



Doc#: 0407833169
Eugene "Gene" Moore Fee: \$58.00
Cook County Recorder of Deeds
Date: 03/18/2004 11:43 AM Pg: 1 of 5

0407833169
2618 TLJ

**DURABLE POWER OF ATTORNEY
FOR PROPERTY**

POWER OF ATTORNEY made this 12th day of February 2004.

1. I, CANDACE FLEMING hereby appoint: SCOTT M. FLEMING as my attorney-in-fact (my "agent(s)") to act for me and in my name (in any way I could act in person.)

(a) REAL ESTATE TRANSACTIONS. The agent(s) is authorized to: buy, sell, exchange, rent and lease real estate (which terms 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; and, in general, exercise all powers with respect to real estate which the principal could if present and under no disability.

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(b) FINANCIAL INSTITUTION TRANSACTIONS. The agent(s) is authorized to: open, close, continue and control all accounts and deposits 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.

(c) STOCK AND BOND TRANSACTIONS. The agent(s) is authorized to: buy and sell all types of securities (which term includes, without limitation, stocks, bonds, mutual funds and all other types of investment securities and financial instruments); 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(s) is authorized to: buy and sell, lease, exchange, collect, 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.

BOX 333-CT

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(e) **SAFE DEPOSIT BOX TRANSACTIONS.** The agent(s) is authorized to: open, continue and have access to all safe deposit boxes; sign, renew, release or terminate any safe deposit contract; drill 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.

(f) **INSURANCE AND ANNUITY TRANSACTIONS.** The agent(s) is authorized to: procure, acquire, continue, renew, terminate or otherwise deal with any type of insurance or annuity contract (which terms include, without limitation, 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 contracts which the principal could if present and under no disability.

(g) **RETIREMENT PLAN TRANSACTIONS.** The agent(s) 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 for 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(s) 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; control, deposit to any account, collect, receipt for, and take title to and hold all benefits under any Social Security, unemployment, military service or other state, federal, 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 agent(s) 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 tax powers 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.

(j) **CLAIMS AND LITIGATION.** The agent(s) is authorized to: institute, prosecute, defend, abandon, compromise, arbitrate, settle and dispose of any claim in favor of or against the principal or any

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property interests or the principal; collect and receipt for any claim or settlement proceeds and waive or 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(s) is authorized to: buy, sell, exchange, assign, convey, settle and exercise commodities futures contracts and call and put options on stocks and stock indices traded on a regulated options exchange and collect and receipt for all proceeds of any such transactions; establish or continue option accounts 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.

(l) **BUSINESS OPERATIONS.** The agent(s) is authorized to: organize or continue and conduct any business (which terms includes, without limitation, any farming, manufacturing, service, mining, retailing or other type of 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, agent(s)s, 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.

(m) **BORROWING TRANSACTIONS.** The agent(s) is authorized to: borrow money; mortgage or pledge any real estate or tangible or intangible personal property as security for such purposes; sign, renew, extend, pay and satisfy and 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(s) 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(s) 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(s) 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(s) is authorized to: exercise all possible powers of the principal with respect to all possible types of property and interest in property, except to the extent the principal limits the generality of this category (o) by striking out one or more categories (a) through (n) or by specifying other limitations in the statutory property power form.

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2. The powers granted above shall not include the following powers or shall be modified or limited in the following particulars. None.

3. In addition to the powers granted above, I grant my agent(s) the following powers. None

4. My agent(s) shall have the right by written instrument to delegate any or all of the foregoing powers involving discretionary decision-making to any person or persons whom my agent(s) may select, but such delegation may be amended or revoked by any agent(s) (including any successor) named by me who is action under this power of attorney at the time of reference.

5. My agent(s) shall be entitled to reasonable compensation for services rendered as agent(s) under this power of attorney.

6. This power of attorney shall become effective on February 12, 2004.

7. This power of attorney shall terminate on Perpetual.

I certify that the signatures of my agent(s) (and successors) are correct.

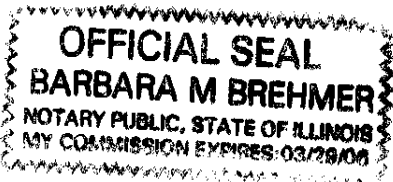
[Signature]
(Agent)

[Signature]
(PRINCIPAL)

State of Ill)
County of Cook)

The undersigned, a notary public in and for the above county and state, certified that Carole Fleming, known to me to be the same person whose name is subscribed as principal to the foregoing power of attorney, appeared before me in person and acknowledged signing and delivering the instrument as the free and voluntary act of the principal for the uses and purposes therein set forth, and certified to the correctness of the signatures(s) of the agent(s). Dated: 2-12-04

[Signature]
Notary Public



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CHICAGO TITLE INSURANCE COMPANY

ORDER NUMBER: 1410 008192768 UA
STREET ADDRESS: 404 S. IOKA
CITY: MT. PROSPECT COUNTY: COOK
TAX NUMBER: 08-11-406-013-0000

LEGAL DESCRIPTION:

LOT 3 IN BLOCK 8 IN PROSPECT PARK COUNTRY CLUB SUBDIVISION BEING A SUBDIVISION OF THE SOUTH EAST 1/4 OF SECTION 11 AND THE SOUTH 15 ACRES OF THE EAST 1/2 OF THE NORTHEAST 1/4 OF SECTION 11, TOWNSHIP 41 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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