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2002-11-18 10:24:03
Cook County Recorder 38.50



**POWER** 

OF

**ATTORNEY** 

Prepared by and
Mail to:
Mark Sciblo
5945 N. Elston Avenue
Chicago, IL 60646



ATGE, INC

Prepared by: MARK SCIBLO 5945 N. Elston Avenue CHICAGO, ILL. 60646

Mail to:

ILLINOIS STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY

NOTICE: THE PURPOSE OF THIS POWER OF A TTORNEY IS TO GIVE THE PERSON YOU DESIGNATE (YOUR "AGENT") BROAD POWERS TO HANDLE YOUR PROPERTY, WHICH MAY INCLUDE POWERS TO PLEDGE, SELL OR OTHERWISE DISPOSE OF ANY REAL OR PERSONAL PROPERTY WITHOUT ADVANCE NOTICE TO YOU OR APPROVAL BY YOU. THIS FORM DOES NOT IMPOSE A DUTY ON YOUR AGENT TO EXERCISE GRANTED POWERS, BUT WHEN POWERS ARE EXERCISED, YOUR AGENT WILL HAVE TO USE DUE CARE TO ACT FOR YOUR BENEFIT AND IN ACCORDANCE WITH THIS FORM AND KEEP A RECORD OF RECEIPTS, DISBURSEMENTS AND SIGNIFICANT ACTIONS TAKEN AS AGENT. A COURT CAN TAKE AWAY THE FOWERS OF YOUR AGENT IF IT FINDS THE AGENT IS NOT ACTING PROPERLY. YOU MAY NAME SUCCESSOR AGENTS UNDER THIS FORM BUT NOT CO-AGENTS. UNLESS YOU EXPRESSLY LIMIT THE DURATION OF THIS POWER IN THE MANNER PROVIDED BELOW, UNTIL YOU REVOKE THIS POWER OR A COURT ACTING ON YOUR BEHALF TERMINATES IT, YOUR AGENT MAY EXERCISE THE POWERS GIVEN HERE THROUGHOUT YOUR LIFETIME, EVEN AFTER YOU BECOME. DISABLED. THE FOWERS YOU GIVE YOUR AGENT ARE EXPLAINED MORE FULLY IN SECTION 34 OF THE ILLINOIS "STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY LAW" OF WHICH THIS FORM IS A PART (SEE THE BACK OF THIS FORM). THAT LAW EXPRESSLY PERMITS THE USE OF ANY DIFFERENT FORM OF POWER OF ATTORNEY YOU MAY DESIRE. IF THERE IS ANYTHING ABOUT THIS FORM THAT YOU DO NOT UNDERSTAND, YOU SHOULD ASK A LAWYER TO EXPLAIN IT TO YOU.)

POWER OF ATTORNEY, made this 14 of Oc ober , 2002.

1. I, DARIUSZ MODRZEJEWSKI, of 338 E. Fallbrook, △p/. B, Fallbrook, CA 92028.

hereby appoint JANINA KUBIK,10154 Meadow Lane, Des Plaines, IL 60016.

as my attorneys-in-fact (my "agents") to act for me and in my name (in cary way I could act in person) with respect to the following powers, as defined in Section 3-4 of the "Statutory short Form Forver of Attorney for Property Law" (including all amendments- but subject to any limitations on or additions to the specified powers inserted in paragraph 2 or 3 below:

(YOU MUST STRIKE OUT ANY ONE OR MORE OF THE FOLLOWING CATEGOPIES OF POWERS THAT YOU DO NOT WANT YOUR AGENT TO HAVE. FAILURE TO STRIKE THE TITLE OF ANY CATEGO RY WILL CAUSE THE POWERS DESCRIBED IN THAT CATEGORY TO BE GRANTED TO THE AGENT. TO STRIKE OUT A CATEGORY YOU MUST DRAW A LINE THROUGH 750 OFFICO THE TITLE OF THAT CATEGORY.)

- (a) Real Estate Transactions
- (b)-Financial institution transactions
- @ Stock-and-bond-transactions
- (d) Tangible personal property transactions
- (e) Safe deposit box-transactions
- (f) Insurance and annuity transactions
- (g) Retirement Plan transactions
- (h) Social Security, employment and Military service benefits
- (I) Tax matters
- (j) Claims and litigation
- (k) Commedity and options transactions
- (1) Business operations
- (n) Borrowing transactions
- (n) Estate transactions
- (e) All other-property-powers and transactions

(LIMITATIONS ON AND ADDITIONS TO THE AGENTS POWERS MAY BE INCLUDED IN THIS POWER OF ATTORNEY IF THEY ARE SPECIFICALLY DESCRIBED BELOW.)

2. The powers granted above shall not include the following powers or shall be modified or limited in the following particulars (here you may include any specific limitations you deem appropriate, such as a prohibition or conditions on the sale or particular stock or real estate or special rules on borrowing by the agent.)
3. In addition to the powers granted above, I grant my agent the following powers (here you may add any other delegable powers including, without limitation, power to make gifts, exercise powers of appointment, name or change beneficiaries or joint tenants or revoke or amend any trust specifically referred to below):
(YOUR AGENT WILL HAVE AUTHORITY TO EMPLOY OTHER PERSONS AS NECESSARY TO ENABLE THE AGENT TO PROPERLY EXERCISE THE POWERS GRANTED IN THIS FORK BUT YOUR AGENT WILL HAVE TO MAKE ALL DISCRETIONARY DECISIONS. IF YOU WANT TO GIVE YOUR AGENT THE RIGHT TO DELEGATE DISCRETIONARY DECISION-MAKING POWERS 190 THERS, YOU SHOULD KEEP THE NEXT SENTENCE, OTHERWISE IT SHOULD BE STRUCK OUT.)
4. My agent shall have the right by writt in instrument to delegate any or all of the foregoing powers involving discretionary decision-making to any person or persons whom my agent me / sel. ct, but such delegation my be amended or revoked by any agent (including any successor) named by me who is acting under this power of attorney at the time of reference.
(YOUR AGENT WILL BE ENTITLED TO REIMBURSEMENT FOR ALL REASONABLE EXPENSES INCURRED IN ACTING UNDER THIS POWER OF ATTORNEY. STRIKE OUT THE NEXT SENTENCE IF YOU DO NOT WANT YOUR AGENT TO ALSO BE ENTITLED TO REASONABLE COMPENSATION FOR SERVICES AS AGENT.)
5. My agent shall be entitled to reasonable compensation for services rendere? as agent under this power of attorney.
(THIS POWER OF ATTORNEY MAY BE AMENDED OR REVOKED BY YOU AT ANY TIME AND IN ANY MANNER ABSENT AMENDMENT OR REVOCATION. THE AUTHORITY GRANTED IN THIS POWER OF ATTORNEY WILL BECOME EFFECTIVE AT THE TIME THIS POWER IS SIGNED AND WILL CONTINUE UNTIL YOUR DEATH UNLESS A LIMITATION ON THE BEGINNING DATE OR DURATION IS MADE BY INITIALING AND COMPLETING EITZER, OR BOTH, OF THE FOLLOWING:)
6. (X) This power of attorney shall become effective on date of execution
Co.
7. (X) This power of attorney shall terminate upon my death or upon specific notice Da
UNLESS SOONER REVOKED OR TERMINATED BY ME, THIS POWER OF ATTORNEY
SHALL BECOME NULL AND VOID ON 31 DECEMBER 2012
(IF YOU WISH TO NAME SUCCESSOR AGENTS, INSERT THE NAME(S) AND ADDRESS(ES) OF SUCH SUCCESSOR(S) IN THE FOLLOWING PARAGRAPH.)

# 8. If any agent named by me shall die become incompletely

8. If any agent named by me shall die, become incompetent, resign or refuse to accept the office of agent, I name the following, each to act alone and successively, in the order named, as successor(s) to such agent:
For purposes of this paragraph 8, a person shall be considered to be incompetent if and while the person is a minor or an adjudicated incompetent or disabled person or the person in unable to give prompt and intelligent consideration to business matters, as certified by a licensed physician.
(IF YOU WISH TO NAME YOUR AGENT AS GUARDIAN OF YOUR ESTATE, IN THE EVENT A COURT DECIDES THAT ONE SHOULD BE APPOINTED, YOU MAY, BUT ARE NOT REQUIRED TO, DO SO BY RETAINING THE FOLLOWING PARAGRAPH. THE COURT WILL APPOINT YOUR AGENT IF THE COURT FINDS THAT SUCH APPOINTMENT WILL SERVE YOUR BEST INTERESTS AND WELFARE. STRIKE OUT PARAGRAPH 9 IF YOU DO NOT WANT YOUR AGENT TO ACT AS GUARDIAN.)
9. If a guardian of my state (my property) is to be appointed, I nominate the agent acting under this power of attorney as such guardian, to serve without bond or exurity.
10. 1 am fully informed as to all the contexts of this form and understand the full import of this grant of powers to my agent.
Signed Signed Signed Janina Kubik (AGENT)  Signed Janina Kubik (AGENT)
(YOU MAY, BUT ARE NOT REQUIRED TO, REQUEST YOUR AGENT AND SUCCESSOR AGENTS TO PROVIDE SPECIMEN SIGNATURES BELOW. IF YOU INCLUDE SPECIMEN SIGNATURES IN THIS POWER OF ATTORNEY, YOU MUST COMPLETE THE CERTIFICATION OPPOSITE THE SIGNATURES OF THE AGENT.)
My Mi Hanica Kerley
DARIUSZ MODRZEJEWSKI (PRINCIPAL)  JANINA KUSIK (AGENT)
(THIS POWER OF ATTORNEY WILL NOT BE EFFECTIVE UNLESS IT IS NOTARIZED AND S'GNED BY AT LEAST ONE ADDITIONAL WITNESS, USING THE FORM BELOW.)  STATE OF Illinois)  (SS)
STATE OF Illinois)
)SS
COUNTY OF COOK)
The undersigned, a notary public in and for the above county and state, certifies that JANINA KUBIK, known to me to be the same person whose name is subscribed as principal to the foregoing power of attorney, appeared before me and the additional witness in person and acknowledged signing and delivering the instrument as the free and voluntary act of the principal, for the uses and correctness of the signature(s) of the agent(s).  Dated:  NOTARY PIBLIC  OFFICIAL SEAL  MARK SCIBLO
My commission expires:  Page 3  MATR STATE OF RLINOIS NOTARY PUBLIC, STATE OF RLINOIS NY COMMISSION EXPIRES:05/27/06

The undersigned witness certifies that DARIUSZ MODRZEJEWSKI and JANINA KUBIK, known to me to be the same persons whose name is subscribed as principal to the foregoing power of attorney, appeared before me and the notary public and acknowledged signing and delivering the instrument as the free and voluntary act of the principal, for the uses and purposes therein set forth. I believe him or her to be of sound mind and memory.

Dated: 1/-5-0/7\_\_\_(SEAL)

Legal Description: See attached

Street Address: 1771 Algovague. Unit 3B, Mount Prospect, Illinois 60056.

Permanent Tax Index Number: 08-22-203-071-1090.

Section 3-4 of the Illinois statutory Short Form Power of Attorney for Property Law

Section 3-4. Explanation of powers granted in the statutory short form power of attorney for property. This section defines each category of powers listed in the statutory short form power of attorney for property and the effect of granting powers to an agent When the title of any ofthe following categories is retained (not struck out) in a statutory property power for a the effect will be to grant the agent all ofthe principal's rights, powers and discretions with respect to the types of property and transactions covered by the reained category, subject to any limitations on the granted powers that appear on the face of the form. The agent will have authority to exercise each granted power for and in the name of the principal with respect to all of the principal's interests in every type of property or transaction covered by the granted power at the time of exercise, whether the principal's interests are direct or indirect, whole or firactional, legal equitable or contractual, as a joint tenant or tenant in common or held in any other form; but the agent will not have power under any of the statutory categories (a) through (o) to make gifts of the principal's property. Seee categories to appoint to others or to change any beneficiary whom the principal has designated to take the principal's interests at death under any will trast, joint tenancy, beneficiary form or contractual arrangement. The agent will be under no duty to exercise granted powers or to assume control of or responsible for the principal's property or affairs; but when granted powers are executed, the agent will be required to use due care to act for the benefit of the principal in accordance with the terms of the statutory property power and will be liable for negligent exercise. The agent may act in person or through others reasons of employed by the agent for that purpose and will have authority to sign and deliver all instruments, negotiate and enter into all agreements and do all other tests reasonably necessary to implement the exercise o

- (a) Real estate transaction. The agent is authorized to: buy, sell, exchange, rent and lease ercestate (which term includes, without limitation, real estate subject to a land trust and all beneficial interests in and powers of direction under any land trust): collect all rent, sale proceeds and earnings from real estate; convey, assign and accept title to real estate; grant easements, create conditions and release rights of homestead with respect to real estate; create land trusts and exercise all powers under land trusts; hold, possess, maintain, repair, improve, subdivide, manage, operate and insure real estate; pay, contest, protest and compromise real estate taxes and assessments; an, in general, exercise all powers with respect to real estate which the principal could if present and under no disability.
- (b) Financial highitution transactions; The agent is authorized to: open, close, continue and control all accounts 2 d eposits in any type of financial institution (which term includes, without limitation, banks, trust companies, savings and building and loan associations, credit unions and brokerage firms); deposit in and withdraw from and write checks on any financial institution account or deposit; and, in general, exercise all powers with respect to financial institution transactions which the principal could if present and under no disability.
- © Stock and bond transactions. The agent is authorized to: buy and sell all types of securities (which term includes, without limitation, stocks, bonds, mutual fintids and all other types of investments ecurities and financial instrument); collect, hold and safekeep all dividends, interest earnings, proceeds of sale, distributions, shares, certificates and other evidences of ownership paid or distributed with respect to securities; exercise all voting rights with respect to securities in person or by proxy, enter into voting trusts and consent to limitations on the right to vote; and, in general, exercise all powers with respect to securities which the principal could if present and under no disability
- (d) Tangible personal property transactions. The agent is authorized to: buy and sell, lease, exchange, collec~ possess and take title to all tangible personal property, move, store, ship, restore, maintain, repair, improve, manage, preserve, insure and safekeep tangible personal property; and, in general, exercise all powers with respect to tangible personal property which the principal could if present and under no disability.
- (e) Safe deposit transaction. 'the agent is authorized to: open, continue and have access to all safe deposit boxes, sign, renew, release or terminate any safe deposit contract; drift or surrender any safe deposit box; and, in general, exercise all powers with respect to safe deposit matters which the principal could if present and under no disability.

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- (f) Insurance and annuity transactions. The agent is authorized to: procure, continue, renew, tern-linate or otherwise deal with any type of insurance or annuity contract(which terms include, without limitatation, life, accident, health, disability, automobile casualty, property or liability insurance); pay premiums or assessments on or surrender and collect all distributions, proceeds or benefits payable under any insurance or annuity contract; and in general, exercise all powers with respect to insurance and annuity contract which the principal could if present and under no disability.
- (g) Retirement plan transactions. The agent is authorized to: contribute to, withdraw from and deposit funds in any type of retirement plan (which term includes, without limitation, any tax qualified or nonqualified pension, profit sharing& stock bonus, employee savings and other retirement plan, individual retirement account, deferred compensation plan and any other type of employee benefit plan); select and change payment options of the principal under any retirement plan; make rollover contributions from any retirement plan to other retirement plans or individual retirement accounts; exercise all investment powers available under any type of self-directed retirement plan; and, in general, exercise all powers with respect to retirement plans and retirement plan account balances which the principal could if present and under no disability
- (h) Social Security, unemployment and military service benefits. The agent is authorized to: prepare, sign and file any claim or application for Social Security, unemployment or military service benefits; sue for, settle or abandon any claims to any benefit or assistance under any federal, state, local or foreign statute or regulation; and, in general, exercise all powers with respect to Social Security, unemployment, military service and governmental benefits which the principal could if present and under no disability.
- (I) Tax matters. The spent is authorized to: sign, verify and file all the principal's federal, state and local income, gift, estate, property and other tax returns, including joint returns and declarations of estimated tax; pay all taxes; claim, sue for and receive all tax refunds; examine and copy all the principal's tax returns and records; represent the principal before any federal, state or local revenue agency or taxing body and sign and deliver all trapowers of attorney on behalf of the principal that may be necessary for such purposes; waive rights and sign all documents on behalf of the principal as required to settle, pay and determine all tax liabilities; and, in general, exercise all powers with respect to tax matters which the principal could if present and under no disability.
- (G) Claims and litigation. The agent is authorized to: institute, prosecute, defend, abandon, compromise, arbitrate, settle and dispose of any claim in favor of or against the principal or any property interests of the principal; collect and receipt for any claim or settlement proceeds and waive or release all rights of the principal engine attorneys and others and enter into contingency agreements and other contracts as necessary in connection with litigation; and, in general, exercise all powers with respect to claims and litigation which the principal could if present and under no disability.
- (k) Commodity and option transactions. The agent is au herized to: buy, sell, exchange, assign, convey, settle and exercise commodities futures contracts and call and put options on stocks and styck indices traded on a regulated options exchange and collect and receipt for all proceeds of any such transaction; establish or continue option actionates for the principal with any securities or futures broker; and, in general, exercise all powers with respect to commodities and options which the principal could if present and under no disability
- (1) Business operations. The agent is authorized to organize or continue and conduct any business (which term includes, without limitation, any farming, manufacturing, service, mining, retailing or other type or business operation) in any form, whether as a proprietorship, joint venture, partnership, corporation, trust or other legal entity, operate, buy sell, expand, contract, terminate or liquidate any business; direct, control, supervise, manage or participate in the operation of any business and engage, compensate and discharge business managers, employees, agents, attorneys, accountants and consultants; and, in general, exercise all powers with respect to business interests and operations which the principal could if present and under no disability.
- (in) Borrowing transactions. The agent is authorized to: borrow money, mortgage or pledge any real estate or tangible personal property as security for such purposes; sign, renew, extend, pay and satisfy any notes or other forms of obligation; and, in general, exercise all powers with respect to secured and unsecured borrowing which the principal could if present and under no disability.
- (n) Estate transactions. The agent is authorized to: accept receipt for, exercise, release, reject, renounce, assign, disclaim, demand. sue for, claim and recover any legacy, bequest, devise, gift or other property interest or payment due or payable to or for the principal; assert any interest in and exercise any power over any trust, estate or property subject to fiduciary control; establish a revocable trust solely for the benefit of the principal that terminates at the death of the principal and is then distributable to the legal representative of the estate of the principal; and, in general, exercise all powers with respect to estates and trusts which the principal could if present and under no disability; provided, however, that the agent may not make or change a will and may not revoke or amend a trust revocable or amendable by the principal or require the trustee of any trust for the benefit of the principal to pay income or principal to the agent unless specific authority to that end is given, and specific reference to the trust is made, in the statutory property power form.
- (o) All other property powers and transactions. The agent is authorized to: exercise all possible powers of the principal with respect to all possible types of property and interests in property, except to the extent the principal limits the generality of this category (o) by striking out one or more of categories (a) through (n) or by specifying other limitations in the statutory property power form.

STATE OF CALIFORNIA)

SSY

COUNTY OF San Dieso

The undersigned, a notary public in and for the above county and state, certifies that DARIUSZ MODRZEJEWSKI, known to me to be the same person whose name is subscribed as principal to the foregoing power of attorney, appeared before me and the additional witness in person and acknowledged signing and delivering the instrument as the free and voluntary act of the principal, for the uses and correctness of the signature(s) of the agent(s).

Dated: 23 OCT 02

My commission expires: mar 2 do 3

AUTHORIZED TO ACT AS A NOTARY PUBLIC UNDER THE PROVISIONS OF SECTION 1044 (a) OF TITLE 10 OF THE UNITED STATES CODE AND SECTION 1183.5 OF THE CALIFORNIA CIVIL CODE. NO SEAL REQUIRED BY LAW.

Tyron L. Francis
Sergeant, USMC
Office of the Staff Judge Advocate
Camp Pendleton, CA 92055-5023
My Commission Expires Mac 03

Legal Description:

PARCEL 1: UNIT 1771-3B TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS IN CINNAMON COVE CONDOMINIUM AS DELINEATED AND DEFINED IN THE DECLARATION RECORDED AS DOCUMENT NUMBER 25498291, AS AMENDED FROM TIME TO TIME, IN THE SOUTHEAST 1/4 OF SECTION 15 AND THE NORTHEAST 1/4 OF SECTION 22, TOWNSHIP 41 NORTH, RANGE 11, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2: EASEMENT APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1 FOR INCRESS AND EGRESS AS CONTAINED IN DECLARATION OF EASEMENTS RECORDED AS DOCUMENT UMBER 25498290 AND AS AMENDED FROM TIME TO TIME. NUMBE.

OKCOOK COUNTY CLORES OFFICE

PERMANENT INDEX NUMBER: 08-22-203-071-1090