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STATE OF INDIANA Key # 3-55-34  
LAKE COUNTY FILED FOR RECORD 3-55-43

95 SEP -7 AM 10:13

MARGARET DEERLAND  
RECORDER

POWER OF ATTORNEY

The undersigned, individually or joint and severally, Grantor(s), hereby nominate constitute and appoint PHH Homeequity Corporation and/or and or its agent, R. John Wray, Wray & Associates, Courtyard-Midtown Crossing, 924 S. Calhoun Street, Fort Wayne, Indiana, 46802, and/or its agent, First American Title Insurance Company, 6265 Commerce Drive, Crown Point, IN 46307, as my true and lawful attorney-in-fact, to do and perform for me and in my name any of the following:

1. To generally handle the sale of certain real estate in Lake County in the State of Indiana, commonly known as 17405 Holtz Road, Lowell, IN 46356, and legally described as follows:

See Exhibit "A" attached hereto and made a part hereof

giving and granting unto said attorneys-in-fact the right to enter upon and take possession of said real estate and to execute and deliver a general warranty deed and other such documents required to convey Grantor(s) interest in the said real estate with or without covenants or warranties and to complete or revise any instrument or document needed in the closing of said transaction, including but not limited to the incorporation or substitution of a proper legal description if necessary;

2. To execute a listing and/or sale agreement for said real estate and accomplish any assignment of any pertinent lease, contract of sale, or other document and to complete the transfer of said real estate subject to encumbrances of record, including, but not limited to, mortgages, taxes and assessments, any covenants, conditions, restrictions, easements and rights-of-way visible or of record;

3. To accomplish the assumption by Grantee(s) of any loan or mortgage in accordance with instructions to be given by our mortgagee;

4. To ask, collect and receive any and all rents, profits, issues or income from said real estate;

5. To pay any and all taxes, charges and assessments that may be assessed or levied against said real estate;

6. To obtain insurance with respect to said real estate and to make, execute and file proof of claims for any and all loss claimable thereunder and to execute and deliver any and all necessary receipts, releases and discharges in connection therewith;

HOLD FOR FIRST AMERICAN TITLE



FILED

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SAM ORLICH  
AUDITOR LAKE COUNTY



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7. To prosecute, defend, settle, adjust or compromise any and all actions, suits, accounts, and demands with respect to said real estate that now are, or hereafter shall be in such manner and judgment as attorney or PHH Homeequity Corporation shall think fit;

8. To hire such attorneys, accountants, clerks, inspectors, appraisers, brokers and workmen, or to replace them, and pay such compensation as attorney for PHH Homeequity Corporation shall think fit with respect to said real estate;

9. To do all those things necessary and proper to close the sale of the above described real estate for and in Grantor(s) behalf;

In furtherance of these powers, Grantor(s) give my attorneys-in-fact power and authority to do for me in Grantor(s) names all those things which such attorney deems expedient and necessary to effectuate the intent of this instrument as fully as Grantor(s) could do personally for himself/herself reserving unto Grantor(s) however, the power to act on or in Grantor(s) own behalf and also to revoke the powers given in this instrument. The undersigned hereby ratifies and confirms all acts whatsoever that my attorneys-in-fact shall do or cause to be done relating to the above described real estate.

Grantor(s) hereby authorize and direct Buyers or their Agents to pay the proceeds including any escrows on the sale of said real estate directly to PHH Homeequity Corporation, Wray & Associates or First American Title Insurance Company.

Grantor(s) specifically provide that my attorneys-in-fact is liable only if said attorneys-in-fact or their agents act in bad faith.

Any act lawfully done by my attorneys-in-fact under this instrument shall be binding on us and on our heirs, assigns, and legal representatives. My attorneys-in-fact are hereby expressly given the authority and right to delegate any or all of the foregoing powers to such persons or firms whom said attorneys-in-fact may select.

Grantor(s) specifically provide and authorize all third parties (including but not limited to banks, mortgage companies, insurance companies, county treasurer's or auditor's offices and escrow agents) to release and disclose in writing or verbally as my attorneys-in-fact may request any and all information deemed relevant to my attorneys-in-fact to accomplish the purposes hereunder. The undersigned agrees that any third party receiving an executed copy or facsimile of this instrument may act hereunder and disclose and release such information to my attorney-in-fact.

Grantor(s) represents that he/she is not a non-resident alien for purposes of U.S. income taxation and that my attorneys-in-fact may be required to disclose and make such certification to the Internal Revenue Services on my behalf. Grantor(s) is over eighteen (18) years and has not executed or permitted anyone on Grantor's behalf to execute any deed, contract or option agreement to transfer any interest in said real estate to any third party. Except as disclosed to my attorneys-in-fact, Grantor(s) is not a party to any action, suit or other proceeding, whether at law or in equity, has not been or become party to any divorce action or other proceedings for dissolution of marriage, or any bankruptcy proceeding; in which a judgment or an order has been or could be given or entered in creation of a lien upon the real estate or affecting the conveyance of the real estate free and clear of all liens.

Grantor(s) has possession of the real estate and no other person has a right to possession or claims possession of all or any part of said real estate, there are no unpaid bills for labor or material which has been ordered authorized or furnished for the real estate or which might operate to create a lien against the real estate and all utility bills, association dues or other charges, the non-payment of which could result in creation of a lien against the real estate, have been paid; or provision for their payment has been made.

To Grantor(s) best knowledge no hazardous substance or other pollutant or contaminate or waste of any kind is present anywhere on the real estate. Grantor represents that he/she has no notice by any governmental authority claiming any violation of or requiring compliance with any law, ordinance or regulations for environmental contamination or damages attributable thereto.

All persons to whom this instrument may be delivered may rely on its being in effect and unrevoked unless the Grantor(s) shall have executed a proper instrument of revocation and recorded it in the Miscellaneous Records of the Recorder of the County where said real estate is located. The undersigned hereby agree to indemnify and hold harmless all third parties from all claims that may arise against the third party by reason of such third parties having relied on the provisions of this Power of Attorney. The undersigned acknowledges that he/she is fully informed as to all the contents of this form and understands the full import of this grant of powers to said attorney-in-fact.

Dated this 7 day of June, 1995.

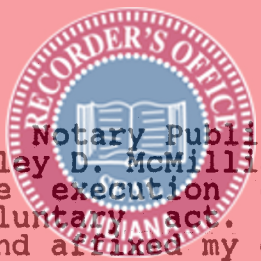
By: Lesley D. McMillian Grantor(s) Address: 17405 Nolte Rd  
Lesley D. McMillian  
451-96-3372 Social Security Number the Lake County Recorder  
Howell, In 46356

By: Faith L. McMillian  
Faith L. McMillian  
585-84-1858 Social Security Number

State of Indiana } ss  
County of Boke

Before me the undersigned, a Notary Public in and for said county and state personally appeared Lesley D. McMillian and Faith L. McMillian herein and acknowledged the execution of the foregoing Power of Attorney as his/her/their voluntary act. In witness whereof, I have hereunto subscribed my name and affixed my official seal this 7 day of June, 1995.

By: Donna A. Nelson  
Notary Public

  
DONNA A. NELSON  
NOTARY PUBLIC, Lake County, Indiana  
My Commission Expires October 15, 1998  
Resident of Lake County, Indiana

Printed Name:

My Commission Expires:  
A resident of \_\_\_\_\_ County, State of \_\_\_\_\_.

This instrument prepared by R. John Wray, Attorney at Law.  
Return to: R. John Wray  
Wray & Associates  
924 S. Calhoun Street  
Fort Wayne, IN 46802

FIRST AMERICAN TITLE INSURANCE COMPANY  
5265 COMMERCE DRIVE, CROWN POINT, INDIANA 46307

ALTA Commitment  
Schedule C

File No.: FA14643A

LEGAL DESCRIPTION:

PARCEL I:

BEING A PARCEL OF LAND LYING IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 33 NORTH, RANGE 8 WEST OF THE 2ND PRINCIPAL MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SECTION 19; THENCE SOUTH 89 DEGREES 41 MINUTES 17 SECONDS EAST, ALONG THE NORTH LINE OF SAID SECTION 19, A DISTANCE OF 2220.13 FEET TO A POINT LYING ON THE CENTERLINE OF THE BLACK TOPPED HOLTZ ROAD (COUNTY ROAD H); THENCE SOUTH 23 DEGREES 56 MINUTES 20 SECONDS WEST, ALONG THE CENTERLINE OF THE AFORESAID BLACK TOPPED ROAD, DISTANCE OF 254.77 FEET TO A POINT OF CURVE; THENCE SOUTHERLY ON A CURVE LYING ON THE CENTERLINE OF SAID BLACK TOPPED ROAD, CONCAVE TO THE NORTHWEST, AND HAVING A RADIUS OF 11,957.85 FEET; A DISTANCE OF 125.63 FEET TO THE PLACE OF BEGINNING; THENCE CONTINUING SOUTHERLY ON SAID CURVE, A DISTANCE OF 202.15 FEET; THENCE SOUTH 89 DEGREES 35 MINUTES EAST ALONG A LINE WHICH MAKES AN ANGLE OF 64 DEGREES 37 MINUTES 11 SECONDS WITH THE TANGENT OF THE LAST DESCRIBED CURVE, A DISTANCE OF 352.38 FEET; THENCE NORTH 0 DEGREES 25 MINUTES EAST A DISTANCE OF 183.38 FEET; THENCE NORTH 89 DEGREES 35 MINUTES WEST, A DISTANCE OF 267.27 FEET TO THE PLACE OF BEGINNING, IN LAKE COUNTY, INDIANA.

PARCEL II:

A PARCEL OF LAND IN THE NORTHEAST ONE QUARTER OF THE NORTHWEST ONE QUARTER OF SECTION 19, TOWNSHIP 33 NORTH, RANGE 8 WEST OF THE SECOND PRINCIPAL MERIDIAN, LAKE COUNTY, INDIANA, DESCRIBED AS COMMENCING AT THE NORTHWEST CORNER OF SECTION 19, THENCE SOUTH 89 DEGREES 41 MINUTES 14 SECONDS EAST ALONG THE NORTH SECTION LINE 2217.69 FEET TO THE CENTERLINE OF HOLTZ ROAD, THENCE SOUTH 23 DEGREES 56 MINUTES 20 SECONDS WEST ALONG SAID CENTERLINE 254.77 FEET, THENCE 65.71 FEET ALONG SAID CENTERLINE BEING A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 11,957.85 FEET AND CHORD BEARING SOUTH 24 DEGREES 05 MINUTES 47 SECONDS WEST 65.71 FEET TO THE POINT OF BEGINNING, THENCE NORTH 87 DEGREES 06 MINUTES 32 SECONDS EAST 200.61 FEET, THENCE SOUTH 0 DEGREES 09 MINUTES 07 SECONDS WEST 115.73 FEET, THENCE NORTH 89 DEGREES 44 MINUTES 26 SECONDS WEST 247.73 FEET, THENCE 114.88 FEET ALONG SAID CENTERLINE BEING A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 11,957.85 FEET AND A CHORD BEARING NORTH 24 DEGREES 31 MINUTES 42 SECONDS EAST 114.88 FEET TO THE POINT OF BEGINNING.