

# UNOFFICIAL COPY

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AMERICAN LEGAL FORMS © 1990 Form No. 800  
CHICAGO, IL (312) 372-1922

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Illinois Power of Attorney Act Official Statutory Form  
755 ILCS 45/3-3, Effective January, 1993

## ILLINOIS STATUTORY 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 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 POWERS OF YOUR AGENT IF IT FINDS THE AGENT IS NOT ACTING PROPERLY. YOU MAY NAME SUCCESSOR AGENTS UNDER THIS FORM. (U) 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 POWERS YOU GIVE YOUR AGENT ARE EXPLAINED MORE FULLY IN SECTION 3-4 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 20<sup>th</sup> day of January, 1994

1. I, Michael A. Cialdella, 1266 Gregory, Blue Island, Illinois 60406  
(insert name and address of principal)

hereby appoint: Joan R. Briggs, 5201 Eakes Road N.W., Albuquerque, New Mexico 87107  
(insert name and address of agent)

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.                | (g) Retirement plan transactions.                              | (l) Business operations.                        |
| (b) Financial institution transactions.      | (h) Social Security, employment and military service benefits. | (m) Borrowing transactions.                     |
| (c) Stock and bond transactions.             | (i) Tax matters.   | (n) Estate transactions.                        |
| (d) Tangible personal property transactions. | (j) Claims and litigation.                                     | (o) All other property powers and transactions. |
| (e) Safe deposit box transactions.           | (k) Commodity and option transactions.                         |   |
| (f) Insurance and annuity transactions.      |  |   |

(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):

NONE (m a c)

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):

NONE (m a c)

(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 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.

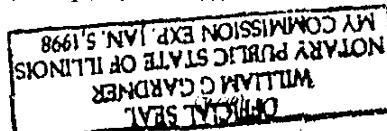
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WILLIAM G. CARDNER 4931 WESL 95th STREET, OAK LAWN, ILLINOIS 60453

This document was prepared by

(THE NAME AND ADDRESS OF THE PERSON PREPARING THIS FORM IS AS FOLLOWS: THE ATTORNEY WILL HAVE POWER TO CONVEY AND DISPOSE OF THE ESTATE)



My commission expires: January 5, 1998

and defining the boundaries of the property, and the boundaries of the property for purposes of taxation, and certified to the correctness of the signature(s) of the agent(s).

sworn to me to be true by the person who signed the foregoing power of attorney, appeared before me on this day of January, 1994, and of record.

The undersigned, a notary public, did the foregoing, and duly witnessed the

County of COOK

Date of ILLINOIS

(THIS POWER OF ATTORNEY WILL NOT BE EFFECTIVE UNLESS IT IS NOTARIZED USING THE FORM BELOW.)  
DEPT-01 RECORDING  
#3722 : CG X-94-9044456  
14111 TRAIN 6801 10/21/94 14:53:00  
\$29.50

COOK COUNTY RECORDER

Specimen signatures of agent (and successors)

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

Signature of Clerk

(YOU MAY, BUT ARE NOT REQUIRED TO, REQUEST YOUR ATTORNEY AND SUCCESSOR AGENTS TO PROVIDE SPECIMEN SIGNATURES BELOW IF YOU INCLUDE SPECIMEN

SIGNATURES IN THIS POWER OF ATTORNEY, YOU MUST COMPLETE THE CERTIFICATION OPPOSITES THE SIGNATURES OF THE AGENTS.)

Specimen signatures of agent (and successors)

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.

9. If a guardian of my estate (or property) is to be appointed, I nominate the agent designating under this power of attorney as such guardian, to serve without bond or security.

IF YOU WISH TO NAME YOUR AGENT AS GUARDIAN OF YOUR ESTATE IN THE EVENT A COURT DECIDES THAT YOU SHOULD BE APPROPRIATED, YOU MAY, BUT ARE NOT REQUIRED TO, DO SO BY STRIKING OUT 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.

the person is unable to give proper and intelligible consideration to business, property, etc., as defined by, a licensed physician

for purposes of this paragraph, a person shall be considered to be incompetent if and while the person is a minor or an adjudicated incompetent or disabled person or

Gardner, Florida, 33418

in the order named) of successor(s) to such agent

8. If any agent named by me shall die, become incapacitated, resign or refuse to accept the office of agent, I name the following (each to act alone and successively,

(IF YOU WISH TO NAME SUCCESSOR AGENTS, PLEASE SEE ADDITIONAL INFORMATION ON THE FOLLOWING PARAGRAPH.)

7. ( ) This power of attorney shall remain in effect until terminated or otherwise terminated, or until my death, whichever occurs first.

6. ( ) This power of attorney shall become effective on JUNE 20, 1994 (In Case

ON THE BEGINNING DATE OF DURATION IS MADE BY INITIATING AND COMPLETING EITHER FOR SOLELY OR THE FOLLOWING

THIS POWER OF ATTORNEY, OR AMENDED OR REVOKED BY ME, WITH THE WRITTEN CONSENT OF BOTH YOUR ATTORNEY AND MY MATE, AND MY MATE ABSSENT AMENDMENT OF SEPARATION, THE AUTHORITY

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

NEXT SENTENCE IF YOU DO NOT WANT YOUR AGENT TO ALSO BE ENTITLED TO REASONABLE COMPENSATION FOR SERVICES AS AGENT.)

YOUR AGENT WILL BE ENTITLED TO REMBURSEMENT 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.)

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Send To	William O'Farrell
Name	41931 W. 95th Street
Street Address	Cook County, IL 60453

City State  
ZIP

OR RECORDER'S OFFICE BOX NO. \_\_\_\_\_

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(The Above Space for Recorder's Use Only)

LEGAL DESCRIPTION:

55  
52  
50  
9500

THE NORTH 42 FEET OF THE SOUTH 77 FEET OF LOT 7 IN BLOCK 4  
IN WATTLE'S ADDITION TO BLUE ISLAND, A SUBDIVISION OF THE  
NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 31, TOWNSHIP 37  
NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK  
COUNTY, ILLINOIS.

STREET ADDRESS: 12766 So. Gregory, Blue Island, IL 60406

PERMANENT TAX INDEX NUMBER 25 31 103 018

THE SPACE ABOVE IS NOT PART OF OFFICIAL STATUTORY FORM. IT IS ONLY FOR THE AGENT'S USE IN RECORDING THIS FORM WHEN NECESSARY FOR REAL ESTATE TRANSACTIONS.

## 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 of the following categories is retained (not 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 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. The agent will be under no duty to exercise granted powers or to assume control of or responsibility for the principal's property or affairs; but when granted 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 do 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 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, 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.

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and properties in property, except in the event the principal funds the generality of this category (c) by striking out one or more of categories (a) through (n) or by specifying other limitations in the detailed property power form.

(d) **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 property rights, except in the event the principal funds the generality of this category (c) by striking out the principal with respect to all possible types of property in as much as the detailed property power form.

(e) **Establish transactions.** The agent is authorized to do all acts, including to buy, sell, exchange, exchange for, give, receive, lease, let, rent, vend, assign, mortgage, pledge, hypothecate, encumber, leasehold, assign, renew, renew, release, or otherwise dispose of property, in kind or otherwise, over any trust, estate and recover any amount due or payable in respect of property held or used in the principal's business.

provided, however, that the principal could if present and under no disability for such purposes, sign, renew, extend, pay and satisfy any notes of other forms of obligation, and, in general, exercise all powers which could be secured and used to secure such personal property as security.

(f) **Borrowing transactions.** The agent is authorized to borrow money; mortgage or pledge any real estate or tangible personal property as security and discharge business management, employees, attorneys, accountants and consultants, and, in general, exercise all powers which respect to business interests and operations which the principal could if present and under no disability.

(g) **Business operations.** The agent is authorized to organize or conduct any business (which term includes, without limitation, any farming, manufacturing, service, mining, trade, sale, expand, contract, terminate or liquidate any business, direct, control, supervise, manage or participate in, the operation of any business and engage, compensate, manage, employee, own, sell, exchange, assign, lease, partner, partnership, corporation, trust or other legal entity), relating to or of another type of business operation, in any form, whether as a proprietorship, joint venture, partnership, corporation, trust or other legal entity; call and put options on stocks and stock indices traded on a regulated option exchange, call and collect and receive for all proceeds of any such transactions; establish or continue options and stock index futures of companies which could be present and under no disability.

(h) **Commodity and option transactions.** The agent is authorized to buy, sell, exchange, assign, convey, settle and exercise commodity futures contracts and options and liquidation which the principal could if present and under no disability, to claim or negotiate interest in stock and stock index futures contracts traded on a regulated option exchange, call and collect and receive for all proceeds of any such transactions; establish or continue options and stock index futures of companies which could be present and under no disability.

(i) **Tax matters.** The agent is authorized to file all tax returns and deductibles of participating federal, state and local income, gift, estate, property and other taxes, including joint returns and deductions of established to pay all taxes, receive all tax refunds; examine and copy all the principal's tax returns and records, representing the principal before any federal, state or local tax authority or agency of taxation body and deliver all tax powers of attorney on behalf of the principal that may be necessary with respect to tax matters which the principal could if present and under no disability.

(j) **Social Security, unemployment and military service benefits.** The agent is authorized to prepare, sign and file any claim for application for Social Security, local or federal, state or national, collective, federal, state or local benefit, sue for and receive all tax refunds; examine and copy all tax returns and records, representing the principal before any federal, state or local tax authority or agency of taxation body and deliver all tax powers of attorney on behalf of the principal that may be necessary with respect to tax matters which the principal could if present and under no disability.

(k) **Retirement plan transactions.** The agent is authorized to contribute to retirement plans and deferment plans of employees, including company savings and pension plans and any other type of employee benefit plan); select and change plan options for the principal under any type of self-directed retirement plan, without limitation, any tax qualified or nonqualified pension, profit sharing, stock bonus, employee savings and other retirement plan, individual participation plan and any other type of retirement plan, other than self-employed, without limitation, life, accident, health, disability, automobile liability, property liability insurance, pay premiums of assessments and contributions which the principal could if present and under no disability.

(l) **Insurance and annuity transactions.** The agent is authorized to procure, acquire, continue, renew, terminate or otherwise deal with any type of insurance or annuity, including property, health, life, accident, health, disability, automobile liability, property liability insurance, pay premiums of assessments and contributions which the principal could if present and under no disability.

(m) **Safe deposit box transactions.** The agent is authorized to open, close, lock or unlock, change or repair, renew, release or terminate any safe deposit box which the principal could if present and under no disability.

To tangible personal property which the principal could if present and under no disability.