

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2002 048005

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MORRIS W. CARTER
RECORDER

THIS FORM HAS BEEN PREPARED FOR USE IN THE STATE OF INDIANA BY LAWYER ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS, AND INSERTION OF SPECIAL CLAUSES, MAY CONSTITUTE THE PRACTICE OF LAW WHICH SHOULD ONLY BE DONE BY A LAWYER.

POWER OF ATTORNEY

OF

JOSEPH E. JOHNSTON

PRINCIPAL

TO

BRENDA F. JOHNSTON

ATTORNEY IN FACT

made under Indiana Code 30-5, as it may be amended, or replaced (the "Statute")

I, as principal, designate and name the person whose name appears above to be my attorney in fact.

A. **POWERS.** According to the Statute, an attorney in fact has a power granted under IC 30-5 if the power of attorney incorporates the power. Therefore, by referring to the language of the Statute describing powers, this Power of Attorney incorporates into it the powers here listed and confers general authority with respect to them:

- | | | | |
|--|---------------|-----------------------------------|----------------|
| real property transactions; | [IC 30-5-5-2] | fiduciary transactions; | [IC 30-5-5-10] |
| tangible personal property transactions; | [IC 30-5-5-3] | claims and litigation; | [IC 30-5-5-11] |
| bond, share, and commodity transactions; | [IC 30-5-5-4] | family maintenance; | [IC 30-5-5-12] |
| banking transactions; | [IC 30-5-5-5] | benefits from military service; | [IC 30-5-5-13] |
| business operating transactions; | [IC 30-5-5-6] | records, reports, and statements; | [IC 30-5-5-14] |
| insurance transactions; | [IC 30-5-5-7] | estate transactions; | [IC 30-5-5-15] |
| beneficiary transactions; | [IC 30-5-5-8] | all other matters. | [IC 30-5-5-19] |
| gift transactions; | [IC 30-5-5-9] | | |

[Note: Though the Statute grants powers with respect to health care [IC 30-5-5-16 and IC 30-5-5-17] and delegation [IC 30-5-5-18], this Power of Attorney does not include them. Health care can be provided in a separate power of attorney concerning health care.]

Any power I do not wish to incorporate into this Power of Attorney I have deleted by lining out and writing my initials opposite the deletion. Any power to be modified or added I have modified or added as follows: [and have verified by writing my initials in the space provided here in the margin].

IN FURTHERANCE OF THESE POWERS, I give my attorney in fact power to act on my behalf and to do for me and in my name those things which such attorney deems expedient to and necessary to effectuate the intent of this Power of Attorney, as fully as I could do for myself.

B. **RESERVATION OF POWER TO ACT AND TO REVOKE.** I reserve unto myself, however, the power to act on my own behalf and also to revoke or amend this Power of Attorney.

C. **CHAPTERS OF STATUTE ALSO APPLICABLE.** The following chapters of the Statute also apply to this Power of Attorney and acts performed under it:
Definitions [IC 30-5-2] Reliance [IC 30-5-8]
General Provisions [IC 30-5-3] Liabilities [IC 30-5-9]
Duties [IC 30-5-6] Termination [IC 30-5-10]

D. **LIABILITY OF ATTORNEY IN FACT.** As permitted by IC 30-5-9-5, I, as principal, specifically provide that my attorney in fact is liable only if my attorney in fact acts in bad faith.

E. **RELIANCE ON POWER OF ATTORNEY.** In addition to provisions of the Statute, I hereby authorize my attorney in fact to hold and deposit any money or other property in any bank, trust company, or other financial institution named in this Paragraph E and the banking institution named in Paragraph F may rely on its being in effect unless I shall have executed a proper instrument revoking or changing it and delivered such instrument, or caused it to be recorded, to such person(s):

Holding Institution	Type of Account	Account Number

All other persons to whom this Power of Attorney may be delivered may rely on its being in effect unless I shall have executed a proper instrument revoking or changing it and recorded such instrument, or caused it to be recorded, in the Office of the Recorder of Lake County, State of Indiana.

COMMUNITY TITLE COMPANY
FILE NO L23169

001591

Handwritten initials: M, H, CM

F. SAFE DEPOSIT BOX. I have a safe deposit box, Number _____ at _____

(Banking Institution) (Branch) (City)

I give my attorney in fact power to enter or have access to that box and to any other safe deposit box in my name either individually or jointly with any other person. I give the power also to remove property from such box or add property to it, and to relocate such box within the banking institution or at another. Powers here given are in addition to those incorporated into this Power of Attorney by reference.

G. DURATION OF POWER OF ATTORNEY. SELECT ONLY ONE OF THE FOLLOWING PROVISIONS BY STRIKING ALL INAPPLICABLE PROVISIONS: [in case of insufficient striking, provision applies]:

a. This Power of Attorney is not terminated by my incapacity.

~~b. This Power of Attorney terminates on _____ (Date) _____ (Time)~~

~~c. This Power of Attorney terminates upon my incapacity on _____ (Date) _____ (Time)~~

H. REVOCATION OF PRIOR POWERS. I do/~~do not~~ [strike] revoke all powers of attorney I signed before the date of this Power of Attorney. Revocation does not affect the validity of an act performed under a prior power of attorney. In case of failure to strike, prior powers are revoked.

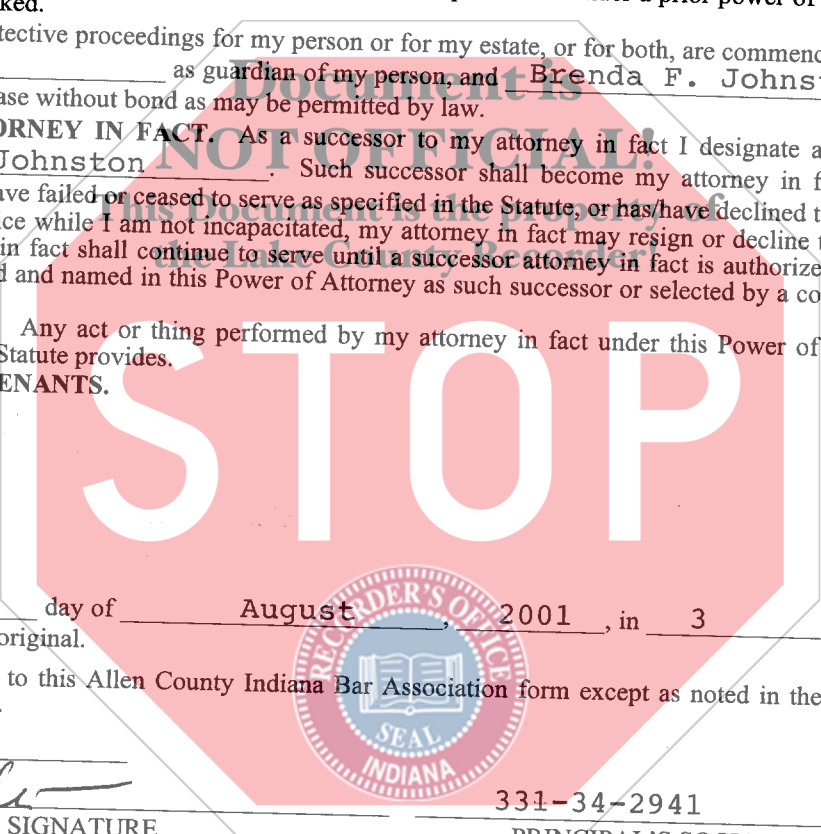
I. GUARDIANS. If protective proceedings for my person or for my estate, or for both, are commenced, I nominate _____ as guardian of my person, and Brenda F. Johnston as guardian of my estate, to serve in each case without bond as may be permitted by law.

J. SUCCESSOR ATTORNEY IN FACT. As a successor to my attorney in fact I designate and name Joseph Arthur Johnston. Such successor shall become my attorney in fact when the person(s) first designated and named has/have failed or ceased to serve as specified in the Statute, or has/have declined to serve.

By giving me written notice while I am not incapacitated, my attorney in fact may resign or decline to serve. During a period of my incapacity, my attorney in fact shall continue to serve until a successor attorney in fact is authorized to act under this Power of Attorney, whether designated and named in this Power of Attorney as such successor or selected by a court of competent jurisdiction to be such successor.

K. BINDING EFFECT. Any act or thing performed by my attorney in fact under this Power of Attorney binds me and my successors in interest, as the Statute provides.

L. ADDITIONAL COVENANTS.



Signed this 27 day of August, 2001, in 3 counterparts, each of which shall be considered an original.

No changes have been made to this Allen County Indiana Bar Association form except as noted in the additional covenants or as obviously and clearly marked.

Counterpart No. 1

[Signature] 331-34-2941
PRINCIPAL'S SIGNATURE PRINCIPAL'S SOCIAL SECURITY NUMBER

1516 Somerset Munster, Indiana 46321
PRINCIPAL'S STREET OR OTHER ADDRESS PRINCIPAL'S CITY, STATE AND ZIP CODE

STATE OF INDIANA, COUNTY OF LAKE SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 27 day of August, 2001, personally appeared the principal named above, signed this Power of Attorney, and acknowledged the execution of it, as the voluntary act and deed of the principal, for the uses and purposes therein stated.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.

My Commission expires: 3/13/07 Signature [Signature]

Resident of Lake County Printed Barbara L. Janke, Notary Public

This instrument prepared by James W. Martin, 8585 Broadway, Suite 660, Merrillville, Indiana 46410, Attorney at Law

Attorney Number 10873-45



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