## **DOUBLE SYSTEM**

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STATE OF HAWAII L-1085 OFFICE OF ASSISTANT REGISTRAR RECORDED 03:00 PM AUG 13, 2004

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R-1493 STATE OF HAWAII BUREAU OF CONVEYANCES RECORDED AUG 13, 2004 03:00 PM

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ISI CARL T. WATANABE ASSISTANT REGISTRAR

/s/ CARL T. WATANABE REGISTRAR OF CONVEYANCES

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(808) 944-1554 (voice)

GENERAL DURABLE POWER OF ATTORNEY

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**OF** 

ALBERT HOON GUN CHUN

Law Offices of Rowen N. Young Honolulu, Hawaii

Ref #95-3035 Total Number of Pages:

## GENERAL DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That I, ALBERT HOON GUN CHUN, do hereby constitute and appoint THELMA YONG CHUN, if willing and able, to act, with full power of substitution, otherwise any person listed below, in this order of preference, to act, with full power of substitution, as my true and lawful attorney in fact for me and in my name and for my use and benefit, both personally and as Trustee of THE ALBERT H. G. CHUN TRUST, a trust agreement dated 7/6/95, as amended, executed by ALBERT HOON GUN CHUN as Trustor and as Trustee, to perform and do all the acts provided herein. Should any one or more of those named fail to qualify or cease to act as my attorney in fact, then my attorney in fact shall be the next one in order who is qualified to act as my attorney in fact:

- 1. MALCOLM CRAIG NAEA CHUN; then,
- 2. NATHAN PORTER KWOCK HONG CHUN.

My attorney in fact, as named above, shall have the power --

- 1. Collect Assets: to ask, demand, sue for, collect, recover, and receive all sums of money, debts, dues, accounts, legacies, bequests, interest, dividends, annuities, and demands whatsoever, as are now or shall hereafter become due, owing, payable, or belonging to me, and to have, use, and take all lawful ways and means in my name or otherwise for the recovery thereof by suits, attachments, or otherwise, and to compromise and agree for the same and grant and discharge for the same;
- 2. <u>Deal with Property</u>: to bargain, contract, agree for, buy, lease, sell, exchange, convey, demise, mortgage, hypothecate, and in any and every way and manner deal in and with lands, leaseholds, goods, merchandise, choses in action, and other property, real or personal or mixed, of all kinds, in possession or in action, upon such terms, covenants, and conditions as my attorney shall agree to; to release mortgages, pledges, or hypothecations on lands or chattels and to make, do and transact my business of every kind or nature;
- 3. Execute Instruments: for me and in my name and as my act and deed, to sign, seal, execute, deliver, and acknowledge such checks, promissory notes, deeds, leases and assignments of leases, covenants, indentures, agreements, mortgages, hypothecations, bills of lading, bills, bonds, notes, receipts, evidences of debt, releases and satisfactions of mortgage, judgments and other debts, and such other instruments in writing of whatever kind or nature as may be necessary or proper in the premises; and also to deposit and to withdraw and to borrow for

me and on my account sums of money form time to time; and for me and in my name to draw, accept, make, endorse, discount, or otherwise deal with bills of exchange, checks, promissory notes, or other securities for the payment of money;

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- 4. Access to Safe Deposit Boxes: to have access to, and remove the contents from, or add to the contents of any and all safety deposit boxes standing in my name;
- 5. <u>Vote Shares</u>: to exercise the voting privileges of any shares of stock or other voting interest of which I am the owner, and to do all other things respecting such shares of stock or interest, including the calling of meetings of directors or stockholders, and any other act or thing that I might or could do if personally present at any such meeting as owner of such shares or voting interests;
- 6. Hold Insurance: to carry insurance as my attorney-infact deems advisable to protect my assets against any hazard, to claim the benefits or proceeds of such insurance on my behalf, to purchase medical insurance for any dependent of mine, to exercise all rights to elect benefits or payment options, to terminate or change beneficiaries or ownership, to assign rights, to borrow or receive cash value with respect to any life insurance, annuity, mutual fund, or retirement benefit that I may own, provided, however, that my attorney-in-fact shall not be authorized under the foregoing to exercise any incidents of ownership over any policy or policies of life insurance insuring the life of my attorney-in-fact and of which I am the owner;
- 7. Gift: to make gifts of cash or property, or the income thereof, in trust or outright, to family members, spouse, friends and natural objects of my bounty and contributions to charitable organizations, provided, however, that my attorney-infact shall not have the power under the foregoing to use any asset of mine to satisfy any legal obligation of my attorney-infact or to provide for the support of any dependent of my attorney-in-fact unless such dependent shall include myself or those persons whom I am legally obligated to support;
- 8. Establish Trusts: to create for my benefit and/or for the benefit of others who are the natural objects of my bounty revocable or irrevocable trusts, which trusts may extend beyond my disability or lifetime, and to transfer to any such trust any of my assets or my interest in such assets;
- 9. <u>Purchase Flower Bonds</u>: to purchase for me certain United States Treasury bonds, commonly known as "Flower Bonds,"

to borrow money and obtain credit in my name, and to pledge, mortgage, and assign any of my property for the purpose of purchasing said Flower Bonds and to make necessary arrangements for the safekeeping of such bonds;

- 10. Exercise Rights: to exercise or release any powers of appointment, special or general, inter vivos or testamentary; to renounce or disclaim any interest acquired by me through testate or intestate succession or by inter vivos transfer, including the right to revoke a revocable trust; to exercise my right to take an elective share, homestead, exempt property, and family allowances with respect to my spouse's estate;
- 11. Consent to Medical Treatments: to have the exclusive authority to give consent for such medical treatment to be administered to me as my attorney-in-fact, based upon medical advice, may determine in good faith to be necessary, or to withhold such consent;
- 12. Represent in Tax Matters: to prepare, sign, certify, and swear to tax returns of all kinds, to agree upon, settle, and compromise the amount of taxes payable by me and for that purpose to appear before the Commissioner and the District Director of the Internal Revenue Service or either of them, or any of his or their deputies, and to appeal and prosecute to final conclusions appeals from assessments;
- 13. Nomination as My Guardian: that in the event a need arises for a guardian of the person or guardian of the property (or both) for me, I nominate my attorney in fact, or the nominee of my attorney in fact to act as my guardian of the person or guardian of the property (or both) to act without bond;

and to do all or any of the foregoing acts or things either for me alone or jointly with others; and

- 14. Resignation of My Attorney in Fact: My attorney in fact may resign at any time by giving two (2) months' written notice to me, if competent, and to the trustee of any trust which I am eligible to receive current distributions.
- 15. Obligations of Successor Attorney in Fact: No successor attorney in fact shall be obligated to examine the accounts, records and acts of a predecessor attorney in fact. No successor attorney in fact shall in any way or manner be responsible for any act or omission to act of any predecessor attorney in fact. Such attorney in fact shall accept, without examination or review, the accounts rendered and the property

delivered by or for a predecessor attorney in fact. Every successor attorney in fact shall have all the title, powers and discretion given herein to my original attorney in fact.

- Replacing My Attorney In Fact In Emergency: If my attorney in fact or any successor attorney in fact is unable to participate in activities related to this power of attorney because of illness, disability, or any other reason, the successor attorney in fact or the next successor attorney in fact designated herein may, during any such incapacity, act as my attorney in fact and make any and all decisions regarding the activities under this instrument. In determining the disability of an attorney in fact, the successor attorney in fact or the next successor attorney in fact may rely on a certificate or other written statement from two (2) licensed physicians who have examined the attorney in fact. Without such a certificate or statement, the successor attorney in fact shall petition the court having jurisdiction over this document for authority to proceed as successor attorney in fact. The successor attorney in fact shall incur no liability to any person or to the attorney in fact who is replaced because of any action taken under this provision.
- 17. Reasonable Compensation: My attorney in fact shall be entitled to reasonable compensation for services as attorney in fact for the acts and services rendered under this power of attorney and will be entitled to extra compensation for unusual or extraordinary services, including but not limited to services rendered in the sale, purchase, lease or exchange of real property. Such compensation shall be comparable to charges for similar services made from time to time by professional Trustees in the geographic area in which the attorney in fact renders its services and that in any event such compensation shall be commensurate with the services actually performed. Fees must be requested, if at all, within one year of performance of such services. In addition, any attorney in fact shall be reimbursed for expenses necessarily incurred in the performance of the fiduciary duties under this power of attorney.

I GIVE AND GRANT unto my attorney-in-fact, full power and authority to do and perform all or every act and thing whatsoever requisite or necessary to be done in and about the premises as fully to all intents and purposes as I might or could do if personally present, and I hereby ratify and confirm all that my attorney-in-fact, and any substitute or substitutes or permitted nominee or nominees shall lawfully do or cause to be done by virtue of these presents. This power of attorney shall not be affected by the disability of the principal. A photocopy

or facsimile of this power of attorney shall have the full force and effect as its original, for all purposes.

Dated: Honolulu, Hawaii, July 6, 1995.

ALBERT HOON GUN CHUN

STATE OF HAWAII

CITY AND COUNTY OF HONOLULU

NOTARY

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On July 6, 1995, before me personally appeared ALBERT HOON GUN CHUN, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed, and if applicable, in the capacity shown, having been duly authorized to execute such instrument in such capacity.

Notary Public, State of Hawaii
My commission expires: 1299

Vivien E. Kauhda

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