

MTC 47995-MS
SPECIAL POWER OF ATTORNEY
(PURCHASING REAL ESTATE)

PREAMBLE: This is a MILITARY POWER OF ATTORNEY prepared pursuant to Title 10, United States Code, § 1044b, and executed by a person authorized to receive legal assistance from the military services. Federal law exempts this power of attorney from any requirement of form, substance, formality, or recording that is prescribed for powers of attorney by the laws of a state, the District of Columbia, or a territory, commonwealth, or possession of the United States. Federal law specifies that this power of attorney shall be given the same legal effect as a power of attorney prepared and executed in accordance with the laws of the jurisdiction where it is presented.

KNOW ALL MEN BY THESE PRESENTS:

That I, CHARLES GLEN SIMMONS, a legal resident of the State of OREGON, do hereby make, constitute and appoint KENNETH GLEN SIMMONS, my true and lawful attorney in fact, for me and in my name, place, and stead, to buy, receive or otherwise acquire, for such price, and on such terms as said attorney shall deem best; to receive good and sufficient deeds and conveyances for, either with or without covenants and warranty; and obtain financing for, including but not limited to (1) the execution of the Sales Contract, (2) the execution of Deed of Trust Note, (3) the execution, acknowledgement and delivery of Deed of Trust Note, (4) the execution of any additional documents required by the lender, and (5) the execution of any additional documents required by the Veteran's Administration where applicable, the following described land and improvements thereon, or any part thereof:

KLAMATH RIVER ACRES 4TH EDITION BLOCK 25, LOT 7

GIVING AND GRANTING unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done as fully to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said attorney or my said attorney's substitute or substitutes shall lawfully do or cause to be done by virtue of these presents.

Notwithstanding my insertion of a specific expiration date herein, if on the above specified expiration date, or if at any time within thirty (30) days immediately preceding that specified expiration date, I should 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; or until such time as I have been officially declared dead.

This power of attorney shall not terminate on disability of the principal, in accordance with Section 11-9.1 of the Code of Virginia.

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Unless sooner revoked by me, this power of attorney shall become NULL AND VOID on and after 1 JULY 1999.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on 29 APR 99.

Charles Glen Simmons
CHARLES GLEN SIMMONS

SERVING WITH THE ARMED FORCES OF THE UNITED STATES ONBOARD USS NIMITZ (CVN 68), LOCATED AT NEWPORT NEWS, VIRGINIA.

I, Joseph S. Giaise, the undersigned legalman, do hereby certify that on 29 April 1999, before me, personally appeared CHARLES GLEN SIMMONS, who is known to me to be retired or an active duty member of the Armed Forces of the United States, a person serving with or accompanying the Armed Forces of the United States, or the spouse or dependent of such a person; and to be the identical person who is described in, whose name is subscribed to, and who signed and executed that 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 uses, purposes, and considerations therein set forth. And I do further certify that I am at the date of this certification a non-commissioned officer of the grade, branch and component of service, and organization stated below in the active service of the United States Armed Forces; **that by statute no seal is required on this certification; and same is executed in my capacity as a non-commissioned officer; pursuant to authority granted to me by Title 10, Section 1044(a) and (b), United States Code (Uniform Code of Military Justice, Article 136); Sections 0902 and 0903 of the Manual of the Judge Advocate General of the United States Navy; and by any other authority granted to me by Federal and State Law.**

J. S. Giaise
Signature

ES, U.S. NAVY
Grade, Branch of Service

J. S. Giaise
Typed/Printed Name

USS NIMITZ (CVN 68), Legal department
Command

Authority: 10 U.S.C. §1044a.
NO SEAL REQUIRED

After recording, return to:
Kenneth Glen Simmons
P.O. Box 2794
Winston, OR 97496

State of Oregon, County of Klamath
Recorded 6/01/99, at 11:39 a.m.
In Vol. M99 Page 21438
Linda Smith, County Clerk
Fee \$ 15

Linda Smith