

# UNOFFICIAL COPY

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## GENERAL DURABLE POWER OF ATTORNEY OF EGBERT W. LEWIS

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I, **EGBERT W. LEWIS**, the principal, of 18400 Cherry Creek Drive, Homewood, Cook County, Illinois 60430, hereby designate **NANCY J. HALL** of 7931 W. 164th Place, Tinley Park, Cook County, Illinois 60477, my "attorney-in-fact", in my name and for my benefit:

### I. POWERS

A. General Grant of Power. I confer upon my attorney-in-fact full power to administer my personal and business affairs and to deal with all of my property, whether standing in my name alone or in my name with any other person or persons. My attorney-in-fact shall on my behalf have full power to exercise or perform any act, power, duty, right, or obligation whatsoever that I now have or my hereinafter acquire, relating to any person, matter, transaction, or property, real or personal, tangible or intangible, now owned or hereafter acquired by me, as I might or could do if personally present, including, without limitation, and, by way of example, the following specifically enumerated powers:

B. Powers of Collect on and Payment. To forgive, request, demand, sue for, recover, collect, receive and hold all sums of money, debts, dues, commercial paper, checks, drafts, accounts, deposits, legacies, bequests, devises, notes, interests, stock certificates, bonds, dividends, certificates of deposit, annuities, pensions, profit sharing, retirement, Social Security, Medicare, insurance and other contractual benefits and proceeds, all documents of title, all property, real or personal, tangible or intangible property, and property rights, and demands whatsoever, liquidated or unliquidated, now or hereafter owned by, or due, owing, payable, or belonging to me, or in which I have or may hereafter acquire an interest; to have, use, and take all lawful means and equitable and legal remedies and proceedings in my name for the collection and recovery thereof, and to adjust, sell, compromise, and agree for the same and to execute and deliver for me, on my behalf, and in my name, all endorsements, releases, receipts, or other sufficient discharges for the same.

C. Power to Acquire, Lease and Sell. To acquire, purchase, exchange, lease, grant options to sell, and sell and convey real or personal property, tangible or intangible, or any interests therein, on such terms and conditions as my attorney-in-fact shall deem proper.

D. Management Powers. To maintain, repair, improve, invest, manage, insure, rent, lease encumber, and in any manner deal with any real or personal property, tangible or intangible, or any interests therein, that I now own or may hereafter acquire, in my name and for my benefit, upon such terms and conditions as my attorney-in-fact shall deem proper.

E. Banking Powers. To make, receive, and endorse checks and drafts, deposit and withdraw funds, acquire and redeem certificates of deposit, in banks, savings and loan associations, and other institutions, execute or release such deeds of trust or other security agreements as may be necessary or proper in the exercise of the rights and powers herein granted.

F. Motor Vehicles. To apply for a Certificate of Title, and endorse and transfer title thereto, for any automobile, truck, pickup truck, van, motorcycle, or other motor vehicle, and to represent in such transfer or assignment that the title to said motor vehicle is free and clear of all liens and encumbrances except those specifically set forth in such transfer or assignment.

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G. **Tax Powers.** To act without limitation on my behalf with regard to federal income taxes (Forms 1040, 1040EZ, 1040X, etc.), state and local income taxes, gift (Form 709) and other tax returns of all sorts, including where appropriate joint returns, FICA returns, payroll tax returns, claims for refunds, requests for extensions of time to file returns or pay taxes, extensions and waivers of applicable periods of limitation, protests and petitions to administrative agencies or courts, including the tax court, regarding tax matters, and any and all other tax related documents, including but not limited to consents and agreements under Section 2032A of the Internal Revenue Code or any successor section thereto and consents to split gifts and closing agreements for all tax periods from 1980 through 2020, and for all jurisdictions; to complete Internal Revenue Service Form 2848, Power of Attorney and Declaration of Representative (Or other prescribed form) on my behalf as well as to perform all other functions contemplated by that form whether they are required or merely permissible; to consent to all gift and to utilize any gift-splitting provisions or other tax election; to prepare, sign, and file any claims for refund of any tax; to post bonds, receive confidential information and contest deficiencies determined by the Internal Revenue Service or any state or local taxing authority; to exercise any and all elections that I may have under federal, state or local tax laws including without limitation the allocation of any generation-skipping tax exemption to which I may be entitled; and to the extent that I may have omitted some power or discretion, some tax period, some form or some jurisdiction, I hereby grant to my attorney-in-fact the power to amend the Internal Revenue Service form power of attorney (presently Form 2848 or Form 2848-D) in my name.

H. **Safe Deposit Boxes.** To have access at any time or times to any safe deposit box rented by me or to which I may have access, wheresoever located, including drilling, if necessary and to remove all or any part of the contents thereof, and to surrender or relinquish said safe deposit box; and any institution in which any such safe deposit box may be located shall not incur any liability to me or my estate as a result of permitting my attorney-in-fact to exercise this power.

I. **Gift Making Powers.** To make gifts, grants or other transfers (including the forgiveness of indebtedness and the completion of any charitable pledges I may have made) without consideration, either outright or in trust to such a person or organizations as my attorney-in-fact shall select, including, without limitation, the following actions: (a) transfer by gift in advancement of a bequest or devise to beneficiaries under my will or in the absence of a will to my spouse and descendants in whatever degree; and (b) release of any life interest, or waiver, renunciation, or declination of any gift to me by will or deed.

J. **Power to Create and Transfer Assets to Inter Vivos Trust.** To create any trust, revocable or irrevocable, for my benefit and that of my spouse and issue that I may have power to create myself; to amend or revoke such trust or trusts or any other trust that I may have the power to amend or revoke; to transfer any and all of my tangible or intangible personal property or real property to any such trusts; to exercise such powers as my attorney-in-fact deems appropriate in his or her sole discretion; in this regard, the fact that my said attorney may be a remainderman or a beneficiary in connection with any such transfer hereunder shall not affect the validity thereof, nor, by itself, constitute a breach of her fiduciary duty hereunder.

K. **Power to Make Statutory Elections and Disclaimers.** To make on my behalf any and all statutory elections and disclaimers available to me at law.

L. **Retirement Plan Powers.** To deal with all retirement plans of which I am a member including individual retirement accounts, rollovers, and voluntary contributions; to direct any pension fund, insurance or annuity company, the United States Social Security Administration or any other party making payments to me to make such payments directly to a financial institution for direct deposit into any account.

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M. Other Powers. In addition to the foregoing, my attorney-in-fact hereunder may act as my alter ego with respect to any and all possible matters and affairs not otherwise enumerated herein and which I as principal can do through an agent.

## II. INTERPRETATION AND GOVERNING LAW

This instrument is to be construed and interpreted as a general durable power of attorney. The enumeration of specific powers herein is not intended to, nor does it, limit or restrict the general powers herein granted to my attorney-in-fact. For a third party to construe otherwise would be contrary to my intent. This instrument is executed and delivered in the State of Illinois and the laws of the State of Illinois shall govern all questions as to validity of this power and the construction of its provisions. I direct that my attorney-in-fact not be required to give bond and, if any bond is required, that no sureties be required. I direct that photocopies of this instrument shall have the same power and effect as the original. I hereby revoke any earlier powers of attorney I may have granted.

## III. EFFECTIVE DATE AND DURABILITY

This General Durable Power of Attorney shall take effect when executed by me and shall not be affected by lapse in time nor by my subsequent disability or incapacity (except as provided by statute) and shall be binding not only upon me but also upon my heirs, executor, and administrator up to the time of the receipt by my said attorney-in-fact of a written revocation signed by me or of reliable intelligence of my death.

## IV. THIRD PARTY RELIANCE

Any party dealing with my attorney-in-fact hereunder may rely absolutely on the authority granted herein and need not look to the application of any proceeds nor the authority of my attorney-in-fact as to any action taken hereunder. In this regard, no person who may in good faith act in reliance upon the representations of my attorney-in-fact or the authority granted hereunder shall incur any liability to me or my estate as a result of such act. I hereby ratify and confirm whatever my attorney-in-fact shall lawfully do under this instrument. Any gift of property made by my attorney-in-fact in the proper exercise of the gift making powers specifically granted in Article I, Paragraph I herein shall be a full and complete delivery of title upon which third-party purchasers for value may rely.

## V. PROTECTIVE PROCEEDINGS

If protective proceedings for my person or my estate are hereafter commenced, I hereby nominate, for consideration by the court, **NANCY J. HALL** to serve as the conservator of my estate and as the guardian of my person. In the event **NANCY J. HALL** is not able to serve, then I nominate **ROBERT L. HALL**, instead. Nothing in this section shall be construed as a direction that such a petition be filed or such appointment be made, and it is my express wish that such action be taken only when and if absolutely necessary.

## VI. SUCCESSOR AGENT

If my above-named primary agent, **NANCY J. HALL**, shall die, become incompetent, resign or refuse to accept the office of agent, I name **ROBERT L. HALL**, as Successor Agent.

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IN WITNESS WHEREOF, I have on this 14th day of November, 1996 executed this General Durable Power of Attorney.

Egbert W. Lewis  
Principal, EGBERT W. LEWIS

[Signature]  
WITNESS SIGNATURE AS TO PRINCIPAL

[Signature]  
Printed Signature of Witness

STATE OF ILLINOIS )  
  ) SS  
COUNTY OF COOK )

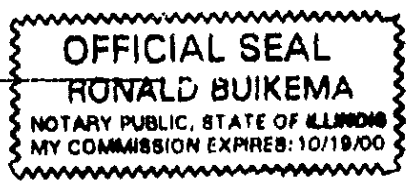
I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY that EGBERT W. LEWIS, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and official seal, this 14 day of November, 1996.

[Signature]  
Printed Notary Public Name

[Signature]  
Notary Public

Notary Stamp Seal




My Commission Expires: \_\_\_\_\_

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## SPECIMEN SIGNATURE AND ACCEPTANCE OF APPOINTMENT

I, the attorney-in-fact named above, hereby accept appointment as attorney-in-fact in accordance with the foregoing instrument.

  
\_\_\_\_\_  
Attorney-in-Fact, Nancy J. Hall  
Address: 7931 W. 164th Place  
Tinley Park, IL. 60477

## SPECIMEN SIGNATURE OF SUCCESSOR AGENT

  
\_\_\_\_\_  
Successor Agent Robert L. Hall  
7931 W. 164th Place  
Tinley Park, IL. 60477

Property of Cook County Clerk's Office

This Document Prepared By:  
Ronald Buikema, Attorney  
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O'Donnell & Marovich, Ltd.  
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(708) 333-1234

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10/29/96

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## SCHEDULE A

Pursuant to Paragraph C

Unit Number 508, as delineated on the Survey of Lot 5 Cherry Creek Subdivision, being a Subdivision of that part of the North West 1/4 of the North East 1/4 of Section 1, Township 35 North, Range 13, East of the Third Principal Meridian, lying Westerly of Governors Highway and Southerly of 183rd Street as dedicated (excepting therefrom the Westerly 155 feet), all in Cook County, Illinois, also Lot 1 of Guarantee's Resubdivision of Lots 6 and 7 of said Cherry Creek Subdivision, which survey is attached as exhibit "A" to Declaration of Condominium made by National Boulevard Bank of Chicago, as Trustee under Trust Agreement dated March 1, 1972 and known as Trust Number 4256, recorded November 1, 1974 as Document 22896342, together with an undivided 1.60 percent interest in said parcel (excepting from said parcel all the property and space comprising all the units thereof as defined and set forth in said Declaration and survey), all in Cook County, Illinois.

P.I.N.: 31-01-224-011-1056

DEPT 01 RECORDING \$31.  
10009 TRAN 2793 06/10/98 15:32:00  
1052 : CG \* - 98 - 49005  
COOK COUNTY RECORDER

Commonly known as: 18400 Cherry Creek Drive, Unit 508, Homewood, Illinois

\$28.  
LATE FEE PENALTY

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