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off

NEIL F. HARTIGAN ATTORNEY GENERAL

100 W. Randolph Street, 13th Floor

(312) 793-2512

August 14, 1986

TO WHOM IT MAY CONCERN:

THE ESTATE OF BRADFORD M. DRAKE, DECEASED

Gentlemen:

There are sufficient other assets in the above estate to secure the payment of inheritance tax due the State of Illinois,
excluding the property described on the attached rider. Said property, therefore, is released from the lien for inheritance tax.

NPH: SAS: mhs

ATTORNEY GENERAL

Property of Cook County Clerk's Office

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Estate of Bradford M. Drake 76 Co IT 6045

#### Legal Description:

Lot (21) in Block (4) in Gladstone Gardens, a Subdivision of Lots (1) and (2) (except the Northerly 150 feet) in Circuit Court Partition of the West Half of the Northeast Quarter of Section (8) - Township (40) North - Range (13), East of the Third Principal Meridian, South of the C&NW Railroad, in Cook County, Illinois

#### Common Address:

5250 lorth Mason Avenue Chicago Illinois 6063

#### Improvements:

One and one nair story, expanded bungalow with a one-car detached garage

#### Encumbrances:

None.

#### How Title Held:

Bradford M. Drake and Edna M. Drake, his wife, as joint tenants with rights of survivorship

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CITY OF CHICAGO COUNTY OF COOK STATE OF ILLINOIS SS

November 13, 1975

EGSTANCH DSTECT NO.

16.10

STATE OF ILLINOIS

eccompanying certificate on this sheet is a true copy as a record of Illinois and the ordinances of by virtue of the laws of the State and deaths of the City of Chicago certify that I am the keeper of kept by me in pursuance of said the City of Chicogo; that the the records of births, stillbirths Registrar of Vital Statistics of laws and ordinances. the City of Chicago, do hereby l, Murray C. Brown, M.D. Local

Only When Original BLUE SEAL And BLUE SIGNATURE This Certified Copy VALID

Are Affixed.



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# Lust Will and Testament

BRADFORD M. DRAKE.

I, Bradford M. Drake, 5250 North Mason, Chicago, Illinois, being of sound and disposing mind and memory and of lawful age, do hereby make, publish and declare this to be my Last Will and Tostament, hereby revoking any and all other wills, codicils or testamentary dispositions heretofore made by me.

FIRST: My executors shall pay all funeral expenses, costs of administration, including ancillary, costs of safeguarding and delivering bequests, and other proper charges against my estate. My executors shall pay from the residue of my estate all estate and inheritance taxes assessed by reason of my death. I waive for my estate all rights of reimbursement for any payments so made except payments of Federal estate taxes as to property over which I may have a power of appointment.

Interest and penalties concerning any tax shall be paid and charged in the same manner as the tax. If my executors elect to have any administration expenses allowed as Federal income rather than estate tax deductions, no compensatory adjustment shall be made between principal and income or in the amount of any bequest.

SECOND: My wife's name is EDNA M. DRAKE and she is herein referred to as "my wife." I have two children now living, namely:

MERTON P. DRAKE, born October 7, 1941
DONNA GWEN GURHOLT, born March 18, 1943 individually as and
they are herein referred to as "my children" and/"a child."

Last Will and Testament

Bradford M. Drake

THIRD: I give all my personal and household effects, automobiles, boats and collections, and any insurance policies thereon, to my wife if she survives me, otherwise to my children to be divided equally between them as they agree, or if but one of my children survives me, then all to such surviving child. My executors shall sell any property as to which there is no agreement within 6 months after my death and add the proceeds to the residue.

I give my farm property in Green County, Wisconsin, if owned by me at the time of my death, together with all my interest in the livestock, feed, machinery and equipment located thereon or used in connection therewith, to my trustees hereinafter named, to be allocated to Trust B. I direct that my executors shall not take possession of said farm, and possession as well as title thereto shall vest in the devisees at my death.

FOURTH: I give \$3,000 to each child of mine who survives me and \$1,000 to each grandchild of mine who survives me.

FIFTH: If my wife survives me, I give to my wife, EDNA M.

DRAKE, and THE NORTHERN TRUST COMPANY, an Illinois corporation, of Chicago, Illinois, as trustees, an amount equal to 50% of the value of my adjusted gross estate as finally determined for Federal estate tax purposes, less the aggregate amount of marital deductions, if any, allowed for property or interests in property passing or which have passed to my wife otherwise than by the terms of this paragraph.

My executors shall select and distribute to the trustees the

3.

Last Will and Testament Bradford M. Drake cash, securities and other property, including real estate and interests therein, which shall constitute the bequest, employing for the purpose values current at the time or times of distribution. No asset or proceeds of any asset shall be used as to which a marital deduction is not allowable if included.

Unproductive property shall not be held as an asset of the trust for more then a reasonable time during the life of my wife without her consent. I intend by this bequest that my estate shall have full benefit of the Federal estate tax marital deduction.

The trust shall be designated "Trust A" and held, administered and disposed of as follows:

SECTION 1: Commencing with my death the trustees shall pay the income from Trust A in monthly installments, or at convenient intervals as my wife may specify to her during her lifetime.

The trustees may also pay to my wife such sums from principal as the corporate trustee deems necessary or advisable from time to time for her medical care, comfortable maintenance and welfare, considering her income from all sources known to the corporate trustee.

In addition, my wife may withdraw any part or all of the principal at any time or times. The trustees shall make payment without question upon her written request, and this right of withdrawal shall be a privilege which may be exercised only voluntarily and shall not include an involuntary exercise.

SECTION 2: Upon the death of my wife the remaining principal of Trust A and any accrued and undistributed income shall be distributed to or in trust for such appointee or appointees (includ-

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4.

Last Will and Testament Bradford M. Drake ing the estate of my wife) with such powers and in such manner and proportions as my wife may appoint by her will making specific reference to this power of appointment.

SECTION 3: In default of the exercise of the power of appointment by my wife or insofar as any exercise shall not extend or take effect, then upon her death the remaining principal of Trust A and any occrued and undistributed income, or the part thereof not effectively appointed, shall be added to Trust B to be held and disposed of according to the provisions governing Trust B.

SIXTH: All the residue of my estate and property, wherever situated, including lapsed legacies and devises, but expressly excluding any property over which I may now or hereafter have a power of appointment, I give to my wife, EDMA M. DRAKE, and THE NORTHERN TRUST COMPANY, as trustees. The trust shall be designated "Trust B" and held, administered and disposed of as follows:

SECTION 1: If my wife survives me, then communing with my death the trustees shall pay the income from Trust 3 in convenient installments, at least quarterly, to her during her lifetime; but if the income so payable to my wife shall at any time or times exceed the amount which the corporate trustee deems to be for her needs, best interests and welfare (considering her other income and means of support known to the corporate trustee, including the income from Trust A, the desirability of augmenting her separate income or estate, and any other circumstances and factors

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Last Will and Testament

deemed pertinent), the trustees may pay any part or all of
the excess income to any one or more of my descendants from
time to time living, in equal or unequal proportions, according to their respective needs, best interests and welfare, or
accumulate the same and add it to principal as the corporate
trustee deems advisable.

The trusters may also pay to my wife such sums from principal as the corporate trustee deems necessary or advisable from time to time for her medical care, comfortable maintenance and welfare, and for the medical care, support, education (including college and postgraduate) and welfare of any person who may be dependent upon her, considering the income of each of them from all sources known to the corporate crustee, but shall make no invasion of Trust B for my wife so long as any readily marketable assets remain in Trust A. No payment made for a child of mine shall be charged against the share hereinafter provided for him or his descendants.

SECTION 2: Upon the death of my wife if she survives me, Trust B as then constituted shall be held in trust hereunder or distributed to or in trust for any one or more of my descendants and their spouses, with such powers and in such manner and proportions as she may appoint by her will making specific reference to this power of appointment.

SECTION 3: In default of the exercise of the power of appointment by my wife if she survives me, or insofar as any

Last Will and Testament Bradford M. Drake exercise shall not extend or take effect, then upon her death Trust B or the part thereof not effectively appointed, and any amounts received from Trust A (or upon my death if my wife does not survive me. Trust B) shall be distributed to my children in equal shares or all to the survivor of them then living, except that the then living descendants of either child who may be deceased shall take per stirpes the share which such deceased child would have received if living, subject to the withholding provisions below.

SECTION 4: Each share of Trust B which is distributable to a descendant under the age of 21 years for whom no other share is then to be held hereunder shall immediately vest in him, but the trustees shall retain possession of the share while the descendant is under that age. Meanwhile, the trusteer shall pay to or expend and apply for the benefit of the descendant so much or all of the income and principal of the share as the corporate trustee deems necessary or advisable for his needs, best interests, education (including college and postgraduate) and wellare, adding to principal any income not so used.

SEVENTH: The following provisions shall apply to each of the several trusts and retained shares under this will:

SECTION 1: If income or discretionary payments of principal become payable to a minor or to a person under legal disability or to a person not adjudicated incompetent but who, by reason of illness or mental or physical disability, is in the opinion of the trustees unable properly to manage his affairs, then such

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Last Will and Testament

income or principal shall be paid in such of the following ways as the trustees deem best: (a) to the beneficiary directly;

(b) to included appointed guardian or conservator of the beneficiary; (c) to some relative or friend for the needs, best interests, education and welfare of the beneficiary; (d) by the trustees for the reneficiary's needs, best interests, education and welfare.

SECTION 2: The incerests of beneficiaries in principal or income shall not be subject to the claims of any creditor, any spouse for alimony or support, or others, or to legal process, and may not be voluntarily or involuntarily alienated or encumbered. This provision shall not limit the exercise of any power of appointment.

SECTION 3: Income received after the last income-payment date and undistributed at the termination of any estate or interest shall, together with any accrued income, be paid by the trustees as income to the persons entitled to the next successive interest in the proportions in which they take that interest.

SECTION 4: For convenience of administration or investment, the trustees may hold the several trusts or shares as a common fund, dividing the income proportionately among them, assign undivided interests to the several trusts or shares, and make joint investments of the funds belonging to them. The trustees may consolidate any separate trust or share with any other trust with similar provisions for the same beneficiary or beneficiaries created by me or any member of my family.

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Last Will and Tostament

Bradford M. Drake

SECTION 5: The trustees shall hold, manage, care for and protect the trust property and shall have with respect thereto the following powers in addition to those now or hereafter conferred by law:

- (a) To continue to hold any property or securities originally constituting the trust or subsequently added mareto, although not of a type, quality of diversification considered proper for trust investments;
- (b) To invest and reinvest the trust property in bonds, stocks, mortgages, notes or other property of any kind, real or personal, suitable for the investment of trust funds;
- (c) To cause any securities or other property, real or personal, belonging to the trust to be held or registered in the trusters' names or in the name of a nominee or in such other form as the trustees deem best without disclosing the trust relationship;
- (d) To vote in person or by general or limited proxy, or refrain from voting, any corporate securities for any purpose; to exercise or sell any subscription or conversion rights; to consent to and join in or oppose any voting trusts, reorganizations, consolidations, mergers, foreclosures and liquidations and in connection therewith to deposit securities and accept and hold other securities or property received therefor;
- (e) To lease trust property for any period of time though commencing in the future or extending beyond the term of the trust;
- (f) To borrow money from any lender, including any trustee individually, extend or renew any existing indebtedness and mortgage or pledge any property in the trust;
- (g) To sell at public or private sale, contract to sell, convey, exchange, transfer and otherwise deal with the trust property and any reinvestments thereof from time to time for such price and upon such terms as the trustees see fit:
- (h) To employ agents, attorneys and proxies and delegate to them such powers as the trustees consider desirable;

- (i) To compromise, contest, prosecute or abandon claims in favor of or against the trust;
- (j) To divide or distribute the trust property in undivided interests or in kind, or partly in cash and partly in kind, and to sell any property in order to make division or distribution:
- (k) To deal with, purchase assets from, or make loans to, the fiduciary of any trust made by me of any member of my family or a trust or estate in which any beneficiary under this will has an interest, clough a trustee hereunder is such fiduciary,
- (1) We establish out of income and credit to principal reasonable reserves for depreciation,
- (m) To transfer the situs of any trust property to any other jurisdiction as often as the trustees doom it advantageous to the trust, appointing a substitute trustee to themselves to act with respect thereto; and in connect on therewith, to delegate to the substitute trustee any or all of the powers, discretionary or otherwise, given to the trustees, who may elect to act as advisors to the substitute trustee and shall receive reasonable compensation for so acting; and to remove any acting substitute trustee and appoint another, or reappoint themselves, at will; and
- (n) To perform other acts necessary or appropriate for the proper administration of the trust, execute and deliver necessary instruments and give full receipts and discharges.

with respect to farmlands, the trustees shall have full power to carry on farming operations thereon without liability for any loss; to enter into leases, either on shares or other-wise, with tenant farmers or others; to purchase, sell, breed or raise livestock of any kind; to plant and harvest all kinds of crops; to purchase and sell equipment and farm produce of all kinds; to make improvements; to construct buildings and repair the same; to borrow money for the purpose of carrying on any farming operations; to expend income or principal of the trust

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for farming operations, capital improvements (including replacement of any which are obsolete or destroyed by casualty), fertilization and improvement of the soil, and such other purposes as the trustees may deem advisable; to set up reserves from the income of Trust B for such expenditures and, in the discretion of the corporate trustee, to charge income to restore all or any part of any principal expended for such purposes; to employ farm managers and farm management services; to enter into contracts relating to agriculture with governmental agencies; and to exercise every power and authority necessary to keep the said farm properties well improved and maintained both as to the improvements of said farm and the productivity of the lands.

I direct that my trusted or trusteds or successor trustees may be immediately appointed so as to make claim for and receive any insurance proceeds payable to my trustees under this my Last Will and Testament.

SECTION 6: The trustees shall render an account of their receipts and disbursements at least annually to each adult income beneficiary, and a quarterly report to such adults as to any changes in assets. The trustees shall be reimbursed for all reasonable expenses incurred in the management and protection of the trust and the corporate trustee shall receive fair compensation for its services.

SECTION 7: If at any time a trust hereunder has a market value as determined by the corporate trustee of \$20,000 or less, the trustees may in the discretion of the corporate trustee terminate the trust and distribute the trust property proportion-

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Last Will and Testament Bradford M. Drake ately to the persons then entitled to receive or have the benefit of the income therefrom.

SECTION 8: No trust created hereby, or by exercise of a power of appointment hereunder, shall continue for more than 21 years after the death of the last to die of myself, my wife and such of my descendants as are in being at my death. Any property still held in trust at the expiration of that period shall immediately be distributed to the person or persons then entitled to receive or have the benefit of the income therefrom in the proportions in which they are entitled thereto, or if their interests are indefinite, then in equal shares.

SECTION 9: Any trustee may reside at any time by written notice to each other trustee and to each beneficiary then entitled to receive or have the benefit of the income from the trust.

In case of the death, resignation, refusal of inability to act of the individual trustee, the corporate trustee thall become sole trustee with all the powers given the originally named trustees. In case of the resignation, refusal or inability to act of any corporate trustee acting or appointed to act here-under, the beneficiary or a majority in interest of the beneficiaries may appoint a successor trustee.

Every successor trustee shall have all the powers given the original named trustees. No successor trustee shall be personally liable for any act or omission of any predecessor. With the approval of the beneficiary or a majority in interest of the beneficiaries entitled to receive or have the benefit

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Last Will and Testament Bradford M. Drake of the income from the trust, a successor trustee may accept the account rendered and the property received as a full and complete discharge to a predecessor trustee without incurring any liability for so doing.

Any individual trustee may at any time or times by writing delivered to the corporate trustee delegate to it any or all of her powers. The statement of the corporate trustee as to whether an individual trustee is acting or has delegated to it any or all of her powers shall interpreted all persons dealing with the trust.

The term "trustees" shall mean the trustees or trustee from time to time qualified and acting, and the term "corporate trustee" shall mean THE NORTHERN TRUST COMPANY and any successor to it from time to time qualified and acting.

The corporate trustee shall have custody of the trust property, keep the records of the trust and prepare the accounts.

The parent, guardian or conservator of a beneficiary under disability shall receive notice and have authority to act for such beneficiary under this section.

SECTION 10: If for any reason any trustee is unable or unwilling to act as to any property which shall be subject to administration in any other state, I appoint the remaining trustee, if willing and able to act, otherwise such person or qualified corporation as the acting Secretary of THE NORTHERN TRUST COMPANY shall from time to time designate in writing, as trustee as to

Property of Coof County Clark's Office

Last Will and Testament Bradford M. Drake the property. Each trustee shall have the same powers granted to the trustees first above named. Any person or corporation so appointed may resign at any time by written notice to THE NORTHERN TRUST COMPANY. The net income and the proceeds from sale of any part or all of the property shall be paid over to THE NORTHERN TRUST COMPANY to be administered hereunder. To the extent that waiver is permitted by law, no bond or surety shall be required of any trustee.

SECTION 11: In disposing of any trust property subject to a power to appoint by will, the trustees may rely upon an instrument admitted to probate in any jurisdiction as the will of the donee or may assume that he or she died intestate if the trustees have no notice of a will within 3 months after his or her death.

EIGHTH: My wife shall be deemed to have survived me if she and I die under such circumstances that there is no sufficient evidence that we died otherwise than simultaneously.

NINTH: I appoint my wife, EDNA M. DRAKE, and THE MORTHERN TRUST COMPANY as executors of this will. If for any reason my wife fails to become or ceases to act as co-executor, THE NORTHERN TRUST COMPANY shall become sole executor hereunder. No surety shall be required on the bond of any executor wherever acting. The term "executors" shall mean the executors or executor from time to time qualified and acting under this will.

I give my executors the same powers which I have granted the trustees as to the administration and investment of the trust

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14.

Last Will and Testament Bradford M. Drake property, to be exercised without authorization by any court.

If at my death any trust under this will has become executed, my executors shall make distribution to the beneficiary without the intervention of the trustees.

TRUST COMPANY are unable or unwilling to act as executor as to any property which shall be subject to administration in any other state, I appoint as executor as to such property such person or qualified corporation as the acting Secretary of THE NORTHERN TRUST COMPANY shall designate in writing. I give the executor as to such property the same powers granted to my executor first above named, to be exercised without authorization by any court. To the extent that waiver is permitted by law, no bond or surety shall be required of any executor.

IN WITNESS WHEREOF, I have signed this will, consisting of 15 pages, the following page included and for the purpose of identification have placed my initials at the foot of each preceding page, this 29 day of \_\_\_\_\_\_\_\_\_, 1968.

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Last Will and Testament

Bradford M. Drake

We certify that the above instrument was on the date thereof signed and declared by BRADFORD M. DRAKE as his will in our presence, and that we, at his request and in his presence and in the presence of each other, have signed our names as witnesses thereto, believing BRADFORD M. DRAKE to be of sound mind and memory at the time of so signing.

Helen M. Gachel Residing at 134 S. Harvey

Oake Parke, Sectionist

Milton S. Jones Residing at 155 Cold Spring Rd.

Bernington Ill.

De Checago, Jee.

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recorder's office box No.

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of the CITY of CHICAGO County of COOK State of Illinois for and in consideration of	11000
State of Illinois for and in consideration of Tan aud no/100ths (\$10.00)	
in hand paid.	
CONVEYS and WARRANTS to JOHN B. HOEKSTRA and SUSAN F. HOEKSTRA, husband	į
and wife, of 6681 Olympia, Chicago, Illinois 6063	d
	(The Above Space For Recorder's Use
(NAMES AND ADDRESS OF GRANTERS)	
not in Tenancy in Common, but in JOINT TENANCY, the following County of Cook in the State of Illinois, to wit:	
Lot Twenty-one (21) in Block Four (4) in Gladstone	Gardens, a Subdivision of
Lots One (1) and Two (2) (except therefrom the Nortlying immediacely South of and at right angles to t	herly 150 feet thereof he South Line of the
Chicago and North vestern Railroad Right of Way) in	the Circuit Court Partitio
of that part of tro West Half (14) of the Northeast Town 40 North, Range 13, East of the Third Principa	quarter (%) of Section 8,
Chicago and Northwest en Railroad Right of Way.	
Permanent Index Number: 12-08-219-018-0000	
Property Address: 12°C Mason, Chicago, Illino	is 60631
Subject To: General taxes for 1)86 and subsequent	vears: budlding lines and
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PLEASE PRINT OR TYPE NAME(S) BELOW SIGNATURE(S)  State of Illinois, County of  COOK Said County, in the State aforesaid, EDNA M. DRAKE, A WIDOW AND NOT  Personally known to me to be the same person to the foregoing instrument, appeared before seded that She signed, sealed and deliver free and voluntary act, for the uses and pur release and waiver of the right of homestead.  This instrument was prepared by Paniel R. Bronson, Rosenthal	andersigned, a Notary Public in and for DO HEREBY CERTIFY the SINCE REMARRIED in whose name 18 subscribe is me this day in person, and any poses therein set forth, including the day of Market Do Market Do Hereby Certify and the said instrument as her poses therein set forth, including the day of Market Do Market Do Hereby Certify and Schanfield
PLEASE PRINT OR Edna M. Drake  PLEASE PRINT OR Edna M. Drake  PRINT OR Edna M. Drake  PEDNA M. Drake  Signature(s)  State of Illinois, County of Gook  Said County, in the State aforesaid,  EDNA M. DRAKE, A WIDOW AND NOT  personally known to me to be the same person  IMPRESS to the foregoing instrument, appeared before  edged that She signed, scaled and deliver  free and waiver of the right of homestead.  This instrument was prepared by Daniel R. Bronson, Rosenthal  55 East Monroe, Suite 4520,	ndersigned, a Notary Public in and for DO HEREBY CENTRY the SINCE REMARRIED  whose name 18 subscribe is me this day in person, and any nowed the said instrument as her poses therein set forth, including the day of 198  ADDRESS;  Chicago, Illinois 60603
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