

# UNOFFICIAL COPY

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76-41-256 DB F47B 2094

## ILLINOIS STATUTORY SHORT FORM POWER OF ATTORNEY FOR PROPERTY

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(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 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, 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 21 day of May 97

I, Suzanne Crofton of 1937 E. Ridgewood Lane, Glenview, Illinois 60025

hereby appoint: Michael T. McCormick of Fraterrigo, Beranek, Feiereisel & Kasbohm, 55 W. Monroe #3400 Chicago, Illinois 60603

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 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. ~~(a) Real estate transactions.~~
- (b) ~~(b) Borrowing money.~~
- (c) ~~(c) Selling, leasing, or otherwise disposing of real estate.~~
- (d) ~~(d) Selling, leasing, or otherwise disposing of personal property.~~
- (e) ~~(e) Executing and signing any instrument.~~
- (f) ~~(f) Exercising any power conferred on me by any instrument.~~
- (g) ~~(g) Exercising any power conferred on me by any court.~~
- (h) ~~(h) Exercising any power conferred on me by any trust agreement.~~
- (i) ~~(i) Exercising any power conferred on me by any will.~~
- (j) ~~(j) Exercising any power conferred on me by any other instrument.~~
- (k) ~~(k) Exercising any power conferred on me by any other court.~~
- (l) ~~(l) Exercising any power conferred on me by any other trust agreement.~~
- (m) ~~(m) Exercising any power conferred on me by any other will.~~
- (n) ~~(n) Estate transactions.~~
- (o) ~~(o) All other property powers and 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):

DEPT-01 SELF-DMG \$29.00  
T80012 TRAM 5342 06/03/97 15:19:00  
8717 # CG 6-97-393465  
COOK COUNTY RECORDER  
DEPT-10 PENALTY \$26.00

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):

Real estate transaction in the Estate of Sbarboro for the residential real estate located at  
3023 Apple Gate Lane, Glenview, Illinois 60025

(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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NAME Michael & McCormick  
 STREET ADDRESS 55 W Monroe #3400  
 CITY STATE ZIP Chicago IL 60603

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

(The Above Space for Recorder's Use Only)

LEGAL DESCRIPTION:

Property of Cook County  
 3033 Appleton Drive

STREET ADDRESS 3033 Appleton Drive

PERMANENT TAX INDEX NUMBER 04-33-210-07-0000

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 (c) to make gifts of the principal's property, to exercise powers to appoint or 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 of 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.

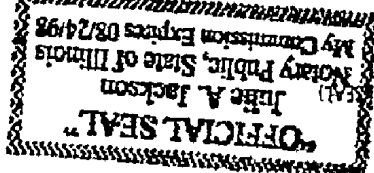
(c) Stock and bond transactions. The agent is authorized to: buy and sell all types of securities (which term includes, without limitation, stocks, bonds, mutual funds and all other types of investment securities and financial instruments); collect, hold and safeguard all dividends, interest, earnings, 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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This document was prepared by: Michael T. MacFarlane  
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.



My commission expires 8/24/98  
Julie A. Jackson  
Notary Public, State of Illinois

Dated: May 28, 1997

The undersigned, a notary public in and for the above county and state, certifies that I am the same person whose name is subscribed as principal 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, for the uses and purposes therein set forth, and certified to the correctness of the signature(s) of the agent(s).

State of \_\_\_\_\_  
County of \_\_\_\_\_  
SS \_\_\_\_\_

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

\_\_\_\_\_  
(agent)  
\_\_\_\_\_  
(agent)  
\_\_\_\_\_  
(agent)

Specimen signatures of agent (and successors)

(YOU MAY, BUT ARE NOT REQUIRED TO, REQUEST YOUR AGENT AND SUCCESSOR AGENTS TO PROVIDE SPECIMEN SIGNATURES BELOW. IF YOU INCLUDE SPECIMEN SIGNATURES IN THIS POWER OF ATTORNEY, YOU MUST COMPLETE THE CERTIFICATION OPPOSITE THE SIGNATURES OF THE AGENTS.)

I, Michael T. MacFarlane, signed \_\_\_\_\_  
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 (my principal) is to be appointed, I nominate the agent acting under this power of attorney as such guardian, to serve without bond or security. I will serve your best interests and welfare. STRIKE OUT PARAGRAPH 9 IF YOU DO NOT WANT YOUR AGENT TO ACT AS GUARDIAN.  
IF YOU WISH TO NAME YOUR AGENT 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 READING THE FOLLOWING PARAGRAPH. THE COURT WILL APPOINT YOUR AGENT IF THE COURT FINDS THAT SUCH APPOINTMENT IS IN YOUR BEST INTERESTS AND WELFARE. STRIKE OUT PARAGRAPH 9 IF YOU DO NOT WANT YOUR AGENT TO ACT AS GUARDIAN.  
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 is unable to give prompt and intelligent consideration to business matters, as certified by a licensed physician.

8. IF YOU WISH TO NAME SUCCESSOR AGENTS, INSERT THE NAME(S) AND ADDRESS(ES) OF SUCH SUCCESSOR(S) IN THE FOLLOWING PARAGRAPH.  
If my 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: \_\_\_\_\_

7. ( ) This power of attorney shall terminate on \_\_\_\_\_  
( ) This power of attorney shall terminate on June 19, 1997  
( ) This power of attorney shall terminate on \_\_\_\_\_  
(Insert a future date or event with or without determination of your disability when you want this power to terminate prior to your death)

6. ( ) This power of attorney shall become effective on \_\_\_\_\_  
( ) This power of attorney shall become effective on MAY 19, 1997  
( ) This power of attorney shall become effective on \_\_\_\_\_  
ON THE BEGINNING DATE OR DURATION IS MADE BY INITIATING AND COMPLETING EITHER (OR BOTH) OF THE FOLLOWING:

5. My agent shall be entitled to reasonable compensation for services rendered as agent under this power of attorney.  
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 ENTITLED TO REASONABLE COMPENSATION FOR SERVICES AS AGENT.

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- (a) **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, insure, restore, maintain, repair, improve, mortgage, purchase, lease and otherwise dispose of property; and, in general, exercise all powers with respect to such property which the principal could exercise if present and under no disability.
- (b) **Safe deposit box transactions.** The agent is authorized to open, examine and have access to all safe deposit boxes; sign, renew, reserve or terminate 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 exercise if present and under no disability.
- (c) **Insurance and annuity transactions.** The agent is authorized to procure, acquire, contract, renew, terminate or otherwise deal with any type of insurance or annuity contract (which terms include, without limitation, fire, accident, health, disability, auto, life, health, hospital, convalescence, property or liability insurance); pay premiums or assessments on or surrender and collect all dividends, 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 exercise if present and under no disability.
- (d) **Retirement plan transactions.** The agent is authorized to contribute to, withdraw from and deposit funds in any type of retirement plan (which terms include, without limitation, any tax qualified or nonqualified pension, profit sharing, stock bonus, employee savings and other retirement account, defined contribution plan and any other type of employee benefit plan); elect 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 withdrawal powers available under any type of self-directed investment plan; and, in general, exercise all powers with respect to retirement plans and retirement plan and retirement account balances which the principal could exercise if present and under no disability.
- (e) **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; see for, write or abandon any claim 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 exercise if present and under no disability.
- (f) **Tax matters.** The agent is authorized to sign, verify and file with 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, claims, see for and receive all tax refunds, including 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 returns or claims for the principal that may be necessary for such purposes; secure rights and sign all documents on behalf of the principal or required to file, pay and determine all tax liabilities; and, in general, exercise all powers with respect to tax matters which the principal could exercise if present and under no disability.
- (g) **Claims and litigation.** The agent is authorized to commence, 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; adjust and accept 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 connection with litigation; and, in general, exercise all powers with respect to claims and litigation which the principal could exercise if 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 call and put options on stocks and stock indices traded on a regulated options exchange or a board of trade; and, in general, exercise all powers with respect to commodity and 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 exercise if present and under no disability.
- (i) **Business operations.** The agent is authorized to organize or assist in organizing or assisting in organizing or assisting in conducting any business, partnership, joint venture, trust or other legal entity; serve, manage, control, terminate or equate any business, fund, trust, partnership, joint venture, partnership, corporation, trust or other legal entity; 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 exercise if present and under no disability.
- (j) **Borrowing transactions.** The agent is authorized to borrow money; mortgage or pledge or real estate or tangible or intangible personal property as security for such purposes; sign, renew, extend, pay and satisfy any notes or other forms of obligation; and, in general, exercise all powers with respect to secure and unsecured borrowing which the principal could exercise if present and under no disability.
- (k) **Real estate transactions.** The agent is authorized to accept, receipt for, execute, release, return, refund, resource, assign, disclaim, demand, sell for, claim and receive any legacy, bequest, devise, gift or other property interest or payment due or payable to or for the principal; assist any estate in and exercise any power over any trust; settle or properly subject to fiduciary control; establish a trust or trust for the benefit of the principal or the principal's estate; and, in general, exercise all powers with respect to real estate or personal property which the principal could exercise if present and under no disability.
- (l) **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 interests in property, except to the extent the principal limits the generality of this category (a) by stating out one or more of categories (a) through (k) or by specifying other limitations in the statutory property power form.