

1475

Vol. 75 Page 6397

## SPECIAL POWER OF ATTORNEY

(To be prepared only under the supervision of your Legal Assistance Officer or Civilian Attorney.)

KNOW ALL MEN BY THESE PRESENTS, that I (state full name, title, grade, SSAN, as applicable) CAROLYN B. ADAMS, 544-44-1076  
 a legal resident of San Jose, State of California  
 County (City) of Santa Clara, State of California  
 and presently stationed or residing at 1007 Sherman Oaks Drive, San Jose, California  
 desiring to execute a SPECIAL POWER OF ATTORNEY have made, constituted and appointed, and by these presents do make, constitute and appoint WILLIAM C. WEBER, my brother  
 whose address is 923 N. E. Sunrise Lane  
 County (City) of Hillsboro, State of Oregon  
 my Attorney-in-Fact to act as follows, GIVING AND GRANTING unto my said attorney full power to: (insert appropriate clause(s)).

Sell any and all properties belonging to the Estate of CALVIN W. WEBER, deceased, for such amounts as he in his judgment deems advisable.//////NOTHING ELSE FOLLOWS//////

FURTHER, I do authorize my aforesaid Attorney-in-Fact to perform all necessary acts in the execution of the aforesaid authorization with the same validity as I could effect if personally present. Any act or thing lawfully done hereunder by my said attorney shall be binding on myself and my heirs, legal and personal representatives, and assigns.

PROVIDED, however, that all business transacted hereunder for me or for my account shall be transacted in my name, and that all indentments and instruments executed by my said attorney for the purpose of carrying out the foregoing powers shall contain my name, followed by that of my said attorney and the designation "Attorney-in-Fact".

I FURTHER DECLARE that this power shall remain in effect even though I am reported or listed, officially or otherwise, as "missing in action" it being my intention that the designation of such status shall not bar my said attorney from fully and completely exercising and continuing to exercise any and all powers and rights herein granted until this Special Power of Attorney is revoked by my death or as otherwise provided herein.

FURTHER, unless sooner revoked or terminated by me, this Special Power of Attorney shall become NULL and VOID from and after 30 April, 1980.

Notwithstanding my insertion of a specific expiration date herein, if on the above specified expiration date I shall be, or have been, carried in a military status of "missing," "missing-in-action" or "prisoner-of-war," then this power of attorney shall automatically continue to remain valid and in full effect until sixty (60) days after I have returned to United States military control following termination of such "missing," "missing-in-action" or "prisoner-of-war" status.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 22nd day of April, 1975.

WITNESSES:

Carolyn B. Adams (SEAL)  
 CAROLYN B. ADAMS

ADDRESS (include ZIP Code) AND SSAN

## IF ACKNOWLEDGED BEFORE A NOTARY PUBLIC:

State of CALIFORNIA } SS Prepared in the Office of the Staff Judge Advocate, 6594th AB SC, Sunnyvale AFS, CA.  
 County (City) SANTA CLARA (Sunnyvale)  
 I, MARIANNE BILTER, a Notary Public in and for the County (City) and State aforesaid, do hereby certify that on the 22nd day of April, 1975, before me personally appeared CAROLYN B. ADAMS who is known by me to be the identical person who is described in, whose name is subscribed to, and who signed and executed the foregoing instrument, and having first made known to him the contents thereof, he personally acknowledged to me that he signed and sealed the same on the date it bears by his free and voluntary act and deed for the uses, purposes and considerations therein set forth.



MARIANNE BILTER  
 PRINCIPAL OFFICE IN THE  
 COUNTY OF SANTA CLARA

My Commission Expires July 27, 1975  
 My Commission Expires

Marianne Bilter  
 Notary Public

## IF ACKNOWLEDGED BEFORE A MILITARY PERSON AUTHORIZED TO ADMINISTER OATHS:

(See AFR 110-6 for statutory provisions authorizing Armed Forces Personnel to perform Notarial Acts and for instructions on completing certificate of acknowledgment)

With the United States Armed Forces

At \_\_\_\_\_

I, \_\_\_\_\_, the undersigned officer, do hereby certify that on this

\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, personally appeared \_\_\_\_\_

SSAN \_\_\_\_\_, whose home address is \_\_\_\_\_, and to be the identical

person who is described in, whose name is subscribed to, and who signed and executed the foregoing instrument, and having

first made known to him the contents thereof, he personally acknowledged to me that he signed and sealed the same, on the date

it bears as his true, free and voluntary act and deed, for the uses, purposes and considerations therein set forth. And I do

further certify that I am at the date of this certificate a commissioned officer of the grade, branch of service and organi-

zation stated below in the active service of the United States Armed Forces, that by statute no seal is required on this cer-

tificate and that same is executed in my capacity as \_\_\_\_\_

(Signature of Officer)

(SSAN, grade and branch of service)

(Command or organization)

(Permanent home address, include ZIP Code)

## GENERAL GUIDANCE

1. **Advice of counsel.** As a power of attorney represents the designation of another individual to act on behalf of the grantor of the power as his agent or Attorney-in-Fact, one should be executed only after a legal assistance officer or a private attorney has explained to the grantor (and when feasible the grantee) the legal consequences of the execution of such a document. There is no military requirement for anyone to execute a power of attorney. The need for one, if any, is entirely personal. All powers of attorney should be prepared by a legal assistance officer or private attorney and executed under his supervision.

2. **Termination.** Because powers of attorney of indefinite duration can be difficult to revoke, it is important to express that the power will terminate at a specified time, or upon the happening of a specific event.

3. **Witnesses and Acknowledgement.** Although it is not always necessary, the better practice is to have the grantor's signature witnessed by three witnesses and acknowledged by an authorized official (See AFR 110-6). Whenever possible, the acknowledgment should be by a notary public when accomplished in the United States and by a U. S. consul when accomplished abroad. In many states a power of attorney to convey lands or any interest therein must be acknowledged and witnessed like a deed.

4. **Federal Income Tax Returns.** Internal Revenue Form 936 permits a person to designate another to prepare and sign his income tax return or declaration of estimated taxes.

Internal Revenue Form 935 is recommended if husband or wife wishes to authorize the other to file a joint return or declaration of estimated taxes.

5. **U. S. Savings Bonds and Notes.** Under current U. S. Treasury Department regulations, servicemen, civilian employees of the Federal Government or any agency or instrumentality thereof, or employees of the American Red Cross, when serving outside the continental United States, may authorize another person to redeem their U. S. Savings Bonds or Notes. A power of attorney, general or special, which contains such language as "this power expressly includes the authority to endorse and cash United States Savings Bonds and Notes" is sufficient authorization, as is an air-letter or a letter and the envelope in which it came, clearly indicating the owner's intent that his bonds or notes be so redeemed. If the owner desires to limit the authority to specific bonds or notes, he must give their serial numbers including alphabetical prefix and suffix. Evidence that owner is in fact serving outside the continental United States may be supplied by a letter and the envelope in which it came or by a letter from a superior officer who is in a position to know the owner's present duty assignment. The bonds, or notes, together with the power of attorney, or letter authorizing redemption, and evidence that the grantor is serving outside the continental United States, must be submitted for redemption to a Federal Reserve Bank or Branch, or to the Bureau of the Public Debt, Division of Loans and Currency Branch, 536 South Clark Street, Chicago, Illinois 60605, or to the Office of the Treasurer of the United States, Securities Division, Washington, D. C. 20220.

## SUGGESTED CLAUSES

1. **Shipment of Household Goods.** "Take possession, order the removal, and shipment of any of my household goods from or, to, any base, warehouse, depot, dock or other place of storage, safekeeping or use, governmental or private, and to execute and deliver any release, voucher, receipt, shipping ticket or other instrument necessary or convenient for such purposes."

2. **Sale of Automobile.** "Sell, in my name, (for such price as my Attorney-in-Fact deems best) (for a price not less than \$ \_\_\_\_\_), described as: (here include model year, make, body type, engine number, and state of registration) and to transfer title thereto. I further authorize my Attorney-in-Fact to do and perform any and all acts necessary in connection with renewal or cancellation, in my name, of the registration and/or insurance of said automobile."

3. **Registration of Automobile.** "Register, in my name, the following described automobile: (here describe automobile), in the state of \_\_\_\_\_"

4. **Shipment of Automobile.** "Take possession and order the removal of my automobile described as: (here describe automobile) from \_\_\_\_\_ to \_\_\_\_\_ and execute any and all documents necessary to effectuate said shipment."

5. **Rental of Suitable Housing.** "Procure rental of suitable housing for me and my family (consisting of my wife

and \_\_\_\_\_ child(ren)) in or near \_\_\_\_\_ and to use his judgment and discretion as to type of housing and amount of rental, subject to local laws relating to the rental of housing accommodations and applicable regulations of \_\_\_\_\_, and to obligate me as may be necessary to carry out this power of attorney."

6. **Medical and Hospital Care for Child(ren).** "Authorize and execute consent for any and all medical and hospital care and treatment, including major surgery, deemed necessary by a duly licensed physician selected by my Attorney-in-Fact for the health and well-being of my following named child(ren): \_\_\_\_\_"

7. **Lease of Real Property.** "Enter upon and take possession of the following described property, together with all improvements thereon: (here describe property) to lease the same upon terms acceptable to my Attorney-in-Fact (but in no event shall said rental be less than \$ \_\_\_\_\_ per month); to collect, receive and deposit to my credit the rents or income therefrom; and to manage and repair the structures and improvements thereon."

8. **Sale of Real Property.** "Sell and convey in fee the following described property, together with all improvements thereon, for such amounts as he in his judgment deems advisable (for not less than \$ \_\_\_\_\_); (here describe property, using both street address and legal description)."

STATE OF OREGON; COUNTY OF KLAMATH; ss.

WILLIAM C. WEBER

Filed for record at request of \_\_\_\_\_

this 9th day of June A. D., 1975 at 10:30 o'clock A. M., and duly recorded in

Vol. M 85 DEEDS on Page 6397.

FEE \$ 4.00

Wm C. Weber  
923 N.E. Sunrise Lane  
Klamath Falls, Ore

WM. D. MILNE, County Clerk

By *Hagit Dragil* Deputy