Doc#. 2320525004 Fee: \$107.00

Karen A. Yarbrough Cook County Clerk

Date: 07/24/2023 09:17 AM Pg: 1 of 9

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## **UNOFFICIAL COPY**

### NOTICE TO THE INDIVIDUAL SIGNING THE ILLINOIS STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY

Illinois Statutory Short Form Power of Attorney for Property Eff. 7/1/11

(Text of Section after amendment by P.A. 96-1195) Sec. 3-3. 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 mus 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 law 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:

(CAD)

#### ILLINOIS STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY

Statutory Short Form Power of Attorney for Property – Eff. 7/1/11	
(Text of Section after amendment by P.A. 96-1195) Sec. 4-10, Statutory short form power of attorney for pr	roperty)
Power of Attorney made this 315 day of 7/(UM), 20	014.
1. I, CAROL A. DEVINE, 100 East Walton #38E, Chicago, IL 60611	
(insert name and address of principal)	
hereby revoke all prior powers of attorney for property executed by me and appoint:	
JACK GONZALEZ, 2011 West Fargo Avenue, Chicago, IL 60645	
(invert 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 person) with respect to the following powers, as defined in Section 3-4 of the "Statutor Form Power of Attorney for Property Lav." (including all amendments), but subject limitations on or additions to the specified powers inserted in paragraph 2 or 3 below:	y Short

(NOTE: 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.

- Tax mat ex. (i)
- Claims and litigation. (j)
- (k) Commodity and option transactions.
- Business operations. **(l)**
- (m) Borrowing transactions.
- Estate transactions. (n)
- All other property transactions. (o)
- (h) Social Security, employment and military service benefits.

(NOTE: 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:

(NOTE: 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.)

3. In addition to the powers granted above, I grant my as	gent the following powers:
(NOTE: YOU MAY ADD ANY OTHER DELEGABLE POLIMITATION, POWER TO MAKE GIFTS, EXERCISE POWERS CHANGE BENEFICIARIES OR JOINT TENANTS OR REVORPECIFICALLY REFERRED TO BELOW.)	OF APPOINTMENT, NAME OR
(NOTE: YOU'N A JENT WILL HAVE AUTHORITY TO NECESSARY TO ENABLY THE AGENT TO PROPERLY EXERCITIES FORM, BUT YOUR AGENT WILL HAVE TO MAKE ALL I YOU WANT TO GIVE YOU'N AGENT THE RIGHT TO DECISION-MAKING POWERS TO OTHERS, YOU SHOULD KE IT SHOULD BE STRUCK OUT.)	CISE THE POWERS GRANTED IN DISCRETIONARY DECISIONS. IF DELEGATE DISCRETIONARY
4. My agent shall have the right my written instrume foregoing powers involving discretionary decision-making to agent may select, but such delegation may be amonded or revesuccessor) named by me who is acting under this power of attor	any person or persons whom my oked by any agent (including any
(NOTE: YOUR AGENT WILL BE ENTITLED TO REASONABLE EXPENSES INCURRED IN ACTING UNDER STRIKE OUT PARAGRAPH 5 IF YOU DO NOT WANT YOUR TO REASONABLE COMPENSATION FOR SERVICES AS AGEN	TIVIS POWER OF ATTORNEY. AGENT TO ALSO BE ENTITLED
5. My agent shall be entitled to reasonable compensatiunder this power of attorney.	ion for services rendered as agent
(NOTE: THIS POWER OF ATTORNEY MAY BE AMEN ANY TIME AND IN ANY MANNER. ABSENT AMENDI AUTHORITY GRANTED IN THIS POWER OF ATTORNEY WILL TIME THIS POWER IS SIGNED AND WILL CONTINUE UNLIMITATION ON THE BEGINNING DATE OR DURATION COMPLETING ONE OR BOTH OF PARAGRAPHS 6 AND 7.)	MENT OR REVOCATION, THE LL BECOME EFFECTIVE AT THE ITIL YOUR DEATH, UNLESS A
6. ( ) This power of attorney shall become effective of	onN/A
(NOTE: INSERT A FUTURE DATE OR EVENT DURING COURT DETERMINATION OF YOUR DISABILITY OR A YOUR PHYSICIAN THAT YOU ARE INCAPACITATED, WHE FIRST TAKE EFFECT.)	WRITTEN DETERMINATION BY
7. ( ) This power of attorney shall terminate on	N/A

(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 INCAPACITATED, 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 incompa	etent, resign or refuse to accept
the office of gent, I name the following (each to act alone and su	accessively, in the order named)
as successor(s) to such agent:	•
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For purposes of this paragraph 8, a person shall be considered to be incompetent if and while the person is a minor or an adjusticated 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 10 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 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 ALPE IP. IN COURT FOR YOU AS AN ATTORNEY-AT-LAW OR OTHERWISE TO ENGAGE IN THE PLACTICE OF LAW UNLESS HE OR SHE IS A LICENSED ATTORNEY WHO IS AUTHORIZED TO THACTICE LAW IN ILLINOIS.)

11. The Notice to Agent is incorporated by reference and included as part of this form.

Signed: Carol A. Devine

(NOTE: THIS POWER OF ATTORNEY 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 that CAROL A. DEVINE, 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 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 lither 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:	March 31	2014 Signed	Jon D. Schwed	
	1		(Witness)	

(NOTE: ILLINOIS REQUIRES ONLY ONE WITHESS, BUT OTHER JURISDICTIONS MAY REQUIRE MORE THAN ONE WITNESS. IF YOU WISH 70 HAVE A SECOND WITNESS, HAVE HIM OR HER CERTIFY AND SIGN HERE:)

(Second witness) The undersigned witness certifies that CAROL A DEVINE, 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 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 of 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, descending, 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: March 31, 2014 Signed Witness)

State of Illinois ) SS	
County of Cook )	
CAROL A. DEVINE, known to me to be to the foregoing power of attorn  Sov D. Schroeder (and PA	in and for the above county and state, certifies that the same person whose name is subscribed as principal ey, appeared before me and the witness(es)  INCLE BRYANT in person and
	he instrument as the free and voluntary act of the ein set forth (, and certified to the correctness of the
Dated: March 31, 294	- my mitted
"OFFICIAL SEAL"  MEL M. DUSTLAN  NOTARY PUBLIC, STATE OF ILLINCIS  ADVICEMBLISHING EXPIRES 11/11 (2011)	Notary Public My commission expires: 1//18/20(6
AND SUCCESSOR AGENTS TO PROFINCLUDE SPECIMEN SIGNATURES	NOT REQUIRED TO, REQUEST YOUR AGENT VIDE SPECIMEN SIGNATURES BELOW. IF YOU IN THIS POWER OF ATTORNEY, YOU MUST POSITE THE SIGNATURES OF THE AGENTS.)
Specimen signatures of agent (and successors)	I certify rt. et the signatures of my agent (and successors) are correct
(agent)	(pr ncipel)
(successor agent)	(principal)
(successor agent)	(principal)
THIS FORM OR WHO ASSISTED THE P.	AND PHONE NUMBER OF THE PERSON PREPARING RINCIPAL IN COMPLETING THIS FORM SHOULD BE
Mel M. Justak , Reed Smith LLP	10 South Wacker Drive
(name)	(street address)
(0.10) 0.017 1.000	O1: 77 (0/0)
(312) 207-1000 (phone)	Chicago, IL 60606 (city, state, zip)
( PHOMO)	(vic), outo, arp)

Notice to Agent. The following form may be known as "Notice to Agent" and shall be supplied to an agent appointed under a power of attorney for property.

#### 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 not 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 Agent;'
- (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 term 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 set for the principal by writing or printing the name of the principal and signing your own name "as Agent" in the following manner:

(Principal's Name) by (Your Name) as 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 to 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."

The requirement of the signature of a witness in addition to the principal and the notary, imposed by Public Act 91-790, applies only to instruments executed on or after June 9, 2000 (the effective date of that Public Act).

(NOTE: THIS AMENDATORY ACT OF THE 96TH GENERAL ASSEMBLY DELETES PROVISIONS THAT REFERRED TO THE ONE REQUIRED WITNESS AS AN "ADDITIONAL WITNESS", AND IT ALSO PROVIDES FOR THE SIGNATURE OF AN OPTIONAL "SECOND WITNESS".)

(Source: P.A. 96-1195, eff. 7-1-11.) US\_ACTIVE-117003081.1-MMJUSTAK-999906-00790

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#### **UNOFFICIAL COPY**

#### **EXHIBIT A**

Order No.: OC23009827

For APN/Parcel ID(s): 17-03-207-061-1216 For Tax Map ID(s): 17-03-207-061-1216

UNIT NUMBER 38 "E", IN THE 100 EAST WALTON CONDOMINIUM, AS DELINEATED ON A

SURVEY OF THE FOLLOWING DESCRIBED PARCEL:

PARTS OF LOTS 5, 9, 10, 11 AND 12 IN MOSS SUBDIVISION OF PART OF LOT 10 IN THE SOUTH 1/2 OF BLOCK 5 IN CANAL TRUSTEES' SUBDIVISION OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

WHICH SURVEY IS ATTACHED AS EXHIBIT "A" TO DECLARATION OF CONDOMINIUM RECORDED AS DOCUMENT NUMBER 24262435, AND REGISTERED AS DOCUMENT NUMBER LR2990252; TOGETHER WITH AN UNDIVIDED PERCENTAGE INTEREST IN SAID PARCEL (EXCEPTING FROM SAID PARCEL ALL." HE PROPERTY AND SPACE COMPRISING ALL THE UNITS THEREOF AS DEFINED AND SET FORTH IN SAID DECLARATION AND SURVEY), IN COOK COUNTY, ILLINOIS.