Official Recording requested By DYLAN FREHNER Lincoln County - NV APN 003-12/-17 Leslie Boucher Fee: \$19.00 APN Book- 268 Page- 0267 APN LIRABLE LOWER **Affirmation Statement** I, the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does not contain the social security number, driver's license or identification card number, or any "Personal Information" (as defined by NRS 603A.040) of any person or persons. (Per NRS 239B.030) I, the undersigned hereby affirm that the attached document, including any exhibits, hereby submitted for recording does contain the social security number, driver's license or identification card number, or any "Personal Information" (as defined by NRS 603A.040) of a person or persons as required by law: \_ (State specific law)

Record

- Recorder

Recorded By: AE

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Grantees address and mail tax statement:

89008

### **DURABLE POWER OF ATTORNEY**

# ARTICLE I DECLARATIONS

1.1 THIS POWER OF ATTORNEY IS NOT AFFECTED BY THE DISABILITY OF THE PRINCIPAL.

This is a durable power of attorney under Nevada law, NRS 111.460.

#### 1.2 EFFECTIVE DATE OF THIS POWER.

The effective date of this Power of Attorney is upon my disability. Disability is defined if the principal is unable to manage his/her property and affairs effectively for reasons such as mental illness, mental deficiency, physical illness or disability, advanced age, chronic use of drugs, chronic intoxication, confinement, detention by a foreign power, or disappearance.

#### 1.3 NAME AND ADDRESS OF PRINCIPAL

**RONAL CHAD YOUNG**, of Caliente, Lincoln County, Nevada currently resides at 1350 S. Front Street, P.O. Box 84, Caliente, Nevada 89008.

The pronouns I, Me, Mine and Myself, refer to the Principal.

## 1.4 APPOINTMENT OF ATTORNEY-IN-FACT

I appoint, **BRENDA ZIPPRO YOUNG**, of Caliente, Lincoln County, Nevada, to be my attorney-in-fact, but I always have the power and right to substitute another attorney-in-fact or to revoke this appointment.

The pronouns You, Your and Yourself refer to the attorney-in-fact. When signing on my behalf under this Power of Attorney, use this form "[Name], by [Name], his Attorney-in-Fact.

In the event **BRENDA ZIPPRO YOUNG** is unable or unwilling to serve as my attorney-in-fact, I appoint **DANIEL LEE YOUNG** to serve as my alternative attorney-in-fact.



#### 1.5 <u>DELEGATION OF POWERS</u>

I delegate to you the powers set forth in ARTICLE II. But, if I cross out or write through any part of this document and I put my initials opposite the cross-out or writing, then, I cancel that part in this document.

Your exercise of the delegated powers must be in a fiduciary capacity for my benefit and on my behalf.

At all times, Nevada law governs this document. If any part of this document is not valid, all other parts remain valid.

You are not liable to me or to my successors when, in good faith, you act or do not act under this document. But, this freedom from liability does not apply if, as the result of your willful misconduct or gross negligence, you act or do not act.

## ARTICLE II DELEGATED POWERS

As to any assets a) registered in my name, or b) held for my benefit, or c) acquired for my benefit, I give you these powers subject to Paragraph 1.5:

- 1. To enter any safety deposit box that I may own in my name alone or with anyone else and to remove any of the contents that I own from said box.
- 2. As to any promissory notes receivable, secured or unsecured: to collect, compromise, endorse, borrow against, hypothecate, release or reconvey that note and any related deed of trust.
- 3. As to any shares of stock, treasury bills, treasury notes, bonds or any documents or instruments defined as securities under Nevada law: to open accounts with stock brokers, cash or on margin, buy, sell, endorse, transfer hypothecate, or borrow against them, and to vote those shares, bonds, or securities for any purpose.
- 4. As to real property or personal property: to collect rents, disburse funds, hire professional property managers, lease to tenants, negotiate and renew leases, borrow against, renew any loan, sell any of the property, convey any of the property into trust for my benefit and sign any documents needed to carry out the sale or to carry out any transaction referred to in this item 4. I specifically grant you the power to execute any of the documents set forth in this paragraph concerning real property located in Lincoln County.
- 5. As to any other asset not referred to in items 1, 2, 3 or 4 of this ARTICLE II: to buy, sell, hold, borrow against, or dispose of, as needed, in your judgment, for my welfare and comfort.

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- 6. As to medical, surgical, or dental treatment and any health procedures you believe I need for my health and welfare on my behalf: to give or to withhold any medical, surgical or dental consent.
- 7. As to my income taxes: to complete all internal revenue tax forms, to sign my name thereto, to receive and negotiate tax refunds, to sign Form 2848, which is the specific IRS power of attorney, hire preparers, advocates, attorneys and advisors, and to pay for their services from my funds, and to do whatever is needed to protect my assets from diminution by taxes for the years \_\_\_\_\_\_, as though I could do those acts myself.
- 8. To buy in my name those U.S. Government bonds referred to as "Flower Bonds" that may be used to pay death taxes on my death.
- 9. To hire and to pay from my funds, the services of professional advisors, without limitations: physicians, accountants, attorneys and investment counselors for my welfare.
- 10. To create and transfer to the Trustee of a revocable trust, of which I am a Grantor and a beneficiary, my assets or my interests in assets, or to create a trust for my benefit, or the benefit of my heirs, and to fund it with my assets or interests in assets.
- 11. To apply for government and insurance benefits, Medicare, Medicaid and social Security benefits, to prosecute and to defend legal actions, to arrange for transportation and travel. To create separate property for me, and to contract for medical and dental care for me; in so doing the foregoing, to sign my name and to represent me.
- 12. To sign and deliver a valid disclaimer under the Internal Revenue Code and the Nevada Probate Code, when, in your judgment, my family's best interests would be served; to that end, to hire and to pay for legal and financial counsel to help you decide whether to file that disclaimer.
- 13. To borrow and to lend, secured or unsecured, for the purposes stated in this ARTICLE II, and to pledge any of my assets for that borrowing.
- 14. If you sell or lend any of my assets or interests in assets, your judgment as to the terms of sale or loan is final.
- 15. You may make a) gifts of my assets or interests in assets, and b) gifts in your judgment to be charitable, scientific, religious or educational institutions according to my pattern of charitable giving over the past five (5) years. You may make these gifts at anytime from time to time.
- 16. To sign and deliver a deed that changes my property interest from or to any of these designations: joint tenancy, community property, tenants-in-common and separate property.
- 17. To exercise any special power of appointment I hold.
- 18. To make such decisions, sign on my behalf or to take such action as is needed to accomplish the deferral of tax resulting from the marital deduction under the Internal Revenue Code.

RCY

- 19. To negotiate, endorse, transfer or receive any benefits in an individual retirement account, 401(k) plan, pension plan, or other retirement benefit.
- 20. To negotiate, endorse, transfer or receive any funds located in a checking, savings or any other account held with a banking institution, including a credit union.

## ARTICLE III **POWERS YOU SHALL NOT HAVE**

- 3.1 POWERS YOU SHALL NOT HAVE
  - To make a Will for me or to codicil my Will.
  - To revoke my Will or codicil. 2.

#### ARTICLE IV **MISCELLANEOUS**

4.1 My heirs, successors and assigns are bound by your acts under this document.

I recommend and urge you to confer with a Nevada attorney before you enter a transaction that under this Durable Power of Attorney is not routine.

#### SIGNING

After my attorney explained to me the importance of the powers I delegate to my attorney-in-fact in this document, I the Principal, signed this Durable Power of Attorney on the date shown above my signature.

I understand 1) this document gives my attorney-in-fact serious powers over me and my assets; 2) the powers continue after I am disabled; and 3) I can revoke and cancel this document at any time.

DATED this 15th, day of December P. Chad Young
RONAL CHAD YOUNG

Principal

STATE OF NEVADA ) s COUNTY OF LINCOLN )

On this 4 day of 20 1, before me, the undersigned Notary Public, personally appeared \*\*RONAL CHAD YOUNG\*\*, who proved to me to be the person whose name is subscribed herein, and who acknowledged to me that he executed the **DURABLE POWER OF ATTORNEY** freely and voluntarily, and for the use and purposes therein mentioned.

NOTARY PUBLIC



## **DECLARATION OF ATTORNEY FOR PRINCIPAL**

I declare under penalty of perjury under the laws of the State of Nevada that the following is correct:

- 1) I am an attorney licensed to practice in Nevada;
- 2) I reviewed the above Durable Power of Attorney with the Principal before the Principal signed it;
- 3) The Principal communicated with me that he wanted to give the uncanceled powers to the attorney-in-fact; and
- 4) I witnessed the Principal's signing of the Durable Power of Attorney.

Signed on the 1st day of December, 20 11 at Collecte, Nevada.

SIGNATURE:

DYLAN V. FREHMER, Esq.

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