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Form Drawn Pursuant To Section 3-3 Of To Illinois Statutory Short Form Power Of Attorney For Property Law, Ill. Rev. Stat. ch. 110-1/2, par. 803-3.

Doc#: 0835933052 Fee: \$56.00 Eugene "Gene" Moore RHSP Fee:\$10.00 Cook County Recorder of Deeds

Date: 12/24/2008 09:05 AM Pg: 1 of 11

SHORT FORM
POWER OF ATTORNEY
FOR
PROPERTY

(NOTICE: THE PURPOSE OF THIS POWER OF ATTORNEY IS TO GIVE THE PERSON YOU DESIGNATE (YOUR "AGENT") BROAD POWERS TO HANDI E 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 POWERS 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. SECTION 3-4 OF THE ILLINOIS "STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY LAW" OF WHICH THIS FORM IS A PART (SEE PAGES 6-10 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.)



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POWER OF ATTORNEY made this 17 day of December 1,720 08

1. I, Daniel P. Fowler, President of IH Holdings Corp, an Illinois corporation, Member/Manager of IR Fullerton, LLC, an Illinois limited liability company, hereby appoint: Frank W. Jaffe or Debra B. Yale as my attorney-in-fact (my "agent") to act for me and in my name (in any way I could act in person) with respect to the following powers, as defined in Section 3-4 of the "Statutory Short Form Power 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 CATEGORIES OF POWERS YOU DO NOT WANT YOUR AGENT TO HAVE. FAILURE TO STRIKE THE TITLE OF ANY CATEGORY 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 THE TITLE OF THAT CATEGORY.)

- (a) Real estate transactions.
- (b) Financial institution transactions.
- (c) 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.
- (k) Commodity and option transactions.
- (1) Business operations.
- (m) Borrowing transactions.
- (n) Estate transactions.
- (o) All other property powers and transactions.

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(LIMITATIONS ON AND ADDITIONS TO THE AGENT'S 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 of particular stock or real estate or special rules on borrowing by the agent):

No exclusions

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):

Specifically, the power to sign all documents necessary to consummate the purchase of 744-48 West Fullerton, Units 301, 302, 304, 402 and 404 and Follower to comment provided by the title company or mortgage lender.

No additions

(YOUR AGENT WILL HAVE AUTHORITY TO EMPLCY OTHER PERSONS AS NECESSARY TO ENABLE THE AGENT TO PROPERLY EXERCISE THE POWERS GRANTED IN THIS FORM, 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 TO OTHERS, YOU SHOULD KEEP THE NEXT SENTENCE, OTHERWISE IT SHOULD BE STRUCK OUT.)

4. My agent 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 may select, but such delegation may 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

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ENTITLED TO REASONABLE CC MPENSATION FOR SERVICES AS AGEN ...)

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

(THIS POWER OF ATTORN BY MAY BE AMENDED OR REVOKED BY YOU AT ANY TIME AND IN ANY MANNER ABSENT AMENDMENT OR REVOCATION, THE AUTHORITY GRANTED IN THIS OWER OF ATTORNEY WILL BECOME EIFECTIVE AT THE TIME THIS POWER IS SIGNED AND WILL CONTINUE UNTIL YOUR DEATH UNLESS A LIMITATION ON THE BEGING OF DATE OR DURATION IS MADE BY INITIALING AND COMPLETING EITHER (OR BOTI) OF THE FOLLOWING:)

6. (This	power of att	mey shall	become	effective on
------	------	--------------	-----------	--------	--------------

	i
	İ
(insert a future date or event during your n'etime, such as court determination of y	D/IL
disability, when you want this power to first take effect)	

Dec imber 18, 2006

7. (This power of at omey shall terminate on

De :ember 26, 2008

(insert a future date or event, such as court determination of your disability, when you want this power to terminate prior to your death)

(IF YOU WISH TO NAM! SUCCESSOR AGENTS, INSERT THE NAME(S) AND ADDRESS(ES) OF SUCH SUCCE SOR(S) IN THE FOLLOWING PARAGRAPH.)

8. If any agent named by me shall die, become incompetent, resign or refuse to accept the office of agent, I name the followin; (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 i) unable to give prompt and intelligent consideration to business matters, as certified by a licensed physician.

(IF YOU WISH TO NAME YOU LAGENT 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 LETAINING THE FOLLOWING PARAGRAPH.

THE COURT FINDS THAT SUCH APPOINTMENT WILL SERVE YOUR BEST INTERESTS

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AND WELFARE. STRIKE OUT P. RAGRAPH 9 IF YOU DO NOT WANT YOUR AGENT TO ACT AS GUARDIAN.)

- 9. If a guardian of my estate (my property) is to be appointed, I nominate the agent acting under this power of attorney as such guardian, to serve without bond or security.
- 10. I am fully informed as ic all the contents of this form and understand the full import of this grant of powers icony agent.

IR FULLERTON, LLC, an Illinois limited liability compary

By: IH HOLDINGS CORP, at Ilfinois corporation

Its: Member/Manager

By: Daniel P. Fowler

Its: President

EIN: 26-3858470

THE SIGNATURES OF THE PARTIES EXECUTING THIS DOCUMENT ARE COPIES AND ARE NOT ORIGINAL SIGNATURES

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(THIS POWER OF ATTORNEY WILL NOT BE EFFECTIVE UNLESS IT IS NOTARIZED, USING THE FORM BELOW.)

State of Illinois]			
]SS.			
County of Cook]			
The undersign	ed, a notary public	in and for the above	ve county and stat	te, certifies that Daniel
P. Fowler, President of	of IH Holdings Corp	p, an Illinois corpoi	ration, Member/M	lanager of IR Fullerton,
LLC, an Illinois limit	ted liability compa	my, known to me	to be the same]	person whose name is
subscribed as princ	ipal to the fore	going power of	attorney, appea	ared before me and
Evelyn Sobolews	in person	and acknowledged	l signing and deliv	vering the instrument as
the free and voluntary	ect of the principal	, for the uses and p	urposes therein se	et forth (and certified to
the correctness of the	sign: sure(s) of the	agent(s)).		
	Ox			
Dated: <u>Alecende</u>	u 17, 2008			
Maryle Dr		, , , , , , , , , , , , , , , , , , ,		
Notary Public	in graces	OFFI(IAL SEAL	
riotary rubije		MARY E	MCDONALD	
My Commission expi	res	MY COMMISSIO	- STATE OF ILLINOIS ON EXPIRES:03/02/12	
iviy Commission expi				

The undersigned witness certifies that Daniel P. Fov.ler, President of IH Holdings Corp, an Illinois corporation, Member/Manager of IR Fullerton, LLC, an Illinois limited liability company, 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 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, Office

(SEAL)

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(THE NAME AND ADDRESS OF THE PERSON PREPARING THIS FORM SHOULD BE INSERTED IF THE AGENT WILL HAVE POWER TO CONVEY ANY INTEREST IN REAL ESTATE.)

This document was prepared by: Frank W. Jaffe, 111 W. Washington #1401, Chicago, IL 60602

- Section 3-4. Explanation of powers granted in this statutory short form power of attorney for property. This Section defines each category of powers limited in the statutory short form power of attorney for property and the effect of granting powers to an agent. When the title of any of the following cales ories is retained (nor struck out) in a statutory property power form, the effect will be to grant the agent all of the principal's rights, powers and discretions with respect to the types of property and transactions covered by the retained 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 fractional, 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, to exercise powers to appoint to others or to change $\varepsilon_{n,y}$ beneficiary whom the principal has designated to take the principal's interests at death under any vali, trust, joint tenancy, beneficiary form or contractual arrangement. The agent will be under no duty to exprcise granted powers or to assume control of or responsibility for the principal's property or, to exercise powers 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, trust, joint tenancy, beneficiary form or contractual arrangement powers are exercised, 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 reasonably employed by the agent for that purpose and will have authority to sign and deliver all instruments, negotiate and enter into all agreements and uo all other acts reasonably necessary to implement the exercise of the powers granted to the agent.
- (a) Real estate transactions. The agent is authorized to: buy, sell, exchange, rent and lease real estate (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; and, in general, exercise all powers with respect to real estate which the principal could if present and under no disability.
- (b) Financial institution transactions. The agent is authorized to: open; close; continue and control all accounts and deposits in any type of financial institution: (which term includes, without

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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 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, errer 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, 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.
- (e) Safe deposit box transactions. The agent is authorized to: open, continue and have access to all safe deposit boxes; sign, renew, release or tern inate 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 agen 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, artomobile 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 is authorized to: contribute 10, 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.

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- (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; 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 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 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; employ attorneys and others and enter into contingency agreements and other contracts as necessary in cornection 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 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.
- (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 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, 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.
 - (m) Borrowing transactions. The agent is authorized to: borrow money; mortgage or pledge

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any real estate or tangible or intangib a personal property as security for such purpos :s, sign, renew, extend, pay and satisfy any notes or ther forms of obligation; and, in general, exercise all powers with respect to secured and unsecure | 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, de nand, sue for, claim and recover any legacy, t equest, devise, gift or other property increst or payn ent 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 ocnefit 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 musts which the principal could if present and under no disability; provided, however, that il agent may not make or change a will and may not revoke or amend trust revocable or amendable by the principal or require the trustee of any trust for the benefit of the principal to pay income or prir ripal to the agent unless specific authority to that end is given. and specific reference to the trust is nade, in the list tory property power form.
- (o) All other property powe s and transactions. The agent is authorized to: exercise all possible powers of the principal w th respect to all possible types of property and interests in property, except to the extent the pri scipal 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 ion. power firm.

IR FULLERTON, LLC, an Illinois limited liability compai y

HHOLDINGS CORP., a Illinois corporation By:

Member/Manager Its:

President Its:

By:

THE SIGNATURES OF THE PARTIES EXECUTING THIS DOCUMENT. ARE COPIES AND ARE NOT ORIGINAL SIGNATURES

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STREET ADDRESS: 744-48 W. FULLER OF FICIAL COPY

CITY: CHICAGO COUNTY: COOK

TAX NUMBER: 14-28-311-606-707 081

LEGAL DESCRIPTION:

UNITS 301, 302, 304, 402, 404, PO-1, PO-2, PO-3, PO-4 AND PO-5 IN THE CONVERGE CONDOMINIUM AS DELINEATED ON A SURVEY OF THE FULLOWING DESCRIBED LAND: LOTS 31 AND 32 AND THE WEST 17 FEET OF LOT 33 IN BLOCK 2 IN JOHN T. DAVID'S SUBDIVISION OF THE SOUTH 836 FEET OF OUTLOT F, WRIGHTWOOD, A SUBDIVISION OF THE SOUTHWEST 1/4 OF THE SECTION 28, TOWNSHIP 40 NORTH, RANGE 14 IN THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO THE DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 0712115166 TOGETHER WITH ITS UNDIVIDED PERCENTAGE INTEREST IN THE COMMON ELEMENTS, ALL IN COOK COUNTY, ILLINOIS.

ALSO

A NON-EXCLUSIVE EASEMENT AS CREATED BY THE RECIPROCAL EASEMENT AGREEMENT DATED MARCH 28, 2006 AND RECORDED MARCH 28, 2006 AS DOCUMENT 0608744101 BY AND BETWEEN 744-48 W. FULLERTON LLC, TYL 3AND E.

OF COOK COUNTY CLOTH'S OFFICE AN ILLINOIS LIMITED L'ABILITY COMPANY AND FULLERTON I LLC, AN ILLINOIS LIMITED LIABILITY COMPANY FOR THE PURPOSE OF INGGESS AND EGRESS.