

2009-003281

Klamath County, Oregon



00061999200900032810030033

03/06/2009 09:54:12 AM

Fee: \$31.00

Justin Shrone

Returned @ Counter

CONDITIONAL POWER OF ATTORNEY
FOR
WILLIAM K. KALITA
(Grantor)

NOTICE: THIS INSTRUMENT IS NOT EFFECTIVE UNTIL AND UNLESS THE ABOVE GRANTOR IS INCAPACITATED IN THE MANNER SET FORTH BELOW:

A. Incapacity or Incapacitated: The term "Incapacity" or "Incapacitated" shall mean the inability to transact business affairs regardless of whether the cause is mental, physical, or disappearance.

B. Duration of Attorney-in-Fact Acting in Event of Incapacity: In the event of my incapacity, my Attorney-in-Fact may proceed to act only for so long as such incapacity continues.

C. Manner of Determining Incapacity: The fact of my incapacity shall be established only in one of the following ways:

1. Medical Certificate of Incapacity: Attorney-in-Fact may exercise the powers so given in the event of incapacity if Attorney-in-Fact shall, prior to so proceeding, have obtained a certificate, or other written statement, signed by two independent licensed physicians who have examined Grantor and determined that I am incapacitated.

2. Court Determination of Incapacity: In absence of a certificate referred to in the preceding subparagraph, the fact of incapacity shall be determined only upon a proceeding initiated by the Attorney-in-Fact before a court of competent jurisdiction.

I, WILLIAM K. KALITA, currently living in Klamath Falls, Oregon, appoint DEBORAH LYNN KALITA as my Attorney-in-Fact with full power to carry out those acts in accordance with the limitations and conditions imposed herein, and as set forth previously in this instrument. If for any reason Deborah Lynn is unwilling or unable to continue to serve, DANIELLE RAE LUCERO shall instead serve as my Attorney-in-Fact in accordance with the same limitations and conditions.

As to any assets, real or personal, standing in my name, held for my benefit or acquired for my benefit, I confer the following powers upon my Attorney-in-Fact.

1. As to any commercial, checking, savings, savings & loan, money market, Treasure bills, mutual fund accounts, safe deposit boxes, in my name or opened for

my benefit - to open, withdraw, deposit into, close, and to negotiate, endorse, or transfer any instrument affecting those accounts.

2. As to any promissory note receivable, secured or unsecured, or any accounts receivable - to collect on, compromise, endorse, borrow against, hypothecate, release and reconvey that note and any related deed of trust.

3. As to any shares of stock, bonds, or any documents or instruments defined as securities under law - to open accounts with stock brokers (on cash or on margin), by sell, endorse, transfer, hypothecate and borrow against.

4. As to any real property - to collect rents, disburse funds, keep in repair, hire professional property managers, lease to tenants, negotiate and renegotiate leases, borrow against, renew any loan, sign any documents required for any such transaction, and to sell, subject to confirmation of court, any of the real property.

5. To hire and pay from my funds for counsel and services of professional advisors, physicians, dentists, accountants, attorneys and investment counselors.

6. As to my income taxes and other taxes - to sign my name, hire preparers and advisors and pay for their services from my funds, and to do whatever is necessary to protect my assets from assessments as though I did those acts myself.

7. To apply for government and insurance benefits, to prosecute and to defend legal actions, and to arrange for transportation and travel.

8. To manage tangible personal property, including but not limited to, moving, storing, selling, donating, or otherwise disposing of said property.

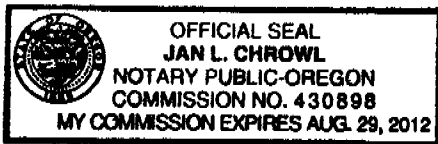
9. To make arrangements for my funeral and burial as I have made my desires known and to do whatever is necessary to see that my desires are carried out, including prepaying expenses and selecting mortuary services, as though I did those acts myself.

I hereby sign my name to this Durable Power of Attorney this 27th day of February, 2009.


William K. Kalita

STATE OF OREGON)
) ss.
County of Klamath)

On this 27 day of February, 2009, personally appeared before me the above-named WILLIAM K. KALITA, and acknowledged the above to be his voluntary act and deed.



Jan L. Chrowl
Notary Public for Oregon
My Commission expires: 8-29-12