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AUDITOR

GARY M. OLSON

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COMMUNITY PROPERTY AGREEMENT

Agreement made in White Salmon, Washington on this day of day of 1990, between WILLIAM S. MAITLAND ("Husband") and TERESA K. MAITLAND ("Wife"), husband and wife, both of whom are domiciled in the State of Washington. In consideration of their mutual agreements set forth below, the parties agree as follows:

1. Property Covered. This Agreement shall apply to all property (community and separate) now owned or hereafter acquired by Husband and Wife (except for property for which a separate beneficiary designation has been or is hereafter made by Husband or Wife and approved in writing by the other spouse) even though some items may have been or may be purchased or acquired by one or the other or both or may have been or may be registered in the name of one or the other or both, which shall be considered and is hereby declared to be the community property of the parties. All such property is referred to in this Agreement as the "described community property." Either spouse may disclaim in whole or in part any interest in property hereafter acquired which would be the separate property of the other spouse except for the provisions of this section 1. In the event of such a disclaimer, the interest disclaimed shall be and remain the separate property of the other spouse. Such a disclaimer shall not affect the right of the disclaiming spouse to receive all, any part of, or interest in such property of the other

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spouse by a later gift or inheritance.

- 2. Vesting at Death of a Spouse. If one spouse dies and the other spouse survives by ten days, all of the described community property shall vest in the surviving spouse as of the moment of death of the first spouse.
- 3. Disclaimer. Upon the death of either spouse, the surviving spouse may disclaim any interest passing under this Agreement in whole or in part, or with reference to specific parts, shares or property. The interest disclaimed shall pass as if the provisions of section 2 above had been revoked as to such interest with the surviving spouse entitled to the benefits provided by any alternate disposition applicable to the disclaimed interest.
- 4. Automatic Revocation. The provisions of section 2 above shall be automatically revoked
- (a) upon the filing by either party of a petition, complaint or other pleading for separation, dissolution or divorce, or
- (b) upon the establishment of a separate domicile out of the State of Washington by either party, or
- (c) immediately prior to death, if neither party survives the other by ten days.
- 5. Optional Revocation by One Party. If either party becomes disabled, the other party shall have the power to terminate the provisions of section 2 above. The termination shall be effective upon the delivery of written notice thereof to the disabled sponse and to the guardians, if any, of the person and of the estate of the disabled spouse. Each party designates the other party as attorney-in-fact to become effective upon disability to agree to the termination. For the purposes of this paragraph, a spouse shall be deemed disabled if a

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person duly licensed to practice medicine in the State of Washington signs a statement declaring that the named spouse is unable to manage his or her own affairs.

- 6. Powers of Appointment. This Agreement shall not affect any power of appointment now held by or hereafter given to Husband or Wife or both of them, nor shall it obligate Husband or Wife or both of them to exercise any such power of appointment in any way.
- 7. Revocation of Inconsistent Agreements. To the extent th's Agreement is inconsistent with the provision of any community property agreement, Will or other arrangement previously made by either or both of the parties that affect the described community property, the terms of this Agreement shall be deemed to revoke such prior provisions to the extent of the inconsistency.

William S. Maitland

STATE OF WASHINGTON) COUNTY OF KLICKITAT

On this day personally appeared before me WILLIAM S. and TERESA K. MAITLAND, to me known to be the individuals described in and who executed the within and foregoing Community Property Agreement, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

> 18037 REAL ESTATE EXCISE TAX

> > MAY 0 1 1996

SKAMANIA COUNTY TREASURER

BOOK 156 PAGE 965

GIVEN under my hand and official seal on this $\frac{f \leq f^{\frac{2}{2}}}{f}$ day of *∄*, 1990.

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THIS IS A TRUE AND EXACT REPRODUCTION OF THE DOCUMENT OFFICIALLY REGISTERED AT THE OFFICE OF THE HOOD RIVER COUNTY REGISTRAH.

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SKAMANIA COUNTY TREASURER