2021-019292

Klamath County, Oregon 12/30/2021 12:48:01 PM

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DURABLE POWER OF ATTORNEY

- I, CECIL DELBERT SAXON Jr., of Goshen, Oregon, by these presents do hereby make, constitute and appoint TERYL SAXON HILL and MARK CHRISTIAN STEELE my true and lawful attorneys to jointly act for me and in my name, place and stead, and for my use and benefit to jointly take action on my behalf, provided specifically the consent of both of my attorneys is required to take any action, with regard to the following:
- 1. **SUPPORT**. To make expenditures for my care, maintenance, support and general welfare, and to distribute such sums as are necessary for the care, maintenance, education and support of myself and of members of my immediate family who are or become dependent upon me for support.
- 2. **REAL PROPERTY.** To lease or let, bargain, sell, release, convey, mortgage or hypothecate lands, tenements and hereditaments, for such price, upon such terms and conditions and with such covenants as my said attorney shall think fit.
- 3. **SECURITIES.** To buy, sell, transfer or deliver all or any shares of stock or other securities owned by me issued by any corporation or any other security for any price and receive payment therefore and to vote any such stock as my proxy.
- 4. **PERSONAL PROPERTY.** To buy or sell, grant security interest in or in any way hypothecate or in any and every other way deal in and with goods, wares and merchandise, chooses in action, and other property of whatever kind or nature.
- 5. **EXECUTE DOCUMENTS.** To sign, seal, execute, acknowledge and deliver all deeds, agreements, mortgages, bills, bonds, notes, evidences of debt, security agreements, receipts, releases and satisfactions of mortgages, judgments and other debts payable to me and other instruments in writing of whatever kind and nature which my said attorneys in their discretion shall deem to be for my best interests.
- 6. **CHECKS AND NOTES.** To endorse, deliver and/or deposit all checks and drafts, and to sell and negotiate all notes and negotiable instruments payable to my order, to withdraw any monies deposited in my name with any bank or other financial institution and generally to do any business with any bank or banker on my behalf.
- 7. **COLLECTIONS.** To demand, sue for, recover, collect and receive all such sums of money, debts, rents, dues, accounts, devises, interest, dividends, annuities and demands whatsoever, as are now or shall hereafter become due, owing, payable or belonging to me, to have, use and take all lawful ways and means in my name or otherwise for the recovery thereof, and to compromise, settle and adjust and to execute and deliver acquittances or other sufficient discharges for any of the same.

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- 8. **INVESTMENTS.** To retain any property in the hands of my attorneys in the form in which it was received; and to make investments and changes of investments in such securities, including common and preferred stocks of corporations or other property, real or personal, as my attorneys may deem prudent.
 - 9. **DEBTS.** To pay my debts and other obligations.
- 10. **LITIGATION.** To sue upon, defend, compromise, submit to arbitration or adjust any controversies in which I may be interested; and to act in my name in any complaints, proceedings or suits with all the powers I would possess if personally present and under no legal disability.
- 11. **BORROWING.** To borrow any sums of money on such terms and at such rate of interest as my attorneys may deed proper and to give security for the repayment of the same and to advance or loan the attorney's own funds on my behalf.
- 12. **BUSINESS INTERESTS.** To continue as a going concern any business interest owned by me, either individually or as a co-partner.
- 13. **GIFTS AND TRANSFERS TO TRUST.** To transfer assets to any revocable or irrevocable trust which I have or which may be established as part of my estate plan. To make gifts on my behalf to continue any gifting program that I have established in my estate planning or that is consistent with my estate planning and express goal of reducing federal estate taxes, including gifts to my attorneys despite any prohibition against self-dealing.
- 14. **ADDITIONS TO TRUSTS.** To add any or all of my assets to a trust created by me alone or in conjunction with one or more other persons and already in existence at the time of the creation of this power if the trust provides that the income and principal shall be paid to me or applied for my benefit during my lifetime.
- 15. **DISCLAIMER.** To renounce and disclaim any property or interest in property or powers to which I may become entitled, and to file any such disclaimer with appropriate courts or persons, and to consider my estate planning and the reduction of estate taxes in exercising such powers.
- 16. INCOME TAXES. To represent me before any office of the Internal Revenue Service or the Oregon Department of Revenue with respect to any matters for any tax for any year or period, and to receive confidential information with full power to perform on my behalf the following acts with respect to tax matters: to sign on my behalf any return or report; to receive, endorse and collect checks in payment of any refund of taxes, penalties or interest; to execute waivers (including offers of waivers) of restrictions on assessment or collection of deficiencies in tax and waivers of notice of disallowance of a claim for credit or refund; to execute consents extending the statutory period for assessment or collection of taxes; and to execute closing agreements.

- 17.**PENSIONS AND IRA.** To act on my behalf in dealing with my pension and retirement plans, including the power to make IRA contributions, IRA rollovers, voluntary contributions, borrow from any retirement plan, elect or select pay out options, and take any other steps which I might take on my own behalf with regard to my retirement and/or IRA/pension plans.
- 18. **GOVERNMENT BENEFITS.** To do and perform every act necessary or desirable and to serve as representative payee with respect to rights and entitlements for my benefit and the benefit of my spouse from Social Security, Medicare and military service.
 - 19. MAIL. To receive and/or redirect my mail.
- 20. **CREDIT CARDS.** To cancel or continue my credit cards and/or any credit or charge accounts.
- 21. **WILL AND DOCUMENTS.** To take custody of my Will, deeds, life insurance policies, contracts, securities or other important papers; to reform any estate planning documents, other than Wills, if they prove to be defective after incompetency.
- 22. **SAFETY DEPOSIT BOX.** To have access to any safety deposit box in my name, or in the name of myself and any other person or persons.
- 23. **GENERAL.** To generally conduct, manage and control my business, my property and my affairs, wherever situated, including acting on my behalf as trustee of any trust over which I am a trustee, as my said attorneys may deem for my best interest.
- 24. **EFFECTIVE DATE.** The powers and authority granted to my said attorneys hereunder shall become effective immediately upon execution of this document.
- 25. **DISABILITY OR INCOMPETENCY.** I expressly declare that I am familiar with the provisions of ORS 127.005 and that the powers of my attorneys herein described shall be exercisable by my said attorneys on my behalf notwithstanding that I may become legally disabled or incompetent.
- 26. **MEDICAID PLANNING.** My attorneys shall have the authority to assist me with any and all Medicaid planning including, but not limited to, the creation of a qualified annuity and the gifting of any assets to my spouse, if applicable, as necessary for qualification for government benefits.
- 27.**GUARDIANSHIP.** To act and serve as my legal guardian in the event of my disability or incompetency, with regard to living arrangements and all other decisions concerning my personal care that a court-appointed guardian would be empowered to make.

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- 28. ALTERNATE ATTORNEY. In the event of the death, resignation or incapacity of TERYL SAXON HILL or MARK CHRISTIAN STEELE, I hereby make, constitute and appoint DEEANNE WALTMAN as my true and lawful attorney, to act jointly with the survivor of TERYL SAXON HILL and MARK CHRISTIAN STEELE, with all the powers hereinabove provided.
- 29. **THIRD PARTIES.** Third parties may rely upon photographic copies of this Power of Attorney.
- 30. **INTERPRETATION.** All questions pertaining to validity, interpretation and administration of this power shall be determined in accordance with the laws of Oregon.

GIVING AND GRANTING unto my said attorneys, acting jointly, full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully and to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, said attorney's substitute or substitutes shall lawfully do or cause to be done by virtue or these presents.

In construing this instrument and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, I have hereunto set my hand this Cday of September, 2014.

CECIL DÉLBERT SAXON Jr.

STATE OF OREGON

County of Lane Deschutes ss

This Durable Power of Attorney was acknowledged before me on the ______day of September, 2014 by CECIL DELBERT SAXON Jr..

OFFICIAL SEAL
JAMIE D. ROSE
NOTARY PUBLIC - OREGON
COMMISSION NO. 462299
MY COMMISSION EXPIRES NOVEMBER 13, 2015

Notary Public for Oregon

My Commission Expires: 101/13 20/5