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Karen A. Yarbrough

Cook County Recorder of Deeds Date: 09/15/2015 10:46 AM Pg: 1 of 8

# SHORT FORM POWER OF ATTORNEY FOR PROPERTY

Prepared by: Arthur J. Murphy, Murphy & Smith, Ltd., 5.3 W. Jackson Boulevard, suite 628, Chicago, Illinois 60604

Murphy & Smith, Ltd., 53 W. Jackson Boulevard, Juite 628, Chicago, Illinois 60604 Mail to: 62 CO



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### NOTICE TO THE INDIVIDUAL SIGNING THE ILLINOIS

STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY.

PLEASE READ THIS NOTICE CAREFULLY. The form that you will be signing is a legal document. It is governed by the Illinois Power of Attorney Act. If there is anything about this form that you do not understand, you should ask a lawyer to explain it to you.

The purpose of this Power of Attorney is to give your designated "agent" broad powers to handle your financial affairs, which may include the power to pledge, sell, or dispose of any of your real or personal property, even without your consent or any advance notice to you. When using the Statutory Short Form, you may name successor agents, but you may not name co-agents.

This form does not impose a duty upon your agent to handle your financial affairs, so it is important that you select an agent who will agree to do this for you. It is also important to select an agent whom you trust, since you are giving that agent control over your financial assets and property. Any agent who does act for you has a duty to act in good faith for your benefit and to use due care, competence, and diligence. He or she must also act in accordance with the law and with the directions in this form. Your agent must keep a record of all receipts, disbursements, and significant actions taken as your agent.

Unless you specifically limit the period of time that this Power of Attorney will be in effect, your agent may exercise the powers given to him or her throughout your lifetime, both before and after you become incapacitated. A court, however, can take away the powers of your agent if it finds that the agent is not acting properly. You may also revoke this Power of Attorney if you wish.

This Power of Attorney does not authorize your agent to appear in court for you as an attorney-at-law or otherwise to engage in the practice of av unless he or she is a licensed attorney who is authorized to practice law in Illinois.

The powers you give your agent are explained more fully in Section 3.4 of the Illinois Power of Attorney Act. This form is a part of that law. The "NOTE" paragraphs throughout this form are instructions.

You are not required to sign this Power of Attorney, but it will not take effect without your signature. You should not sign this Power of Attorney if you do not understand everything in it, and what your agent will be able to do if you do sign it.

Please place your initials on the following line indicating that you have read this Notice:

E E 1\_

Principal's initials

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# ILLINOIS STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY

1.1, Eric E. Engel, 3303 Navajo Drive, New Lenox, Illinois, 60451				
(Insert name and address of principal)				
hereby revoke all prior powers of attorney for property executed by me and appoint:				
Jennifer Kmitch, 500 Livingston Drive, New Lenox, Illinois, 60451 (insert name and address of agent)				
(NOTE: You may not name co-agents using this form)				
as my attorney-in-fact (my "agent") to act for me and in my name (in any way I could act in porcent	with			
respect to the following powers, as defined in Section 3-4 of the "Statutory Short Form Power of Att.	MILLI Ornav			
To Property Law (Including all amendments), but subject to any limitations on or additions to the	лпсу			
specified powers inserted in paragraph 2 or 3 below:				
(NOTE: You must strike out any one or more of the following categories of powers you do not w	ant			
your agent to pave. Fallure 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 o	f that			
category.)				
(a) Pool actata transportant				
(a) Real estate transactions. (b) Financial institution transactions.				
(c) Stork and boody and the first constant of the first constant o				
(d) Rangana kanakana kanakana kanakana kanakana kanakana				
(e) SATA NA YANYA NA ANTANYA NA A				
(f) Meditanderantomics than a second resident of the second resident resident of the second resident resi				
(g) Makkandandanakandandan				
(h) SKOKAK KEKKKAKAKAKAKAKAKAKAKAKAKAKAKAKAKAKA				
(i) <b>XXXXXXXXXXX</b>				
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(k) Brandinghryshckaptingkryshchanex				
(I) BUCHUNGE XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX				
(m) BXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX				
(n) Estate xxax sackeas				
(j) Status and vitations (k) Status and vitations (l) Rusines and vitations (m) Bonoving manes knows (n) Estate and sections (o) All other property transactions				
(NOTE: Limitations on and additions to the agent's powers may be included in this power of attorney they are specifically described below.)	'if			
moy are openitually described below.)				
2. The powers granted above shall not include the following powers or shall be modified or limited	, .			
the following particulars:	d in			
The first of the f				
(NOTE: Here you may include any specific limitations you deem appropriate, such as a prediction of	r			
conditions on the sale of particular stock or real estate or special rules on borrowing by the agent.)				
No Limits on Agent's Power				
<ol><li>In addition to the powers granted above, I grant my agent the following powers:</li></ol>				
(NOTE: Haro you may add any other delegable grown in the state of the				
(NOTE: Here you may add any other delegable powers including, without limitation, power to make generalized powers of appointment, name or change beneficiaries as initiative and initiative and any other powers.	jifts,			
exercise powers of appointment, name or change beneficiaries or joint tenants or revoke or amend a trust specifically referred to below.)	ny			
No Additional Powers				

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(NOTE: Your agent will have authority to employ 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 paragraph 4, otherwise it should be struck out.)

4. WAY BUBERT BTI MANIER WAS ARREST WAS ARREST OF THE RESIDENCE OF THE PROPERTY OF THE PROPERT

(NOTE: Your agent will be entitled to reimbursement for all reasonable expenses incurred in acting under this power of attorney. Strike out paragraph 5 if you do not want your agent to also be entitled to reasonable compensation for services as agent.)

(NOTE: This power of sucreey 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 socioompleting one or both of paragraphs 6 and 7.)

6. This power of attorney shall become effective on Immerianely upon my execution hereof.

(NOTE: Insert a future date or event during your lifetime, such as a court determination of your disability or a written determination by your physician that you are incapacitated, when you want this power to first take effect.)

7. What This power of attorney shall terminate on May 4, 2018

(NOTE: Insert a future date or event, such as a court determination that you are not under a legal disability or a written determination by your physician that you are not incupacitated, if you want this power to terminate prior to your death.)

(NOTE: If you wish to name one or more successor agents, insert the name and address of each successor agent in paragraph 8.)

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 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 is unable to give prompt and intelligent consideration to business matters, as certified by a licensed physician.

(NOTE: If you wish to, you may name your agent as guardian of your estate if a court decides that one should be appointed. To do this, retain paragraph 9, and the court will appoint your agent if the court finds that this appointment will serve your best interests and welfare. Strike out paragraph 9 if you do not want your agent to act as guardian.)

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10. I am fully informed as to all the contents of this form and understand the full import of this grant of powers to my agent.

(NOTE: This form does not authorize your agent to appear in court for you as an attorney-at-law or otherwise to engage in the practice of law unless he or she is a licensed attorney who is authorized to practice law in Illinois.)

11. The Notice to Agent is incorporated by reference and included as part of this form. Dated: 4/2/2015 (NOTE: This power of alterney will not be effective unless it is signed by at least one witness and your signature is notarized, using the form below. The notary may not also sign as a witness.) The undersigned witness certifies "lat Eric E. Engel , 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. The undersigner witness also certifies that the witness is not: (a) the attending physician or mental health service provider or crelative of the physician or provider; (b) an owner, operator, or relative of an owner or operator of a health care facility in which the principal is a patient or resident; (c) a parent, sibling, descendant, or any spouse of such parent, sibling, or descendant of either the principal or any agent or successor agent under the cregoing power of attorney, whether such relationship is by blood, marriage, or adoption; or (d) an agent or successor agent under the foregoing power of attorney. Dated: April 2 25/5 (NOTE: Illinois requires only one witness, but other jurisdictions may require more than one witness. If you wish to have a second witness, have him or her certify and sign here:) (Second witness) The undersigned witness certifies that Eric E. Engel known to me to be the same person whose name is subscribed as principal to the foregoing power of rate rney, 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. The undersigned witness also certifies that the witness is not: (a) the attending physician or mental health service provider or a relative of the physician or provider; (b) an owner, operator, or relative of an owner or operator of a health care facility in which the principal is a patient or resident; (c) a parent, sibling, descendant, or any spouse of such parent, sibling, or descendant of either the principal or any agent or successor agent under the foregoing power of attorney, whether such relationship is by blood, marriage, or adoption; or (d) an agent or successor agent under the foregoing power of attorney. Dated: <u>4</u>- 2-15 Laulie a Volumente Witness

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State of	) )SS.		
County of	)		
subscribed as principa  ( Susan Oday in person and acknowl	I to the foregoing power of atto	In to me to be the same perso rney, appeared before me and Lore(e) \oge man	n whose name is the witness(es)
Dated: 4/2/15  My commission expires	OFFICIAL S MICHELLE A. ( Notary Public - Str My Commission Expin	CAIAZZO ate of Illinois	U. Cheange otary Public
signatures below. It yo	P.e not required to, request you unclude specimen signatures ne signatures of the agents.)	ır agent and successor agents in this power of attorney, you	s to provide specimen must complete the
Specimen signatures of (and successors)	f agent	I certify that the signature (and successors)are gen	es of my agent uine.
Jennifer Kmitch	(ayant)	Eric E. Engel	(principal)
	(successor agent)	Eric E. Engel	(principal)
	(successor agent)	Eric : Engel	(principal)
(NOTE: The name, add principal in con	dress, and phone number of the npleting this form should be ins	e person preparing this form of erted below.)	r who assisted the
Name: <u>Arthur J</u>	. Murphy	T'S	
Address: Murphy 8	Smith, Ltd., 53 W. Jackson Bouleva	rd, suite 628	Ox
Chicago	o, Illinois 60604	···	
Phone: 312 427	<b>'-</b> 3650		0

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### **PROPERTY ADDRESS:**

10429 Elderberry Lane, Orland Park, IL 60467

### PERMANENT INDEX NUMBER:

27-29-214-089-0000

### **LEGAL DESCRIPTION:**

### PARCEL 1:

THAT PART OF LOT 25 IN MALLARD LANDINGS UNIT 4B-2, BEING A PLANNED UNIT DEVELOPMENT OF PART OF THE EAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 29, TOWNSHIP 36 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, BEING PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHLAST CORNER OF SAID LOT 29; THENCE NORTH 89 DEGREES 31 MINUTES 53 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 29, 40.84; THENCE NORTH 00 DEGREES 28 MINUTES 07 SECONDS EAST, 15.37 FEET; THENCE NORTH 88 DEGREES 11 MINUTES 01 SECONDS WEST, 79.79 FEET TO THE POINT OF BEGINNING; THENCE NORTH 88 DEGREES 11 MINUTES 59 SECONDS EAST, 93.00 FEET; THENCE SOUTH 88 DEGREES 11 MINUTES 01 SECONDS EAST, 44.21 FEET; THENCE SOUTH 88 DEGREES 11 MINUTES 01 SECONDS EAST, 44.21 FEET; THENCE SOUTH 01 DEGREES 48 MINUTES 59 SECONDS WEST, 93.00 FEET, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

### PARCEL 2:

EASEMENT APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1 AFORESAID AS SET FORTH IN THE DECLARATION OF PARTY WALL RIGHTS, COVENANTS, CONDITIONS AND RESTRICTIONS AND EASEMENTS FOR MALLARD LANDINGS TOWNHOMES RECORDED JUNE 27, 1991 AS DOCUMENT 91315347, AS AMENDED, FOR INGRESS AND EGRESS.

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### "NOTICE TO AGENT

When you accept the authority granted under this power of attorney a special legal relationship, known as agency, is created between you and the principal. Agency imposes upon you duties that continue until you resign or the power of attorney is terminated or revoked.

As agent you must:

- (1) do what you know the principal reasonably expects you to do with the principal's property;
- (2) act in good faith for the best interest of the principal, using due care, competence, and diligence;
- (3) keep a complete and detailed record of all receipts, disbursements, and significant actions conducted for the principal;
- (4) attempt to preserve the principal's estate plan, to the extent actually known by the agent, if preserving the plan is consistent with the principal's best interest; and
- (5) cooperate with a person who has authority to make health care decisions for the principal to carry out the principal's reasonable expectations to the extent actually in the principal's best interest

As agent you must roi do any of the following:

- (1) act so as to create a conflict of interest that is inconsistent with the other principles in this Notice to Acen.
- (2) do any act beyond the authority granted in this power of attorney;
- (3) commingle the principal's funds with your funds:
- (4) borrow funds or other property from the principal, unless otherwise authorized;
- (5) continue acting on behalf of the principal if you learn of any event that terminates this power of attorney or your authority under this power of attorney, such as the death of the principal, your legal separation from the principal, or the dissolution of your marriage to the principal.

If you have special skills or expertise, you must use those special skills and expertise when acting for the principal. You must disclose your identity as an agent whenever you act for the principal by writing or printing the name of the principal and signing your own name "as Agent" in the following manner:

Eric Engel by January Kmuthas Agent

The meaning of the powers granted to you is contained in Section 3-4 of the Illinois Power of Attorney Act, which is incorporated by reference into the body of the power of attorney for property document.

If you violate your duties as agent or act outside the authority granted ic you, you may be liable for any damages, including attorney's fees and costs, caused by your violation.

If there is anything about this document or your duties that you do not understand, you should seek legal advice from an attorney."