

AFTER RECORDING RETURN TO:

PHELAN WEBBER & ASSOCIATES P.S.
Attorneys at Law
502 E McLoughlin Blvd
Vancouver WA 98663-3357
360 696-2069 • 503 243-7810

DOCUMENT TITLE: AFFIDAVIT IN SUPPORT OF COMMUNITY PROPERTY AGREEMENT

REFERENCE NUMBER(S): N/A

GRANTOR(S): THEDA J. BENNETT and HERBERT A. BENNETT

GRANTEE(S): THEDA J. BENNETT by DAVID A. BENNETT, Attorney in Fact, pursuant to Individual Durable Power of Attorney dated December 26, 2013 and recorded in the Auditor's Office of Skamania County, WA at No. 5101940

LEGAL DESCRIPTION [abbreviated form]: CANYON CREST LOT 17 BLK 5 and n/a

ASSESSOR'S PROPERTY TAX PARCEL/ACCOUNT NUMBER: 098674100 and 030806000602006

NUMBER OF PAGES: 9

SKAMANIA COUNTY
REAL ESTATE EXCISE TAX

N/A
DEC - 3 2014

PAID

N/A
Christy Ann Deputy
SKAMANIA COUNTY TREASURER

5119157 AF

RecFee - \$79.00 Pages: 8 - PHELAN WEBBER & ASSOCIATES P:
Clark County, WA 11/10/2014 02:42

WHEN RECORDED RETURN TO

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GRANTEE(S): THEDA J. BENNETT by DAVID A. BENNETT, Attorney in Fact, pursuant to Individual
Gneral Durable Power of Attorney dated December 26, 2013 and recorded in the Auditor's
Office of Clark County, WA at No. 5101904

ABBREVIATED LEGAL DESCRIPTION: CANYON CREST LOT 17 BLK 5 and n/a

ASSESSOR'S TAX PARCEL ID #: 098674100 and 03080600060200

REFERENCE NO: n/a

HERBERT A. BENNETT)

Deceased.)

AFFIDAVIT IN SUPPORT OF
COMMUNITY PROPERTY
AGREEMENT

STATE OF WASHINGTON)

: ss.

County of Clark)

THEDA J. BENNETT states on oath:

1. The facts herein set forth are given to the general public and are to be used for the purpose of informing the general public as to the status of the property belonging to **THEDA J. BENNETT** and **HERBERT A. BENNETT** pursuant to the terms of a Community Property

AFFIDAVIT IN SUPPORT OF
COMMUNITY PROPERTY AGREEMENT - 1

J:\MMP\Clients A-L\Bennett Elder Law\David Bennett AIF\2014\affidavit in support of CPA.wpd

Agreement executed by **THEDA J. BENNETT** and **HERBERT A. BENNETT**, wife and husband, dated October 14, 1967 [hereinafter "Community Property Agreement"] which is attached hereto as EXHIBIT "A".

2. **HERBERT A. BENNETT** passed away on April 8, 1990, at 509 NW Overlook Drive, Vancouver, Clark County, Washington. Attached as EXHIBIT "B" is **HERBERT A. BENNETT'S** Death Certificate.

3. This Affidavit is for the purpose of supplying information for public record pertaining to that certain Community Property Agreement. Such property includes the real property and improvements thereon located at 509 NW Overlook Drive, Vancouver, Clark County, WA and legally described as:

Lot Seventeen (17), Block Five (5), Canyon Crest, according to the plat thereof, recorded in volume "F" of plats, page 34, records of said County.

and real property and improvements located at Old State Road, Skamania, Skamania County, WA and legally described as:

All that portion of land lying East of the West 800 feet of the following described property:

A tract of land located in Government Lot #5 of Section 6, Township 3 North, Range 8 East, Willamette Meridian, described as follows: BEGINNING at the Southwest corner of the said Government Lot #5 thence along the West line of said Government Lot #5, North 13.30 chains; thence East to the intersection with the East line of said Government Lot #5; thence South 13.30 chains to the intersection with the South line of the said Government Lot #5; thence West 19 chains more or less, to the POINT OF BEGINNING; EXCEPT that portion thereof described as follows:

AFFIDAVIT IN SUPPORT OF
COMMUNITY PROPERTY AGREEMENT - 2

J:\MMP\Clients A-L\Bennett Elder Law\David Bennett AIF\2014\affidavit in support of CPA.wpd

BEGINNING at a point 600 feet East and 17 feet North of the Southwest corner of said Government Lot #5; thence North 264 feet; thence West 165 feet; thence South 264 feet; thence East 165 feet to the POINT OF BEGINNING; and EXCEPT a conveyance to the public of a portion of the above described real property to be used for a public burying place by deed dated May 3, 1901, and recorded May 4, 1901, at page 300 of Book G of Deeds, Records of Skamania County, Washington.

SUBJECT TO easements, restrictions and reservations of record, including an easement recorded August 9, 1976 under Auditor's File No. 82605, Book 71, page 275, records of Skamania County, Washington.

ALSO SUBJECT TO an easement over the southerly one-half of the conveyed property for maintenance of an existing water line. Said easement extends along said existing water line and five feet on either side thereof.

TOGETHER WITH an easement for road and utilities ingress and egress over and across the North 30 feet of the West 800 feet of the above described property.

Skamania County Assessor
Date 12-3-14 Parcel# 3-8-6-602
SN

4. The parties to the Community Property Agreement have entered into no subsequent joint wills or agreements which would have the effect of abrogating or nullifying the above mentioned Community Property Agreement.
5. The decedent left no separate estate.
6. All obligations of the community owing at the date of death have been paid in full or provided for and all expenses of last sickness and funeral expenses which would constitute a lien upon the above described real estate have been paid or provided for and there is no Federal Estate Tax or Washington Inheritance Tax owing.

**AFFIDAVIT IN SUPPORT OF
COMMUNITY PROPERTY AGREEMENT - 3**

J:\MMP\Clients A-L\Bennett Elder Law\David Bennett AIF\2014\affidavit in support of CPA.wpd

7. That the decedent left surviving him the following persons: THEDA J. BENNETT, surviving spouse. Decedent was also survived by his children, namely TERESA L. [BENNETT] BUCKMILLER and DAVID A. BENNETT. All of the parties mentioned above are over the age of majority.

8. Under the terms of the Community Property Agreement title to all property of the community vests immediately in the survivor upon the death of either party to the Agreement.

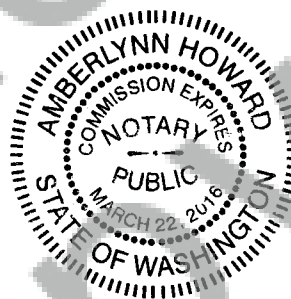
NOV 07, 2014.

Theda J. Bennett David A. Bennett, AIF
 THEDA J. BENNETT by DAVID A. BENNETT,
 Attorney in Fact, pursuant to Individual General Durable
 Power of Attorney dated December 26, 2013 and recorded
 in the Auditor's Office of Clark County, WA at No. 5101904

STATE OF WASHINGTON)
) ss.
 County of Clark)

I certify that I know or have satisfactory evidence that **DAVID A. BENNETT** signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the attorney in fact for **THEDA J. BENNETT**, pursuant to Individual General Durable Power of Attorney dated December 26, 2013 and recorded in Auditor's Office of Clark County, WA at No. 5101904 and acknowledged it to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

NOTARY: Please place seal within borders of box.



DATED: NOV 07, 2014

Amberlynn Howard
 Notary Public
 Printed Name: Amberlynn Howard
 My Appointment Expires: 3.22.16
 Residing at: Camas WA

J:\MMP\Clients A-L\Bennett Elder Law\David Bennett AIF\2014\affidavit in support of CPA.wpd

AFFIDAVIT IN SUPPORT OF
 COMMUNITY PROPERTY AGREEMENT - 4

J:\MMP\Clients A-L\Bennett Elder Law\David Bennett AIF\2014\affidavit in support of CPA.wpd

C 500416

682876

COMMUNITY PROPERTY AGREEMENT

THIS AGREEMENT made and entered into by and between HERBERT A. BENNETT, and THEDA JANELLE BENNETT, husband and wife, of Clark County, Washington,

W I T N E S S E T H:

WHEREAS, the parties hereto have been husband and wife since March 14, 1945, and by the mutual helpfulness of each to the other have acquired certain property and expect to acquire other property, it is hereby agreed, in consideration of the love and affection that each bears for the other, and the mutual benefits to be derived herefrom, that each and every item and parcel of property, real, personal and mixed, now owned or hereafter acquired by the parties hereto or either of them, including what might otherwise be termed separate property, is hereby declared to be the community property of the parties hereto, it being the intent and purpose of each of the parties as to any property that might be deemed separate property to be making a conveyance from one to the other and unitedly to the community so that all property shall from this date be community property of the parties.

IT IS FURTHER AGREED that for such consideration so stated, upon the death of the said HERBERT A. BENNETT, the full ownership of all of such property and property interests then owned by the parties hereto, or either of them, shall at once pass to and vest in the said THEDA JANELLE BENNETT, or in like manner, upon the death of THEDA JANELLE BENNETT the full ownership of all of such property and property interests then owned by the parties hereto, or either of them, shall at once pass to and vest in the said HERBERT A. BENNETT; such vesting in either event, shall be subject only to the rights of creditors by law.

WITNESS our hands and seals this 14th day of October, 1967.

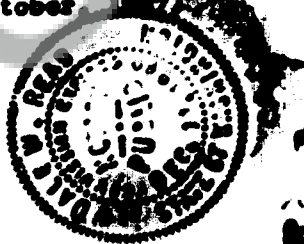
Herbert A. Bennett

Theda Janelle Bennett

STATE OF WASHINGTON)
COUNTY OF CLARK) ss

On this day personally appeared before me HERBERT A. BENNETT and THEDA JANELLE BENNETT, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument and acknowledged that they signed the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 14th day of October, 1967.



Cal. Read
Notary Public in and for the State of Washington, residing at
PILGRIM FOR REVEREND, Vancouver.

OCT 19 10 30 AM '67 200

me AUDITOR JOHN A. KLEWENS
ATTORNEY AT LAW
401 WEST 10th STREET
VANCOUVER, WASHINGTON

EXHIBIT A
PAGE 1 OF 2

Unofficial Copy



EXHIBIT A
PAGE 2 OF 2

I, GREG A. KIMSEY, Auditor of Clark County, State of Washington, do hereby certify that the foregoing is a true and correct copy of a:
Community Property Agreement
File No. 6500418 of record in this office.
WITNESS my hand and official seal.
This 27 day of Oct, 2014 A.D.
GREG A. KIMSEY, Auditor, Clark County
By [Signature] Deputy

STATE OF WASHINGTON DEPARTMENT OF HEALTH

STATE OF WASHINGTON DEPARTMENT OF HEALTH
VITAL RECORDS

CERTIFICATE OF DEATH

LOCAL FILE NUMBER

425

1 NAME—FIRST, MIDDLE, LAST

Herbert Arthur BENNETT

2 SEX

male

3 DEATH DATE (Mo., Day, Yr.)

April 8, 1990

146

STATE FILE NUMBER

4 AGE LAST BIRTH-
DAY

5 UNDER 1 YEAR
MOS. DAYS

6 UNDER 1 DAY
HOURS MINS

7 BIRTHDATE (Mo., Day, Yr.)
May 7, 1919

8 BIRTH STATE (if not in
USA give country)
New York

9 CITIZEN OF WHAT COUNTRY?
USA

10 COUNTY OF DEATH
Clark

11 CITY, TOWN OR LOCATION OF DEATH

Vancouver

12. PLACE OF DEATH — ☒ BOX FOR PLACE THEN GIVE ADDRESS OR INSTITUTION NAME

home 509 NW Overlook Dr.

13 SMOKING IN LAST
15 YEARS? (Yes/No)

yes

14 MARITAL STATUS — Married,
Never Married, Widowed,
Divorced

Married

15 SURVIVING SPOUSE (if wife give maiden name)

Janelle Hull

16 WAS DECEDENT
EVER IN U.S. ARMED
FORCES (Yes/No)

Redacted

18 HIGH SCHOOL
GRADUATE? (Yes/No)

yes

19 USUAL OCCUPATION (Give kind of work
done during most of working life. DO NOT
USE "RETIRED")

electrical supert.

20. KIND OF BUSINESS OR INDUSTRY

aluminum company

21 Was Decedent of Hispanic Origin or descent? (Ancestry)
(Specify Yes or No. If Yes specify Cuban, Mexican, Puerto Rican,
etc.)

2 No

22 RACE (White, Black, Asian or Pacific
Islander, Amer. Ind. or Alaskan, etc.)
(Specify)

white

23 RESIDENCE - NUMBER AND STREET

509 NW Overlook Drive

24 CITY/TOWN OR LOCATION

Vancouver

25 INSIDE CITY
LIMITS? (Yes/No)

no

26 COUNTY

Clark

27 STATE

Washington

28 ZIP CODE

98665

29 FATHER'S NAME—FIRST, MIDDLE, LAST

Nathanial Jabez Bennett

30 MOTHER'S NAME—FIRST, MIDDLE, MAIDEN SURNAME

Beatrice Nye

31 INFORMANT—NAME

Theda Janelle Bennett

32 MAILING ADDRESS

509 NW Overlook Dr. Vancouver, Wash. 98665

33 BURIAL, CREMATION,
REMOVAL, OTHER (Specify)

burial

34 DATE (Mo., Day, Yr.)

April 13, 1990

35 CEMETERY/CREMATORY—NAME

Evergreen Memorial Gardens

36 LOCATION—CITY/TOWN, STATE

Vancouver, Wash.

37 FUNERAL DIRECTOR
SIGNATURE

Richard W. House

38 NAME OF FACILITY

Memorial Gardens Mort. 1101 NE 112th Ave. Vanc. WA 98684

TO BE COMPLETED ONLY BY CERTIFYING PHYSICIAN

TO BE COMPLETED ONLY BY MEDICAL EXAMINER OR CORONER

40 TO THE BEST OF MY KNOWLEDGE, DEATH OCCURRED AT THE TIME, DATE, AND PLACE AND DUE TO THE
CAUSE(S) STATED

SIGNATURE AND TITLE

X Charles Plamp III

41 ON THE BASIS OF EXAMINATION AND/OR INVESTIGATION, IN MY OPINION DEATH OCCURRED AT
THE TIME, DATE, AND PLACE AND DUE TO THE CAUSE(S) STATED

SIGNATURE AND TITLE

X

42 DATE SIGNED (Mo., Day, Yr.)

4/20/90

43 HOUR OF DEATH (24 Hrs.)

1930

44 DATE SIGNED (Mo., Day, Yr.)

45 HOUR OF DEATH (24 Hrs.)

46 NAME AND TITLE OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print)

47 PRONOUNCED DEAD (Mo., Day, Yr.)

48 HOUR PRONOUNCED DEAD
(24 Hrs.)

49 NAME AND ADDRESS OF CERTIFIER—PHYSICIAN, MEDICAL EXAMINER OR CORONER (Type or Print)

Dr. Plamp 700 NE 87th Avenue Vancouver, Wash. 98664

50 PART I ENTER THE DISEASES, INJURIES, OR COMPLICATIONS WHICH CAUSED THE DEATH. DO NOT ENTER THE MODE OF DYING, SUCH AS CARDIAC OR RESPIRATORY ARREST, SHOCK, OR HEART FAILURE.
LIST ONLY ONE CAUSE ON EACH LINE

IMMEDIATE CAUSE (Final disease or
condition resulting in death).
Sequentially list conditions, if any,
leading to immediate cause. Enter
UNDERLYING CAUSE (Disease or in-
jury which initiated events resulting in
death) LAST

(A) Acute Myocardial Infarction

DUE TO, OR AS A CONSEQUENCE OF

(B) Coronary Artery Disease

DUE TO, OR AS A CONSEQUENCE OF

(C) Diabetes Mellitus

INTERVAL BETWEEN ONSET
AND DEATH

immediate

INTERVAL BETWEEN ONSET
AND DEATH

years

INTERVAL BETWEEN ONSET
AND DEATH

years

51 OTHER SIGNIFICANT CONDITIONS—CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN ABOVE

Chronic Renal Failure

52 AUTOPSY? (Yes, No)

no

53 WAS CASE REFERRED TO
MEDICAL EXAMINER OR COR-
ONER? (Yes/No)

yes

54 ACC., SUICIDE, HO., UNDET. OR
PENDING INVEST. (Specify)

55 INJURY DATE (Mo., Day, Yr.)

56 HOUR OF INJURY (24 Hrs.)

57 DESCRIBE HOW INJURY OCCURRED

58 INJURY AT WORK? (Yes/No)

59 PLACE OF INJURY—AT HOME, FARM, STREET, FACTORY, OFFICE,
BLDG., ETC. (Specify)

60 LOCATION—STREET OR RFD NO., CITY/TOWN, STATE

61 REGISTRAR
SIGNATURE

X Karen Steingart, M.D.

62 DATE RECEIVED (Mo., Day, Yr.)

APR 23 1990

DOH 110-008 (Rev. 8/89) (formerly DSHS 9-150)

EXHIBIT

B

PAGE

1 OF 2

MAY 8 1990

SEAL

KAREN STEINGART M.D.

HEALTH DISTRICT OFFICER

DOH 01-003 (7/89)

THIS IS A CERTIFIED COPY OF THE RECORD ON FILE WITH VITAL RECORDS. CERTIFIED COPIES MUST HAVE THE OFFICIAL SEAL.

Unofficial
Copy

EXHIBIT B
PAGE 2 OF 2

039205 D