

After recording Return to Cheryl Patrick 2738 Stonebrook Dr Medford, OR 97504 2019-005801 Klamath County, Oregon 05/23/2019 03:13:02 PM Fee: \$97.00

DURABLE GENERAL POWER OF ATTORNEY (Prepared by Mervin C. Withers, Attorney, P. O. Box E, Callao, VA 22435)

I, John A. <u>Federhart</u>, of Northumberland County, Virginia, appoint my wife, Margaret S. <u>Federhart</u> ("Peggy"), as my attorney-in-fact ("my agent") under this general power of attorney ("my Power"). I appoint Tristram Tupper <u>Hyde V</u>, of Severna Park, Maryland, as my successor agent if Peggy dies, resigns, becomes incapacitated, or is unable to serve, and I appoint my friend, John <u>Baker</u>, of Ophelia, Virginia, to serve as my second successor agent if my agent and my successor agent die, resign, become incapacitated, or are unable to serve [in which case all references to "my agent" shall refer to my "successor agent(s)"]. Third parties to whom my Power is presented may absolutely rely, and shall be held harmless from such reliance, on a written statement by my successor agent then acting of the facts or circumstances authorizing or permitting my successor agent to act under this Power. I revoke any prior General Power of Attorney executed by me.

My agent is authorized on my behalf to:

[1] claim, receive, possess, sue for, and recover from all persons, corporations, estates, associations or other entities, private or public, (i) each and every parcel of real property and all personal property (tangible or intangible) that I own or am entitled to possess, and (ii) each and every sum of money, right, or interest, in realty or personalty, due and owing, or that may become due and owing, to me on any and every claim or account, whether in contract, tort, or by statute, to which I may be entitled, or, in my agent's discretion, to arbitrate or compromise any such claim;

[2] satisfy, or reject and defend against, claims that may be asserted against me, or against any of my property or interests, or, in my agent's discretion, to arbitrate or compromise any such claim;

[3] add to, withdraw from, or close my accounts or deposits in banks, financial institutions and other entities;

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[4] sign any check, deed, agreement, pleading, retirement or disability election, or any other document;

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[5] borrow money in my name on such terms as my agent may deem appropriate, and to execute notes and any documents necessary to give any lender a security interest in any or all of my real and/or personal property in connection with any loan;

[6] sell, grant options to purchase, or lease any part or parts of my real or personal estate, or any interest which I may have in any real or personal estate, wherever situated, upon such terms as my agent may deem appropriate, and to make all necessary deeds and conveyances thereof, with all necessary covenants, warranties and assurances, and to sign, seal, acknowledge and deliver the same;

[7] purchase, rent, or lease real or personal property for my use or on my behalf as my agent deems appropriate;

[8] vote in person or by restricted or unrestricted proxy and buy or sell stocks, bonds, Treasury securities, or other investments on my behalf in accordance with the prudent investor rule;

[9] enter any safe deposit box or storage facility that I may be the lessee of, or otherwise entitled to enter, and to remove or add to its contents;

[10] borrow against or obtain the cash surrender value of any of my life insurance policies, and to transfer the ownership of any policies to, or for the benefit of, the primary beneficiary(s) named therein;

[11] transfer and convey to the Trustee of any trust I may create for my benefit any of my assets, including without limitation real property, as my agent may deem appropriate and to direct distributions from such trusts to me or for my benefit if I become incapacitated;

[12] make gifts for estate planning or other purposes without consideration either outright or in trust to my spouse, and if I become a permanent resident of a long term care facility, I specifically authorize my agent to gift, and to complete the transfer of, my interest in our principal residence;

[13] represent me, or to appoint a recognized representative to represent me, before the Internal Revenue Service, or before the Department of Taxation of Virginia or any other state, in

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connection with any individual income tax (IRS Form 1040) or gift tax (IRS Form 709) matter, for the years 2000 through 2050, to receive confidential information, to sign IRS Form 2848, and to perform any and all acts that I can perform with respect to said tax matters, including the power to sign tax returns (including, but not limited to, IRS Forms 1040 and 709, and the parallel forms used by Virginia or any other state), and the power to receive and negotiate checks in payment of refund of any internal revenue or state taxes, penalties, or interest;

[14] appoint an ancillary agent for me in any other jurisdiction, and when no other named agent is available to serve to appoint a substitute agent, and to revoke such appointment(s), and to grant to the ancillary or substitute agent such of the powers granted herein to my agent as my agent may specifically delegate in writing (with such restrictions or limitations thereon as my agent may deem appropriate);

[15] employ accountants, brokers, attorneys-at-law, tax specialists, licensed real estate brokers, licensed salesmen, and other agents, assistants, and advisors deemed by my agent to be necessary for the proper administration of my affairs, and to do so without liability for any neglect, omission, misconduct, or default of any such agent or professional representative provided such person was selected and retained with reasonable care;

[16] have access to all of my documents, records, files, papers, and other information (whether or not in writing) in the possession or control of any third party and, to that end, I hereby waive any attorney-client or other privilege that may be applicable thereto; and

[17] do all such other acts, matters and things in relation to all or any part of, or interest in, my property, affairs or business of any kind or description in the State of Virginia, or elsewhere, now or at any time in the future, that I could do if acting personally.

I authorize my agent to employ the attorney who drafted this instrument. I waive any conflicts of interest that may arise from such employment, and authorize the attorney to make full disclosure to my agent of my estate plan and business, financial, and personal affairs, and authorize the attorney to accept the employment.

I authorize my agent to initiate any litigation that may be necessary in order to require third parties to recognize the validity of my Power and to seek damages, including punitive damages, for injury to me or my estate because of any failure or refusal to recognize it.

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My Power shall not terminate on my disability, and such disability shall not affect the authority granted. It shall remain in full force as to all third parties until they receive actual notice of its revocation or of my death. This Power may be executed in more than one counterpart, any one of which shall be deemed an original. My agent is authorized to make such number of photocopies or facsimiles of my Power as my agent deems necessary, each of which shall have the same force and effect as any original.

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If any court determines that it is necessary to appoint someone to serve as conservator of my estate and financial affairs, I request the court to give primary consideration to the person serving as my agent. If any office of the Social Security Administration determines that it is necessary to appoint someone to serve as my representative payee for any sums payable to me, I request that my agent be appointed.

I may have executed this Power in more than one counterpart, any one of which shall be deemed an original.

I have signed my Power on this 6th day of August 2009.

(SEAL) John A. Federhart

COMMONWEALTH OF VIRGINIA COUNTY OF NORTHUMBERLAND:

The foregoing Durable General Power of Attorney was personally signed and acknowledged before me this 6th day of August 2009, by John A. Federhart.

> Commonwealth of Virginia 157237 My Commission Expires Jan 31, 201

MERVIN C. WINGERY Public for the State of Virginia Notary Public

(SEAL)