

32604

Vol. 1197 Page. 4029

PREPARED BY & AFTER RECORDING RETURN TO:
Boivin, Jones, Uerlings, Dilaconi & Oden, P.C.
James R. Uerlings
110 N. Sixth Street
Klamath Falls, Oregon, 97601
(541) 884-8101

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DURABLE POWER OF ATTORNEY

ARTICLE I. DECLARATIONS

1.1 This durable power shall take effect upon its execution unless some other date is specified.

1.2 I, WILLIAM WESLEY MARTIN, (Social Security Number [REDACTED]) does hereby make, constitute, and appoint SANDRA J. McNEAL (Social Security Number [REDACTED]) as my agent and attorney-in-fact (hereinafter referred to as "agent"). If SANDRA J. McNEAL is unable or unwilling to act in that capacity or if he/she shall serve but thereafter for any reason ceases to serve, I hereby make, constitute, and appoint ROBERT G. McNEAL (Social Security Number [REDACTED]) as my agent and attorney-in-fact.

ARTICLE II. POWERS GRANTED

2.1 The following powers are granted to my attorney-in-fact to be used for my benefit and on my behalf in accordance with the direction specified herein. The powers shall apply to all property I currently have any right, title or interest in, and to any such property I may acquire any right, title or interest in, in the future.

My agent shall have the following power and authority:

1. To take possession and control of all my property, real and personal; to manage, administer, operate, maintain and improve such property; to insure and keep the same insured; and to pay any and all taxes, charges and assessments that may be levied or imposed upon such property.

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2. To collect and receive any money, property, debts or claims whatsoever, as are now or shall hereafter become due, owing and payable or belonging to me, to forgive debts, and to give receipts or other sufficient discharge for any of the same.

3. To retain any property, real or personal, which comes into the possession of my agent in the form in which it was received or to change the form of such property as my agent may deem prudent.

4. To pay my debts and other obligations.

5. To represent me in all tax matters; to prepare, sign and file federal, state and/or local income, estate, gift and other tax returns of all kinds.

6. To make expenditures for my care, maintenance, support and general welfare, and to distribute such sums as are necessary for the care, support and maintenance of members of my family who are dependent upon me for support.

7. To commence, prosecute and to defend against, to compromise, submit to arbitration, answer and oppose all actions, suits and proceedings touching any matters in which I am or hereafter may be interested or concerned, and any matters which may arise from the agency created in this instrument.

8. To bargain for, buy and deal in property and goods of every description.

9. To convey, grant, sell, mortgage, pledge, consign, lease, hypothecate and in any and every manner deal in and with my property, both real and personal.

10. To make and deliver any deeds, conveyances, contracts, covenants and other instruments, undertakings or agreements, of whatever kind and nature, including the right to supply the legal description of any real property involved in any of the foregoing documents, which my said agent in my agent's discretion shall deem to be for my best interests.

11. To borrow any sums of money on my behalf on such terms and at such rates of interest as my said agent may deem proper, and to give security on my behalf for the repayment of the same.

12. To accept, sign, endorse, sell, discount, deliver, deposit, and transfer checks, drafts, notes, bills, bonds, and negotiable or nonnegotiable instruments, including any payments to me drawn on the Treasury of the United States or any state or governmental entity.

13. To make and change investments, including buy, sell, transfer and withdraw, and to handle all transactions with regard to United States Savings bonds and Treasury bills, notes and bonds.

14. To have access to and remove any item from any safe deposit box which has been rented in my name, or in the name of myself and any other person or persons.

15. To do and perform every act necessary or desirable, including to serve as representative payee, with respect to rights and entitlements for my benefit and the benefit of my spouse from the Social Security Administration, Medicare, Medicaid, and branch of military service, the Veterans Administration and any State Department of Veterans Affairs.

16. To make and change investments, including buy, sell, transfer and withdraw, in income bearing securities, including common and preferred stocks of corporations, as my said agent in its discretion may deem prudent, and to hold such securities in the name of its nominee or unregistered in such form that transfer thereof may be effected by delivery; and to vote any stock in my name as proxy.

17. To withdraw any monies deposited with any bank, mutual savings bank, credit union, savings and loan association, mutual fund, life insurance company, investment advisor or broker in my name, or in the name of myself and any other person or persons, and generally to do any business with any such financial institution or agency on my behalf.

18. To change ownership of my life insurance policies and annuities, to borrow cash value from or surrender such life insurance policies and annuities, to make and change beneficiary designations and to consent and/or waive consent in connection with the designation of beneficiaries of my life insurance policies, annuities, IRAs and employee benefit plans.

19. To negotiate checks, change beneficiaries, assign, waive or otherwise transfer rights to any pension to which I am entitled, whether private, federal (including the Office of Personnel Management), state (including Public Employees Retirements System), or other.

20. To elect, declare or change my domicile for the purpose of transferring securities, federal and state tax elections, and long term care planning.

21. To establish and fund a trust for my benefit, or the benefit of my spouse, and to amend and/or revoke a revocable trust for my benefit or the benefit of my spouse.

22. To make gifts or other transfers without consideration, outright or in trust, including the forgiveness of indebtedness.

23. To grant, bargain, sell, convey and transfer real and personal property from my name to the name of my agent or to a trustee of a trust established for my benefit and/or the benefit of my spouse.

24. To employ, compensate and discharge such domestic and professional personnel, including attorneys, accountants, financial consultants, advisors, consultants, servants and employees as my agent deems appropriate.

25. To disclaim or renounce any interest or power to which I might be entitled, and to do all acts pursuant to such disclaimer or renunciation required under federal or state law (including the Internal Revenue Code of 1986 and its successors).

26. To release all or a portion of any power of appointment held by me, whether general or special. To release any such power of appointment regarding real property by a deed signed by my agent.

27. To make gifts to my children and grandchildren conforming to gift patterns made in earlier years, provided that due care is given to my future needs in the event of incapacity or disability.

28. To prepare, execute and file any proof of debt/claim and other instruments in any court and to take any proceedings under the Bankruptcy Act in connection with any sum of money or demand due or payable to me and in any such proceedings to vote in my name for the election of any trustee or trustees and to demand, receive and accept any dividend or distribution whatsoever. Also to file for relief, on my behalf, under any bankruptcy statute

29. As to decisions related to my health care, I hereby grant the following powers to my Attorney-in-Fact:

- a. To authorize or withhold authorization for medical and surgical procedures.
- b. To authorize my admission to a medical, nursing, residential or similar facility and to enter into agreements for my care.
- c. To arrange for my discharge, transfer from, or change in type of care provided.
- d. To arrange and pay for consultation, diagnosis or assessment as may be required for my proper care and treatment.
- e. To authorize participation in medical, nursing and social research, consistent with such ethical guidelines as may appropriately govern such research.
- f. To authorize the transfer of such of my organs or parts of my body as I might have done under the Uniform Anatomical Gift Act.

I authorize my said agent for me and in my name generally to do and perform all and every act and thing whatsoever requisite, desirable or necessary to be done in the premises; to conduct, manage and control all my business and my property, wheresoever situate and whether now owned or hereafter acquired, as my agent may deem for my best interests; and to execute and acknowledge any and all instruments necessary or proper to carry out the foregoing powers, hereby releasing and saving harmless all third persons from responsibility for the acts and omissions of my said agent and empowering my said agent to indemnify all such persons against loss, expense and liability.

Third persons may rely upon the continued validity of this Power of Attorney until receiving actual knowledge of its revocation or of my death.

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I expressly declare that I am aware of the broad grant of authority herein and recognize that these powers may be needed for purposes that cannot be determined in advance, including planning for long term care benefits.

I expressly declare that the powers of my agent herein described shall be exercisable by my said agent on my behalf, and shall be binding on me, notwithstanding that I may become legally disabled or incompetent.

An agent named herein shall be deemed "unable" or "unwilling" to act in that capacity when his/her successor or the principal can document such by producing a certificate of death, a statement of incapacity by a physician or a written resignation from the agent.

This power of attorney may be revoked, suspended or terminated in writing by written notice to the Attorney-in-Fact. This power of attorney when given to a spouse is deemed to be revoked by filing for a decree of dissolution of marriage in any state or nation.

The Attorney-in-Fact shall be required to account to any subsequently appointed personal representative

In construing this power of attorney, it is to be understood that the undersigned may be more than one person or a corporation and that, therefore, if the context so requires, the singular pronoun shall be taken to mean and include the plural, the masculine, the feminine and the neuter and that generally all grammatical changes shall be made, assumed and implied to make the provisions hereof apply equally to corporations and to more than one individual.

It is my intent that this power of attorney be valid in every state, however all questions pertaining to validity, interpretation and administration of this power shall be determined in accordance with the laws of the State of Oregon.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of November, 1996.

Shawn Stone Witness

HIS MARK

Edith A. Allen Witness

William Wesley Martin

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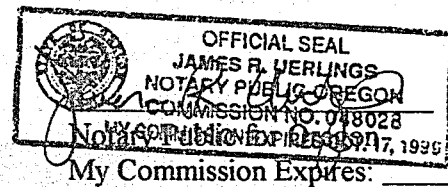
Printed Names and Addresses of Witnesses:

Shawn Stone
 Name
2445 Applegate Av.
 Address
Klamath Falls, OR. 97601

Esther Baker
 Name
Box 77
 Address
Seaffy ore 97621

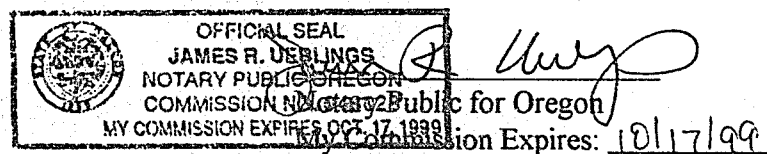
STATE OF OREGON)
) ss.
 County of Klamath)

The above-named William Wesley Martin personally appeared before me on this 20th day of November, 1996, and acknowledged the foregoing instrument to be his/her voluntary act.



STATE OF OREGON)
) ss.
 County of Klamath)

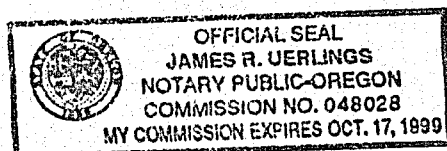
On this 20th day of November, 1996, the witness, Shawn Stone, personally appeared before me, known to me to be the person whose name is subscribed to the within instrument as a witness thereto, who being by me duly sworn, deposed and said: That he/she was present and saw WILLIAM WESLEY MARTIN, personally known to him/her to be the person described in, and whose mark is affixed to, the within and annexed instrument, execute the same and subscribe his mark thereto; and that affiant subscribed his/her own name thereto as a witness to said execution.



STATE OF OREGON)
) ss.
 County of Klamath)

On this 20th day of November, 1996, the witness, Esther Baker, personally appeared before me, known to me to be the person whose name is subscribed to the within instrument as a witness thereto, who being by me duly sworn, deposed and said: That

he/she was present and saw WILLIAM WESLEY MARTIN, personally known to him/her to be the person described in, and whose mark is affixed to, the within and annexed instrument, execute the same and subscribe his mark thereto; and that affiant subscribed his/her own name thereto as a witness to said execution.



James R. Uerlings
Notary Public for Oregon

My Commission Expires: 10/17/99

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STATE OF OREGON : COUNTY OF KLAMATH: ss.

Filed for record at request of Sandra McNeal the 10th day
of February A.D., 19 97 at 9:13 o'clock A.M., and duly recorded in Vol. M97
of Power of Attorney on Page 4029

Bernetha G. Letsch, County Clerk

FEE

\$35.00

4.00 c.c.

Return: Sandra McNeal

4676 Tingley Ln.

KFO 97603

by Kathleen Rose