

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

LIMITED POWER OF ATTORNEY

2000 MAR 21 AM 10:35

MORNING STAR CENTER
REC'D

Hold for:
Intercounty Title Co.
2050 45th Avenue
Highland, IN 46322

2000 019115

I, **JAMES E. THORLEY**, of Munster, Lake County, Indiana, hereby appoint, my son,

KENNETH W. THORLEY, to serve as my true and lawful Attorney-in-fact (or my "Agent").

I give to my Agent the power to accomplish the following acts in my name as if I were

FILED

as follows:

Document is

MAR 21 2000

1. Transfer To Trust

NOT OFFICIAL

PETER BENJAMIN
LAKE COUNTY AUDITOR

This Document is the property of
the Lake County Recorder!

I grant my Agent full power and authority to do everything necessary to transfer, assign, convey, and deliver any property I may own, real, personal, or mixed, wherever located, to my Trustee under the Revocable Living Trust Agreement dated October 28, 1998, which I as Settlor, and initial Trustee signed and under which provision is made for a Successor Trustee, as the same may be amended from time to time before my death. Such property shall be titled:

James E. Thorley, as sole Trustee, or his successors in trust, under The James E. and Evelyn V. Thorley Living Trust, dated October 28, 1998, and any amendments thereto.

a. Enumeration Of Specific Powers

The above-named Agent shall have the power to act on my behalf pursuant to IC 30-5, as it exists now and is amended in the future, including, but not limited to, the following powers as their use is necessary to transfer my property to my Revocable Living Trust and to manage my affairs when it is inappropriate for the Trustee of my Revocable Living Trust to act on my behalf as Settlor for reasons which concern, without limitation, privacy considerations, technical legal authority of my Trustee to act on my behalf as Settlor and administrative convenience:



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To make and execute any and all contracts;

To have access to any and all safe deposit boxes in my name, and to open, inspect, inventory, place items in or remove from, and close said safe deposit boxes;

To represent me in all matters pertaining to the business of any corporation in which I may have any interest;

To receive and endorse checks and drafts; to receive and to demand all sums of money, debts, dues, accounts, bequests, interest, dividends, and demands whatsoever which are now or shall hereafter become due or payable to me and to compromise or discharge the same;

To bargain for, contract concerning, buy, sell, mortgage and in any and every way and manner deal with personal property of any kind or nature;

To execute instruments to effect the transfer of title to any motor vehicle owned by me;

To execute and file tax returns;

To purchase, sell, mortgage, convey and lease any interest in real estate, wherever located, of which I may be owner now or hereafter; and

To perform whatever acts that may be necessary to transfer my property into my Revocable Living Trust.

b. My Agent's Powers As They Relate To The Federal Tax Laws

Notwithstanding the foregoing:

In no event shall my Agent have the power to benefit himself or herself or any other person in any way that could result in any part of my property to be included in such Agent's gross estate for federal estate tax purposes, or cause any part of my property to be deemed to be the subject of a taxable gift made by such Agent personally.

In no event shall my Agent have the power to make any payment or application which would discharge any legal obligation of my Agent personally.

My Agent shall have the power to make gifts from my assets to the contingent beneficiaries of my Living Trust, either outright or in trust, for purposes my Agent considers to be in my best interest, including, without limitation, the minimization of income, estate, inheritance or gift taxes. My Agent may also make gifts in order to assure the continuation of any gifting program initiated by me prior to my incapacity.

c. My Agent's Powers As They Relate To Public Benefits

My Agent is hereby appointed as my Representative Payee for the purposes of receiving Social Security benefits. My Agent shall have the power to take any and all steps necessary, in my Agent's judgment, to obtain and maintain my eligibility for any and all public benefits and entitlement programs. Such programs include, but are not limited to, Social Security, Supplemental Security Income, Medicare, Medicaid, and In Home Support Services.

d. My Agent's Powers As They Relate To Disclaiming Property

My Agent may renounce and disclaim any property or interest in property to which I may become entitled, whether by beneficiary designation, gift, testate or intestate succession. My Agent may also release or abandon any property or interest in property which I may now or hereafter own. In exercising such discretion, my Agent may take into account such matters as any reduction in estate or inheritance taxes on my estate, and the effect of such renunciation or disclaimer upon persons interested in my estate and persons who would receive the renounced or disclaimed property.

In furtherance of these powers I give my Agent power and authority to do for me and in my name those things which such Agent deems expedient to and necessary to effectuate the intention of this instrument, which is to make certain that all of the property I own is titled in the name of my Living Trust, that taxes are minimized and that I avoid any guardianship proceedings. I hereby ratify and confirm all that my said Agent shall do by virtue hereof.

2. Effective Date And Durability

This Limited Power Of Attorney shall become effective upon its signing. My Agent shall continue to be able to exercise any power or authority I have given her notwithstanding my subsequent incapacity.

3. Amendment And Revocation Of Limited Power Of Attorney

This Limited Power Of Attorney may be amended or revoked at any time, by a written instrument. However, until revoked all persons shall recognize my Agent's authority under this Limited Power Of Attorney, and this Limited Power Of Attorney shall not be affected by my subsequent incapacity or by the lapse of time. No person shall be liable to me or my estate in any way for any losses resulting from his or her good faith recognition of my Agent's authority, prior to having received a written notice of revocation.

4. Severability

If any provision of this Limited Power Of Attorney is declared by a court of competent jurisdiction to be invalid for any reason, such invalidity shall not affect the remaining provisions of this document. The remaining provisions shall be fully severable, and this Power Of Attorney shall be interpreted and enforced as if the invalid provision had never been included in my Power Of Attorney.

5. Counterparts

Any person may rely fully, completely, and equally on: (1) the original of this Power Of Attorney, (2) a duly executed counterpart of this Power Of Attorney, or (3) a copy certified by my Agent to be a true copy of the original Power Of Attorney.

