RECORDING COVER SHEET

ORS 205.234

This cover sheet has been prepared by:

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contained in the instrument itself.

Any error in this cover sheet DOES NOT affect the transaction(s) 389495AM (DS) Reference: Please print or type information. AFTER RECORDING RETURN TO -Required by ORS 205.180(4) & 205.238: Name: Sandra L. Kinney 5245 Steubenville Rd., SE Address: City, ST Zip: Amsterdam, OH 43903 TITLE(S) OF THE TRANSACTION(S) - Required by ORS 205.234(1)(a) 2. Note: "Transaction" means any action required or permitted by law to be recorded, including, but not limited to, any transfer, encumbrance or release affecting title to or an interest in real property. Enter descriptive title for the instrument: Power of Attorney **Document Title(s): DIRECT PARTY / GRANTOR Names and Addresses** – Required by ORS 205.234(1)(b) 3. for Conveyances list Seller; for Mortgages/Liens list Borrower/Debtor Muesegaes **Grantor Name: Grantor Name:** INDIRECT PARTY / GRANTEE Names and Addresses - Required by ORS 205.234(1)(b) for Conveyances list Buyer; for Mortgages/Liens list Beneficiary/Lender/Creditor **Grantee Name:** Kinnev **Grantee Name:** 6 TRUE AND ACTUAL CONSIDERATION -For an instrument conveying or contracting to convey fee title, Required by ORS 93.030 for an instrument conveying the information required by ORS 93.260: UNTIL A CHANGE IS REQUESTED, ALL or contracting to convey fee title or any memorandum of such instrument: TAX STATEMENTS SHALL BE SENT TO THE FOLLOWING ADDRESS: Name: Address: City, ST Zip:

TAX ACCOUNT NUMBER OF THE PROPERTY if the instrument creates a lien or other interest that

could be subject to tax foreclosure. – Required by ORS 312.125(4)(b)(B)

2020-010559

08/24/2020 02:24:00 PM

Fee: \$122.00

Klamath County, Oregon

Oregon Standard Recording Cover Sheet (AMT rev. 1-06-12)

Tax Acct. No.:

7.

GENERAL DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS that I, Herman E. Muesegaes, of 2705 Twp. Road 220, Bloomingdale, Ohio 43910, do hereby make, constitute, and appoint Sandra L. Kinney, of 5245 Steubenville Road SE, Amsterdam, Ohio 43903, my true and lawful attorney-in-fact to act on my behalf and in my name with respect to all matters affecting my business or property. If the foregoing attorney-in-fact is unable to serve for any reason, I appoint Marissa J. Brace, of 283 Salineville Road, Carrollton, Ohio 44615, as my alternate or successor attorney-in-fact, as necessary, to serve with the same powers, rights, and discretions. I grant unto my said attorney-in-fact full power and authority to do and perform every act necessary or proper for me as I might or could do if personally present, and I hereby ratify and confirm all that my said attorney-in-fact shall lawfully do or cause to be done. The general powers herein granted to said attorney-in-fact shall include but not be limited to the following powers:

- 1. To transact any and all business, directly or indirectly, with any bank, savings and loan, or other financial institution; to deposit and withdraw moneys therein and therefrom; to draw, sign, execute, endorse, and accept checks, withdrawal slips, promissory notes, and all other forms of commercial paper; and to certify to any bank, financial institution, or other entity or person my Social Security Number or other identifying number.
- 2. To demand, collect, and receive any and all dividends, interest, or other moneys due or hereafter to become due and owing or belonging to me on any accounts whatsoever and, upon receipt of the same or any part or parts thereof, to make, execute, and deliver all proper receipts or releases for the same.
- 3. To sell, assign, exchange, buy, lease, mortgage, or encumber any real or personal property, including, without limitation, motor vehicles, boats, motors, manufactured homes, stocks, bonds, and securities of any kind or description, for such considerations and upon such terms as to credit or otherwise as my attorney-in-fact shall determine; to give options therefor; to execute deeds, mortgages, certificates of title, transfers, leases, and other instruments of any kind in connection therewith; to borrow money in my name and to execute notes, bonds, security agreements, waivers, disclosure statements, closing statements, and any and all other instruments and documents required in connection therewith.
- 4. To invest and reinvest any of my funds in any stocks, whether common or preferred, bonds, obligations, secured or unsecured, securities, mortgages, interests in the foregoing, and any other real or personal property of any kind or nature, it being my intention to give my attorney-in-fact the same power of investment and reinvestment which I possess in the management of my property.

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- 5. To vote shares of stock in my name; to give general or special proxies or powers of attorney for voting or acting in respect to shares or securities which may be discretionary and with powers of substitution; to deposit shares or securities with or transfer them to protective committees or similar bodies; to join in any reorganization; and to pay assessments or subscriptions called for in connection with any of my shares or securities.
- 6. To employ, retain, and discharge such investment counsel, brokers, investment managers, specialists, attorneys at law, accountants, professional people, and agents as may be required for my best interest in the judgment of my attorney-in-fact, and to determine and pay the reasonable compensation and expenses of such persons. My attorney-in-fact may delegate discretionary powers to or rely upon information or advice furnished by any such persons. My attorney-in-fact shall have the authority to appoint an investment manager or managers to manage all or any part of my assets, and to delegate to said manager investment discretion. Such appointment shall include the power to acquire and dispose of assets. My attorney-in-fact may pay the compensation of such investment counsel, brokers, investment managers, specialists, attorneys at law, accountants, professional people, and other agents and any other related expenses from my assets.
- 7. To make application for and to take any action required to qualify me for Medicaid.
- 8. To exercise, with reference to any pension, profit sharing, individual retirement account, or other retirement plan in which I am a participant, any right I may have to select the mode of payment or change any selection I may have made; to make rollovers of plan benefits into other retirement plans; and to apply for and receive payments and benefits.
- 9. To open or close any Individual Retirement Account ("IRA") in my name and to deposit, invest, contribute or withdraw funds therefrom. To execute documents of any kind in relation to an IRA in my name including, but not limited to, account agreements, rollover or transfer forms, designation of beneficiary, or change of beneficiary forms.
- 10. To act on my behalf in respect to all taxes, federal, state, and municipal, including, without limitation, the preparation, execution, and filing of all returns, declarations, claims, and other documents in relation thereto; to sign my name to all consents; and to appear on my behalf before any agents, boards, or officers in relation to such taxes.
- 11. To enter any safe deposit box which I may rent alone or in connection with others and to place or remove property to or from said box.
- 12. To pay at any time, and from time to time, any and all debts, claims, and demands incurred by me, or by my attorney-in-fact for me, or for which I may be liable.
- 13. To institute and prosecute any and all actions, legal proceedings, or suits for the recovery of any goods, chattels, debts, claims, demands, rents, duties, or choses in action due or to become due and belonging to me, and to defend any action, suit, or legal proceedings

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whatsoever that may be brought or instituted against me, and to settle or compromise any dispute, claim, controversy, or litigation, including tax matters, in which I may be involved, upon such terms as my said attorney-infact shall deem appropriate.

- 14. To appear in any probate proceeding and to execute all probate documents and forms in my name including, but not limited to, waiver of notice of probate of Will, waiver of right to administer estate, waiver of notice of application to relieve estate from administration, waiver of account, notice to distributee, or receipt as heir or beneficiary. To execute and make any election as a surviving spouse to take under or against a Will.
- 15. To disclaim or refuse to accept any gift, devise, bequest, or other property or proceeds, or any partial interest therein, that I may be entitled to receive, upon such terms and conditions as my attorney-in-fact may determine.
- 16. To transfer to the trustee of any revocable trust which I have heretofore established, or may hereafter establish, any part or all of my property, real or personal, to be held, administered, and distributed by the trustee under the terms of the trust. Any attorney-in-fact hereunder may serve as trustee of such trust.
- 17. To make gifts of any of my assets which may be protected from gift tax under Section 2503 or Section 2523 of the Internal Revenue Code to any donee provided that I have previously made gifts to such donee, or such donee is a beneficiary under my most recently executed Will (as determined by my attorney-in-fact), or such donee is otherwise a natural object of my bounty; and to designate or consent to transfers from my spouse or me as "split gifts" according to law. Any such gifts may be made outright, in trust, or to a custodian for any such donee. However, if my attorney-in-fact is also an eligible donee hereunder, the total amount of gifts that may be made to such attorney-in-fact during any calendar year shall be further limited to any amount necessary for the health, education, maintenance, and support of said attorney-in-fact and the greater of \$5,000.00 or 5% of the aggregate value of the assets out of which said gifts could be made.

Guardian

In the event that court proceedings are later commenced to appoint a guardian of my person, estate, or both, I hereby nominate my attorney-in-fact to act as such guardian and direct that no bond be required of said guardian. In the event that my attorney-in-fact shall be unable or otherwise fail at any time to serve as such guardian, then, and in that event, I authorize said attorney-in-fact to nominate a successor guardian for consideration by the court and direct that no bond be required of said successor.

Disability

This power of attorney shall not be affected by disability of the principal or lapse of time and shall survive my disability, incapacity, or adjudged incompetency pursuant to Ohio Revised Code Sections 1337.09 and 1337.09.1.

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Rights Reserved and Termination

I reserve all rights to act on behalf of myself and to exercise all powers which I have granted to my attorney-in-fact and to grant similar powers to any other person. This Power of Attorney may be terminated by a written revocation executed by me or by a written notice delivered to me by the attorney-in-fact named hereinabove. Any duplicate or photostatic copy of this Power of Attorney shall serve as an original.

IN WITNESS WHEREOF, I have hereunto set my hand this ________, 2016.

Herman E. Muesegaes

STATE OF OHIO, CARROLL COUNTY:

Before me, a Notary Public in and for said county and state, personally appeared the above-named Herman E. Muesegaes, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Carrollton, Ohio, this _/_____, day of _______, 2016.

Notary Public

SEAN R. H. SMITH

Notery Public, State of Ohio

My Commission has no Expiration Bate

CFOFO.

This Instrument Prepared By Childers and Smith LLP, Attorneys at Law Carrollton, Ohio

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