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#### **UNOFFICIAL COPY**

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## ILLINOIS DURABLE POWER OF

ATTORNEY FOR PROPERTY

96960596

MAIL TO:		
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50 Turner	Ave.	
Fik Crous	Villaca I	r 60007

#### RECORDER'S STAMP

POWER OF ATTORNEY made this 30 day of Mijembel.

1. I (we), James T. Fritsch and Ingelore R. Fritsch, husband and wife, hereby appoint LEE D. BARL OR RAY J. DE MAERTELAERE of the Law Firm of GARR & DE MAERTELAERE, LTD., PHH REAL ESTATE SERVICES CORPORATION'S AUTHORIZED REPRESENTATIVE, OR a duly nuthorized OFFICER OF PHH REAL ESTATE SERVICES CORPORATION, as our attorney in-fact (our "Agent") to act for us and in our name (in any way we could act in person) with respect to transactions relating to Real Property commonly known as I Windsor Court, South Barrington, Illinois, (the "Property") and legally described as:

#### (SEE EXHIBIT "A", ATTACHER HERETO)

- 2. I (we) grant our agent the following specific powers with respect to the Property:
- (a) to make, execute and deliver any deed, mortgage or lease, whether with or without covenants or warranties, relating to the Property, to insert the name or names of the grantees who will purchase the property and to make any and all necessary changes or additions to any such deed, mortgage or lease;
  - (b) to execute a listing and/or sale agreement for the Property;
- (c) to enter upon and take possession of the premises, including, but not limited to, any buildings or other structures located on the Property;
- (d) to obtain insurance of any kind, nature or description whatsoever on any of the Property and/or in connection with the management, use or occupation thereof and/or on any personal property belonging to me (us) on such Property and/or relating to the rents, issues and profits arising therefrom, and to make, execute and file claims and/or proof(s) of all loss(es) sustained or claimable thereunder, and all other related instruments, and to make, execute and deliver receipts, releases or other discharges therefor, under seal or otherwise;

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- (e) to demand, sue for, collect, recover and receive all goods, claims, debts, monies, interests and demands whatsoever now due, or that may hereafter be due or belong to me (us) (including the right to institute any action, suit or legal proceeding at law or in equity for the recovery of any such Property or any portion thereof which I (we) may be entitled to possess), and to make, execute and deliver receipts, releases or other discharges therefor, under seal or otherwise;
- (f) to defend, settle, adjust, submit to arbitration and compromise all actions, suits, accounts, claims and demands whatsoever with respect to the Property which now are, or hereafter may be, pending between me (us) and any paradn, firm, association, corporation or other entity in such manner and in all respects as my (our) attorney shall think fit:
- to hire accountants, attorneys at law, clerks, inspectors, (g) appraisers, brokers, workmen and others, and to remove them, and to pay and allow to the persons so employed such salaries, wages or other remuneration as my (our) attorney shall think fit with respect to the Property;
- (h) to constitute and appoint one or more attorneys for me (us) with full power of revocation; and
- (i) without in any way inmitting the foregoing, generally to do all other things reasonably necessary to maintain the Property and ultimately to convey it, or to lease said Property if necessary or do any other necessary act relating to the Property.
- I (we) specifically authorize our agent to direct the title insurance company, if any, involved in any sale transaction relating to the Property to pay proceeds to the Law Firm of GARR & DE MAERTELAERE, LTD., and, moreover, I (we) specifically assign and set over unto PHH Real Estate Services Corporation all of my/our right, title and interest in and to any mortgage escrow/impound fund account with any lenger with which we may have or had a mortgage, any mortgage payments made by PAP Real Estate Services Corporation on my/our behalf, and any future refund or adjustment payments. By reason of the foregoing, PHH Real Estate Services Corporation is the real party in interest as seller of the Property for all purposes, including, but not limited to any federal, state or rical tax and information reporting requirements.

I (we) do hereby ratify and confirm all acts whatsoever that my (our) attorney shall do or cause to be done relating to the Property by virtue of this Power of Attorney. To induce any third party to act hereunder, I (we) hereby agree that any third party receiving a duly executed copy or facsimile of this instrument may act hereunder, and that revocation or  $oldsymbol{oldsymbol{\omega}}$ termination hereof shall be ineffective as to such third party unless and 🕡 until actual notice or knowledge of such revocation or termination shall have been received by such third party, and I (we), for myself (ourselves) and for my (our) heirs, executors, legal representatives and assigns, hereby agree to indemnify and hold harmless any such third party from and against any and all claims that may arise against such third party by reason of such third party having relied upon the provisions of this Power of Attorney.

- My (our) 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 our Agent may select, but such delegation may be amended or revoked by any Agent (including any successor) named by us who is acting under this Power of Attorney at the time of reference.
- 5. (x) This Power of Attorney shall become effective upon my (our) signing of the same.
- I (we) are fully informed as to all the contents of this form and understand the full import of this grant of powers to our Agent.

Signed: X/Ke-
James T. Fritsch
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Signed: X Julling (2 Findle
Ingelore R. Fritsch
ATTORNEY WILL WAT BE EFFECTIVE UNLESS IT IS NOTARIZE

(THIS POWER OF ATTORNEY WILL NOT BE EFFECTIVE UNLESS IT IS NOTARIZED.)

State of \ SS County of

The undersigned, a Notary Public in and for the above County and State, certifies that James T. Fritsch und Invelore R. Fritsch, husband und wife, known to me to be the same person(s) whose name(s) is/are subscribed as Principal(s) 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(s), for the uses and purposes therein set forth

Notary Public

My commission expires:

"OFFICIAL SEAL" Christine A. Gruser Notary Public, State of Illinois & My Commission Expires 03/29/99 &

This document was prepared by:

GARR & DE MAERTELAERE, LTD. Attorneys at Lav 50 Turner Avenue Elk Grove Village, Illinois 60007 (708) 593-8777

#### EXHIBIT A

Lot 14 in South Barrington Estates, being a Subdivision of part of the Southeast Quarter of the Southwest Quarter of Section 23 and part of the Northeast Quarter of the Northwest Quarter of Section 26, all in Township 42 North, Range 9 East of the Third Principal Meridian, in Cook County, Illinois.

Permanent Index Number:

01-23-304-001

Common Address:

ES:

ODORATION OF COOK COUNTY CLORES OFFICE

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#### ILLINOIS STATUTORY SHORT FORM OF 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 A POWER IS EXERCISED, YOUR AGENT WILL HAVE TO USE DUE CARE TO ACT FOR YOUR BENEFIT AND IN ACCORDANCE WITH THIS FORM. 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. THE POWERS YOU GIVE YOUR AGENT ARE EXPLAINED MORE FULL! IN SECTION 3-4 OF THE ILLINOIS "STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY LAW" OF WHICH THIS FORM IS A PART.

POWER OF ATTORNEY made this 12th day of December, 1996.

- 1. 7, Pamela K. McClelland, of 3690 Leatherleaf Lane, Hoffman Estates, Illinois, 60195 hereby appoint, William H. McClelland, 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 transactions and in accordance with powers as defined in Section 3-4 of the "Scatulary 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:
- (a) Real estate transactions as they relate to the purchase of that certain property located in the City of Barrington, County of Cook, State of Illinois, commonly referred to as, I Windsor Court, South Barrington, Illinois, and more particularly described on Exhibit A attached and made a part horeof (the "Property").

P.I.N.: 01-23-304-001

(LIMITATIONS ON AND ADDITIONS TO THE AGENT'S POWERS MA ( B'I 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 an 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):

The powers are limited to the execution and delivery of any receipts, instruments and any and all other documents, which

9

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