

2009-000494

Klamath County, Oregon



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THIS SPAC

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Fee: \$31.00

After recording return to:

John L. Capurro

4840 Frieda
Klamath Falls, OR
97603

File No.: 7021-1193652 (DMC)

Date: January 08, 2009

SPECIAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That **John L. Capurro**, does hereby make, constitute and appoint **Viki L. Higgins** my true and lawful Attorney for me and in my name, place and stead and for my use and benefit as to that certain real property, together with any interest therein or any improvements thereon, described as follows:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

(a) To contract for purchase, receive and take possession thereof and of evidence of title thereto; to lease the same for any term or purpose, including leases for business, residence, and oil and/or mineral development; to sell, exchange, subdivide, grant or convey the same with or without warranty, covenant or restrictions; to mortgage, transfer in trust or otherwise encumber the same to secure payment of a note or performance of any obligation or agreement; and to accept the conveyance thereof in any form of tenancy, including but not limited to, tenants in common, tenants by the entirety and "not as tenants in common, but with right of survivorship: with any other person or persons, including property wherein my said Attorney is one of the co-tenants;

(b) To borrow money and to execute and deliver note therefore, with or without security; and to loan money and receive notes therefore with such security as he/she shall deem proper;

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(c) To transact business of any kind or class and as my act and deed to sign, execute, acknowledge and deliver any deed, lease, assignment of lease, covenant, indemnity, agreement, mortgage, deed of trust, assignment of mortgage or beneficial interest under deed of trust, subdivision plat, extension or renewal of any obligation, subordination or waiver of priority, bill of lading, bill of sale, bond, note, receipt, check, evidence of debt, full or partial release of mortgage, judgment or other debt, escrow instructions, and other such instruments in writing of any kind or class as may be necessary or proper in the premises;

(d) As to any personal property and goods, wares and merchandise, checks, chooses in action and other property in possession or in action: To contract for, buy, sell, exchange, transfer, endorse and in any legal manner deal in and with the same; and to mortgage, transfer in trust, or otherwise encumber the same to secure payment of a note or performance of any obligation or agreement;

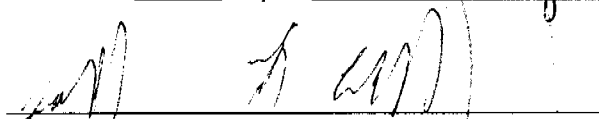
(e) This power shall not be affected by disability of the principle: All acts done by my Attorney pursuant to this power during any period of disability or incompetence or uncertainty as to whether I am dead or alive shall have the same affect and inure to the benefit of and bind me or my heirs, devisees and personal representative as if I were alive, competent and not disabled.

(f) This Power of Attorney does not empower or authorize my said Attorney to negotiate or otherwise receive the net proceeds due to me in the case of a sale of my property.

GIVING AND GRANTING unto my said Attorney full power and authority to do and perform all and every act and thing whatsoever requisite, necessary or appropriate to be done in and about the premises as fully to all intents and purposes as I might or could do if personally present, hereby ratifying all that my said Attorney shall lawfully do or cause to be done by virtue of these presents. When the context so requires, the masculine gender includes feminine or neuter, and the singular number includes the plural.

This Power of Attorney expires **SIX (6)** months from the date hereof.

Dated this 9 day of January, 2009.



John L. Capurro

STATE OF Oregon)
)ss.
County of Klamath)

This instrument was acknowledged before me on this 9 day of January, 2009
by **John L. Capurro**.



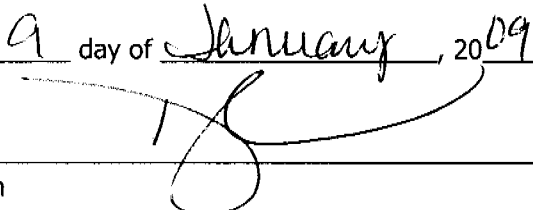

Dori Crain
Notary Public for Oregon
My commission expires: November 7, 2009

EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Klamath, State of Oregon, described as follows:

A PARCEL OF LAND LOCATED IN SECTION 34, TOWNSHIP 38 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, IN TRACT 39B OF ENTERPRISE TRACT, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED 402.6 FEET NORTH, 481.7 FEET NORTH 89° 44' WEST AND 125 FEET NORTH 21° 10' WEST OF SOUTHEAST CORNER OF TRACT 39A OF ENTERPRISE TRACTS, SAID POINT OF BEGINNING BEING THE NORTHWESTERLY CORNER OF A PARCEL OF LAND DESCRIBED IN A DEED RECORDED IN VOLUME 317, PAGE 483, DEED RECORDS OF KLAMATH COUNTY, OREGON; THENCE CONTINUING NORTH 21° 10' WEST 100 FEET TO A POINT; THENCE NORTH 68° 50' EAST 97.9 FEET, MORE OR LESS, TO THE WESTERLY RIGHT-OF-WAY LINE OF THE PROPOSED STATE HIGHWAY; THENCE SOUTH 40° EAST 105.60 FEET ALONG THE WESTERLY RIGHT-OF-WAY LINE OF SAID PROPOSE HIGHWAY; THENCE SOUTH 68° 50' WEST ALONG THE NORTHERLY LINE OF THE PARCEL DESCRIBED IN DEED RECORDED IN VOLUME 317, PAGE 483, RECORDS OF KLAMATH COUNTY, OREGON, 131.6 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

NOTE: THIS LEGAL DESCRIPTION WAS CREATED PRIOR TO JANUARY 1, 2008.