AFN #2019000356 Recorded Mar 11, 2019 02:45 PM DocType: POA Filed by: COLUMBIA GORGE TITLE Page: 1 of 5 File Fee: \$103.00 Auditor Robert J. Waymire Skamania County, WA

### When recorded return to:

Lori M. Hawkins Riverview Trust Company, Successor Trustee of the Myrno A. Madden and Olive E. Madden Living Trust

900 Washington Street Suite 900 Vancower WA 9840

Filed for record at the request of:



1499 SE Tech Center PI, Suite 100 Vancouver, WA 98683

Escrow No.: 622-106964

### **DOCUMENT TITLE(S)**

**Durable Power of Attorney** 

#### **GRANTOR(S)**

Daryl E. Madden

#### GRANTEE(S)

Kerry A. Hatcher

## ABBREVIATED LEGAL DESCRIPTION

SEC 7, T2N, R5E, W.M.

# TAX PARCEL NUMBER(S)

02052700090000

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

"I am signing below and paying an additional \$50 recording fee (as provided in RCW 36.18.010 and referred to as an emergency nonstandard document), because this document does not meet margin and formatting requirements. Furthermore, I hereby understand that the recording process may cover up or otherwise obscure some part of the text of the original document as a result of this request."

Note to submitter: Do not sign above nor pay additional \$50 fee if the document meets margin/formatting requirements

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## **DURABLE GENERAL POWER OF ATTORNEY**

- I, Daryl E. Madden, hereby make and appoint Kerry A. Hatcher, as my true and lawful attorney-in-fact and agent ("my attorney-in-fact"), to exercise or perform on my behalf any right, power, duty, or obligation that I now have or may hereafter acquire in connection with all my real and personal property interests whatsoever, as fully for all intents and purposes as I might or could do if personally present and competent, and I hereby ratify and confirm any action taken by my attorney-in-fact. Without limiting the generality of the foregoing, my attorney-in-fact shall have the following powers and authority:
- 1. To lease, sell, contract to sell, convey, exchange, and otherwise dispose of any real or personal property of which I am now or hereafter may be possessed or in which I may have any right, title, or interest, for any price or sum and upon such terms and conditions as to my attorney-in-fact may seem proper.
- 2. To take possession of and manage real or personal property now or hereafter belonging to me, to pay the expense thereof, to keep the same insured, and to pay any and all taxes, charges, and assessments that may be levied or imposed.
- 3. To buy, sell, assign, transfer, and deliver any shares of stock in my name in any corporation and any bonds, registered or in bearer form, for any price and upon such terms as to my attorney-in-fact may seem proper, and to receive and make payment therefor.
- 4. To borrow any sums of money on such terms and at such rate of interest as to my attorney-in-fact may seem proper, and to give security for the repayment of the same.
- 5. To demand and receive all moneys, debts, rents, dues, accounts, legacies, bequests, interest, dividends, and claims whatsoever which are now or which hereafter may become due, owing, and payable or belonging to me, and to take any action in my name for the recovery thereof.
- 6. To adjust, settle, compromise, or submit to arbitration any account, debt, claim, demand, or dispute.
- 7. To endorse, negotiate, and deliver any check, draft, promissory note, or other negotiable paper payable to me, and to collect the proceeds for my use; to pay to or deposit any sum of money coming into the hands of my attorney-in-fact in checking and in savings accounts in my name with any bank or savings and loan association of my attorney-in-fact's selection and to draw out moneys deposited to my credit with any bank, including deposits in savings accounts, or any savings and loan association, and to apply the same for my use for any purpose my attorney-in-fact may deem proper; to purchase and sell certificates of deposit; to appoint any bank or trust company as escrow agent or custodian; and generally to conduct any and all banking transactions on my behalf.
- 8. To commence, prosecute, or defend against any actions, suits, and proceedings relating to any of the matters mentioned herein or any other matters in which I am or hereafter may be interested or concerned.

- 9. To vote any stock in my name as proxy.
- 10. To have access to any safe-deposit box which has been or may be rented in my name or in the name of myself and any other person or persons.
- 11. In connection with any of the powers herein granted, to execute, acknowledge, or deliver in my name any and all deeds, contracts, bills of sale, checks, drafts, promissory notes, releases, commercial paper, and any and all other instruments whatsoever, with such general or special agreements and covenants, including those of warranty, as to my attorney-in-fact may seem proper.
- 12. To engage, pay, or discharge investment advisors, custodians, brokers, accountants, attorneys at law, and other agents in connection with the exercise of any of the powers granted hereunder.
- 13. To represent me before any office of the Internal Revenue Service with respect to income, gift, and estate tax matters, with authority to receive from or inspect confidential tax or other information in any office of the Internal Revenue Service with respect to such tax matters, and with full power to perform on my behalf the following acts with respect to the above tax matters:

To receive, endorse, and collect checks in payment of any refund of taxes, penalties, or interest.

To sign and file any tax return, claim, or election on my behalf.

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.

To execute closing agreements under section 7121 of the Internal Revenue Code.

To delegate authority or to substitute another representative.

(Copies of notices and other written communications addressed to me in proceedings involving the above matters should be sent to my attorney-in-fact hereinabove designated. This power of attorney and tax information authorization does not revoke any other prior or subsequent powers of attorney and tax information authorizations granted by me on file with any Internal Revenue office with respect to the same matters covered by this instrument.)

14. To execute, acknowledge, and deliver in my name any and all documents which may be required by an insurance company to prove any claim on my behalf, including but not limited to all notices of loss and proofs of loss, and to elect any mode of settlement.

- 15. To buy, sell, redeem, reregister, hold, collect interest on, and generally exercise all powers I might exercise myself with respect to United States Government bonds, bills, notes, and savings certificates.
- 16. To appear for and represent me in any income, gift, ad valorem, or inheritance tax matters arising under the laws of any state or country, and my attorney-in-fact shall have full power to do anything whatsoever necessary to be done in the premises.
- 17. To make gifts outright or in trust to or for the benefit of the natural objects of my bounty and charitable organizations, in such amounts, at such times, and upon such terms as my attorney-in-fact deems appropriate, provided that my attorney-in-fact may make only such gifts as are consistent with my income and wealth and as I might have been expected to make.
- 18. To disclaim any interest in property; to exercise or not exercise any tax and other elections I may have with respect to any property interests; and to take all actions that my attorney-infact deems appropriate to effectuate such elections.
- 19. To renounce any fiduciary positions to which I have been or may be appointed, including but not limited to personal representative, trustee, conservator, guardian, attorney-in-fact, and officer or director of a corporation; to resign such positions in which I am presently serving; and to file accountings with courts of competent jurisdiction, or settle on receipts and releases or other informal method, as my attorney-in-fact deems advisable.
- 20. To conduct, manage, and control all my business and my property, wheresoever situated, as my attorney-in-fact may deem for my best interests, hereby releasing all third persons from responsibility for the acts and omissions of my attorney-in-fact.
- 21. To exercise, do, or perform any other act, right, power, duty, or obligation whatsoever that I now have or may acquire the legal right, power, or capacity to exercise, do, or perform in connection with, arising out of, or relating to any person, item, thing, transaction, business, property, real or personal, tangible or intangible, or matter whatsoever.

This instrument shall be construed and interpreted as a durable general power of attorney and shall remain in full force and effect notwithstanding my future disability, incapacity, or incompetence or any uncertainty as to whether I am dead or alive.

My attorney-in-fact is also specifically authorized to exercise my retained powers of direction and revocation with respect to the Daryl E. Madden Living Trust created by instrument of even date herewith, as amended or restated, to add all or any part of my assets to the trust, and to withdraw all or any part of the assets thereof.

In the event it becomes necessary to appoint a guardian, limited guardian, or conservator of my person or estate, I request that my attorney-in-fact be appointed.

Notwithstanding anything herein to the contrary, this instrument shall not be construed or interpreted as creating a "general power of appointment" within the meaning of any federal or state tax law. If my attorney-in-fact is a family member or other natural object of my bounty, my attorney-in-fact may make gifts to or for the benefit of my attorney-in-fact, or otherwise exercise his or her authority to

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or for his or her own benefit, but only to the extent advantageous under tax or other laws and necessary for my attorney-in-fact's support in his or her accustomed manner of living.

DATED the <a href="#">The day of August 2017.</a>

Daryl E. Madden

STATE OF OREGON

) ss

County of Clackamas

I certify that I know or have satisfactory evidence that Daryl E. Madden is the person who appeared before me, and he acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

DATED the  $\frac{Q^{+}}{}$  day of August 2017.



Notary Public - State of Oregon