Orchard Country Club Village, being Resubdivision in the East half of the Northeast quarter of Section 28, Township 42 North, Range 11, East of the Third Principal Meridian, in the Village of Mount Prospect, Cook County, Illinois, which survey is attached as Exhibit "A" to the Declaration of Condominium made by American National Bank and Trust Company of Chicago, not personally, but as Trustee under the provisions of a Trust Agreement known as Trust Number 104695-00 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois, as Document Number 89139830, together with an undivided percentage interest in said parcel (excepting from said parcel all the property and space comprising all the units thereof as defined and set forth in said Declaration and survey), as amended from time to time, in Cook County, Illinois.

PIN: 03-28-2004-035-1310

814 BUTTERNUT LN, UNIT B, MT. PROSPECT  
IL 60056

UNOFFICIAL COPY

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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 12/15, 1997

Signature:

[Signature]  
Grantor or Agent

Subscribed and sworn to before me by the said Maria Schwab this 11th day of December 1997.

“OFFICIAL SEAL”  
Kimberly L. Dierking  
Notary Public, State of Illinois  
My Commission Expires 02/01/99

Notary Public Kimberly L. Dierking

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 title to real estate under the laws of the State of Illinois.

Dated 12/15, 1997

Signature:

[Signature]  
Grantee or Agent

Subscribed and sworn to before me by the said Maria A Schwab this 11th day of December 1997.

“OFFICIAL SEAL”  
Kimberly L. Dierking  
Notary Public, State of Illinois  
My Commission Expires 02/01/99

Notary Public Kimberly L. Dierking

NOTE: Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class C 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 provisions of Section 4 of the Illinois Real Estate Transfer Tax Act.]

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