14529 AFTER RECORDING, MAIL TO:

920 EAST SHELBY STREET SEATTLE, WA 98102

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AFTER RECORDING, MAIL TO: MARGARET TUTHILL 920 EAST SHELBY STREET SEATTLE, WA 98102

MTC 1396-1758

## GENERAL POWER OF ATTORNEY WITH DURABLE PROVISION

- 1. DESIGNATION. The undersigned Principal, JANE B. HARTLEY, residing and domiciled in the State of Washington, hereby designates MARGARET J. TUTHILL, of Seattle, Washington, as her Attorney-in-Fact in the manner hereinafter defined pursuant to RCW 11.94 and as it is amended in the future.
- 2. EFFECTIVENESS. This Power of Attorney shall become effective immediately and shall continue in effect notwithstanding any subsequent disability, incompetency or disappearance of the Principal.
- 3. TERMINATION. Notwithstanding any uncertainty as to whether the Principal is alive or dead, this Power of Attorney shall continue in effect, to the extent permitted by law, until revoked or terminated. The Principal may revoke this Power of Attorney by written notice to the Attorney-in-Fact and by recording the instrument of revocation at the office of the Auditor or Recorder of King County, Washington. This Power of Attorney shall be terminated upon receipt of written notice, or actual knowledge by the Attorney-in-Fact, of the death of the Principal and further may be terminated by the guardian of the estate of the Principal following court approval of such termination.
- 4. POWERS. The Attorney-in-Fact, as fiduciary, shall have powers of absolute ownership of all the Principal's assets and liabilities of every kind and character, whether located within or without the State of Washington, and all powers granted to trustees by the Washington Trust Act of 1984 and any amendments thereto.

Among the powers the Attorney-in-Fact shall have (but not in limitation thereof) shall be the power:

a. To demand, sue for, recover, collect and receive all sums of money, debts, dues, accounts, legacies, bequests, interests, dividends, annuities and demands whatsoever, as are now or shall hereafter become payable to the Principal and to use all lawful means in the Principal's name for the recovery thereof and to compromise and agree for the same, and to make, sign and deliver discharges for the same.

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- b. To contract, purchase and receive lands and accept possession of all lands, and all deeds; and to lease, sell, release, convey, mortgage and encumber lands upon such terms and conditions and under such covenants as the Attorney In Fact shall think fit, and to assign and transfer any note or mortgage.
- c. To buy, sell, mortgage, hypothecate, and in any and every way and manner deal in and with goods, wares and merchandise, legal actions that may be pending and other property, in possession or in action, and to transact every kind of business for the Principal.
- d. To transfer assets of all kinds to the trustee of any trust established by the Principal alone or by the Principal and the Principal's spouse, or to effect any such transfer to the Principal's spouse's own separate title or to any other person, including the Attorney-in-Fact when such transfer is made pursuant to RCW chapter 74.09 to qualify the Principal for medicaid assistance. No such transfer shall be deemed a prohibited "gift" for purposes of this Power of Attorney. In such an instance, the Principal's Attorney-in-Fact shall be expressly authorized to revoke on the Principal's behalf any community property agreement which the Principal and the Principal's spouse may have jointly executed.
- e. To deposit or make payments from any account in a financial institution, as defined in RCW 30.22.040, in the name of the Principal, and to enter any safe deposit box to which the Principal has a right of access, subject to any contrary provision in any agreement governing the safe deposit box.
- f. To execute, deliver and acknowledge such deeds, leases and assignments of leases, covenants, indentures, agreements, mortgages, bonds, notes, receipts, evidences of debt, release and satisfactions of mortgage, judgments and other debts, and such other instruments in writing, of whatsoever kind or nature, as may be necessary or proper in the premises.
- g. To handle tax matters for the Principal, including the power to file all tax forms, sign tax returns, and represent the Principal or appoint a substitute representative before the Internal Revenue Service.

A.B.H.

h. To sign and deliver a disclaimer and determine the amount thereof under the Internal Revenue Code and Washington law when in his judgment and discretion it is the best interest of the Principal's estate or the Principal's family so to do.

The Attorney-in-Fact shall not have the power to make, amend, alter or revoke any estate planning or testamentary documents previously executed by the Principal or to make any gifts of property owned by the Principal.

The Attorney-in-Fact shall have full powers to occupy, lease, encumber, sell or otherwise manage any and all real property owned or acquired by the Principal.

- 5. GUARDIAN. If it is necessary to appoint a guardian or limited guardian of my person and/or estate, I nominate MARGARET J. TUTHILL for consideration by the court and request the court to appoint her unless she is disqualified by failing to meet the statutory requirements or for good cause.
- 6. RELIANCE. So long as neither the Attorney-in-Fact nor any person with whom the Attorney-in-Fact was dealing at the time of any act taken pursuant to this Power of Attorney has actual knowledge or has received written notice of revocation or termination of the Power of Attorney, by death or otherwise, the Attorney-in-Fact, and such person dealing with the Attorney-in-Fact, shall be entitled to rely upon this Power of Attorney. Any action so taken unless otherwise invalid or unenforceable, shall be binding on the Principal and the Principal's heirs, legatees, devisees, guardians and personal representatives.
- 7. INDEMNITY. The Principal or her estate shall hold harmless and indemnify the Attorney-in-Fact from any and all liability for acts done in good faith pursuant to this Power of Attorney.
- 8. COMPENSATION. The Attorney-in-Fact shall be reimbursed for all costs and expenses reasonably incurred.

4. B 64

STATE OF WASHINGTON  COUNTY OF KING  I certify that I know or have satisfactory evidence that JANE B. HARTLEY signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the  DATED May 25, 1995  Print name: State  NOTARY PUBLIC in and for the State
DATED May 25, 1995  Print name: Wick D Vounce
Signature  Print name: Sylvey D. Vounce
of Washington.  My commission expires: 10 min 19, 1999
C;\WILLS\HARTLEY.DPA
STATE OF OREGON: COUNTY OF KLAMATH: ss.  Filed for record at request of Mountain Title Company
of March A.D., 19 96 at 3:44 o'clock P.M., and duly recorded in Vol. M96 of Power Of Attorney on Page 6515  FEE \$20.00  By Bernetha G. Letsch, County Clerk

9. APPLICABLE LAW. The laws of the State of Washington shall govern this Power of Attorney.

DATED this \_25 day of \_ May