

FILED FOR RECORD  
SKAMANIA CO. WASH  
BY Floyd Cooke

FEB 21 3 22 PM '02

O. Lavy  
AUDITOR

J. MICHAEL GARVISON

Return Address:

Floyd Cooke  
PO Box 445  
N. Bonneville, WA 98639

Document Title(s) or transactions contained herein:	
<u>Durable General Power of Attorney</u>	
GRANTOR(S) (Last name, first name, middle initial)	
<u>Rowe, M.E.</u>	
<input type="checkbox"/> Additional names on page _____ of document.	
GRANTEE(S) (Last name, first name, middle initial)	
<u>Cooke, Floyd</u>	
<input type="checkbox"/> Additional names on page _____ of document.	
LEGAL DESCRIPTION (Abbreviated: i.e., Lot, Block, Plat or Section, Township, Range, Quarter/Quarter)	
<input type="checkbox"/> Complete legal on page _____ of document.	
REFERENCE NUMBER(S) of Documents assigned or released:	
<input type="checkbox"/> Additional numbers on page _____ of document.	
ASSESSOR'S PROPERTY TAX PARCEL/ACCOUNT NUMBER	<p>Suggested</p> <p>Recorded in _____</p> <p>Indexed _____</p> <p>Filed _____</p> <p>Released _____</p>
<input type="checkbox"/> Property Tax Parcel ID is not yet assigned	
<input type="checkbox"/> Additional parcel numbers on page _____ of document.	
The Auditor/Recorder will rely on the information provided on the form. The Staff will not read the document to verify the accuracy or completeness of the indexing information.	

**DURABLE GENERAL POWER OF ATTORNEY****ARTICLE I.****APPOINTMENT OF ATTORNEY-IN-FACT**

I, M. E. Rowe (hereinafter sometimes referred to as "Principal"), appoint as my Attorney-in-Fact Floyd Cooke (hereinafter sometimes referred to as "Attorney"). If the person appointed as Attorney-in-Fact should at any time or for any reason be unable or unwilling to act or to continue to act as Attorney-in-Fact, then I appoint as Attorney-in-Fact the person named as "Successor Attorney-in-Fact."

**Effective Date**

This Durable Power of Attorney shall become effective upon the incapacity of the Principal.

**Severability**

In the event that any provision herein is invalid, the remaining provisions shall nonetheless be in full force and effect.

**DURABLE GENERAL POWER OF ATTORNEY****ARTICLE II.****Incapacity**

Principal shall be deemed to be incapacitated if at any time two (2) licensed physicians certify, in writing, that Principal has become physically or mentally incapacitated and/or is unable to manage his/her affairs in his/her best interest, whether or not a court of competent jurisdiction has declared Principal incompetent, mentally ill or in need of a conservator.

**Powers not Exercisable by Attorney**

Attorney shall not have the power to undertake the following acts on behalf of the Principal:

1. Vote a proxy given by a person to another person with respect to the exercise of voting rights;
2. Make a Will or Codicil to a Will for Principal or revoke Principal's Will or Codicil; or change, modify or direct the revocable Living Trust of the Principal;
3. Exercise any powers under any irrevocable Trust of which attorney is the creator and Principal is the Trustee;

4. Exercise any power in any way to discharge any legal obligation that Attorney may have.

**Powers Exercisable by Attorney**

Attorney is given and granted hereby full power and authority to do for Principal and in Principal's name, place and stead, and for Principal's use and benefit, all and every act and thing whatsoever and to undertake any and all transactions, acts and proceedings in Principal's name, place and stead for the purpose of transacting any and all business of every kind, nature and description whatsoever in connection with Principal's business and personal affairs relative to any property interest, real or personal, of Principal's now owned or hereafter acquired, as fully and to all intents and purposes as Principal might or could do if personally acting. Attorney is specifically empowered and directed to transact and convey to the Trustee or Trustees then acting under any Revocable Trust (Grantor's Trust) under which Principal is a Settlor (Grantor/Trustor) and a beneficiary, any or all assets now or at any time or times hereafter standing in Principal's name (or representing Principal's interest in assets owned jointly, commonly and/or otherwise with any other person or persons).

1. Attorney is given and granted hereby full power and authority to make, verify and file federal, state and/or local income, gift and/or other tax returns of all kinds, claims for refund, requests for extension of time, petitions to the tax court or other courts regarding tax matters and/or any and all other tax related documents, including receipts, offers, waivers, consents, powers of attorney and closing agreements, of all kinds without limit, and generally to act on behalf of the Principal in all tax matters of all kinds and for all periods before all officers of the Internal Revenue Service and/or any other taxing authority, including receipt of confidential information, and to cause the Principal to be represented in any and all such proceedings;
2. Attorney is given and granted hereby full power and authority to sign and deliver qualified disclaimers as to any gift or inheritance as provided for under the Internal Revenue Code of 1954, as amended from time to time;
3. Attorney is given and granted hereby full power and authority to make gifts to Principal's spouse, if any, child or children and other descendants or ascendants, if any, and/or to charitable, scientific, religious or educational institutions, and to consent to split gifts made by Principal's spouse to third persons, keeping in mind Principal's best interests and the best interests of Principal's family;
4. Attorney is given and granted hereby full power and authority to exercise any special or general power of appointment held by Principal, keeping in mind Principal's best interests and the best interests of Principal's family;
5. Attorney is given and granted hereby full power and authority to designate the beneficiary under any policy of life insurance and under any employee benefit plan, keeping in mind Principal's best interests and the best interests of Principal's family.

The Principal hereby ratifies and confirms all that said Attorney shall do or cause to be done by virtue hereof, and all documents of any kind (without limitation) executed and/or delivered by Attorney shall bind the Principal and the Principal's heirs, distributees, legal representatives, successors and assigns.

**Limitation of Liability**

For the purpose of inducing any bank, broker, custodian, insurer, lender, transfer agent and/or other party to act in accordance with the powers granted in this Durable Power of Attorney, the Principal hereby represents, warrants and agrees that, if this Power of Attorney is terminated for any reason whatsoever, the Principal and the Principal's heirs, distributees, legal representatives, successors and assigns will save such party or parties harmless from any loss suffered or liability incurred by such party or parties in acting in accordance with this Power of Attorney prior to such party's or parties' receipt of written notice of any such termination.

**REVOCATION OF PRIOR POWERS OF ATTORNEY****ARTICLE III.**

This Power of Attorney revokes any prior General Power of Attorney executed previously by Principal.

**SIGNATURE BY ATTORNEY****ARTICLE IV.**

When signing on behalf of Principal under this Power of Attorney, Attorney shall sign as follows:

"Floyd Cooke, Attorney-in-Fact."

**NOMINATION OF SUCCESSOR****ARTICLE V.**

I nominate and appoint as Successor Attorneys to serve by virtue of the authority herein granted the following:

**First Successor:** Charlene D. Hutchison

The condition under which any person named above as successor attorney may exercise any powers set forth herein is that any person who is at the time authorized hereunder to serve as my Attorney shall be unable or unwilling to serve or to continue to serve as Attorney, then in the order specified above, the first person named above as Successor Attorney who is willing and able to serve as such Attorney shall be fully authorized to serve hereunder and shall have all of the powers granted originally to my attorney and the term "Attorney" shall refer to such person so serving. Any Successor Attorney may execute an affidavit that my Attorney is unwilling or unable to serve or continue to serve and such affidavit shall be conclusive evidence, insofar as third parties are concerned, of the facts set forth therein, and in such event, any person acting in reliance upon such affidavit shall incur no liability to my estate because of such reliance.



## DECLARATION OF PRINCIPAL

## ARTICLE VI.

Principal declares that the following is correct:

1. Principal has been advised, in regard to this Durable General Power of Attorney, and Durable Power of Attorney for Health Care;
2. Principal understands that the Durable General Power of Attorney gives to Attorney nominated herein broad powers to dispose, sell, convey and encumber Principal's real and personal property, which powers arise on Principal's disability or incapacity; and
3. Principal understands that these powers for the General Durable Power of Attorney will exist for an indefinite period of time after Principal's disability or incapacity unless their duration has been limited in this document.

Dated this 14 day of July, 1994

M. E. Rowe  
M. E. Rowe, Principal

STATE OF OREGON )

County of Linn )

ss.

On this 14 day of July, 1994, before me, a Notary Public, personally appeared M. E. Rowe, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to this instrument, and acknowledged that he/she/they executed it.

George G. Satter  
NOTARY PUBLIC

My Commission Expires: 3/29/97

