

172123

GENERAL POWER OF ATTORNEY UPON DISABILITY

KNOW ALL MEN BY THESE PRESENTS, that I, RICHARD E. KEPHART, residing at Diamond Valley, County of Eureka, State of Nevada, make, constitute and appoint MARI ALICE KEPHART, residing at Diamond Valley, County of Eureka, State of Nevada, to be my lawful attorney-in-fact for me and to do any and all acts which I could do if personally present.

THIS POWER OF ATTORNEY BECOMES EFFECTIVE ONLY UPON MY DISABILITY AND IS OPERATIVE ONLY DURING MY DISABILITY.

THIS POWER OF ATTORNEY, for all purposes, terminates on my death or upon my proper revocation of this general power.

1. Disability shall exist whenever my primary medical physician states, in writing, that I am, because of mental or physical reasons or for any combination of such reasons, incapable of reasonably taking care of my personal and real property or the affairs of my estate. Said disability shall cease whenever my primary medical physician states, in writing, that I am capable of taking care of my personal and real property or the affairs of my estate.

2. I intend to give my attorney-in-fact the fullest powers possible and do not intend, by the enumeration of his powers, to limit or reduce them in any fashion.

3. Among the powers granted to my attorney-in-fact are:

- (a) **Receive Goods and Money.** To demand and sue for and recover and receive all debts, rents, interest, money, goods and chattel due to me or that may become due to me or which belong to

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me or to which I may be entitled to possession. In connection with these powers, my attorney-in-fact is authorized to execute and deliver receipts, releases and discharges. My attorney-in-fact is also empowered to make, endorse, accept or deliver, in my name or his name, commercial paper, agreements and other instruments that he deems necessary to carry out the powers granted to him by these presents.

- (b) **Conduct Business.** To carry on my business as being conducted by or in partnership or in corporate capacity with any other persons. In connection with the conduct of my business, my attorney-in-fact may recover all debts due or that become due to the business, pay all debts due to others, enter into agreements and other written instruments, employ people to further the conduct of the business, pay all taxes due from the business, and do all other acts that my attorney-in-fact deems necessary to carry on the business.
- (c) **Appear in Actions and Suits.** To appear, answer and defend all actions and suits that may be brought against me in my name, and in my stead, to compromise, settle or adjust them or any other claims against me in any manner that my attorney-in-fact deems proper.
- (d) **Sell, Transfer or Purchase Securities.** To purchase, sell or transfer stocks and bonds of any kind in my name or that of my attorney-in-fact and to execute and deliver any instruments required in connection with the purchase, sale or transfer.
- (e) **Manage Real Estate.** To take possession of any real estate that belongs to me or to which I may be entitled to possession and to receive any rents or profits that may be due from the real estate. In connection with these powers, my attorney-in-fact

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is empowered to enter into new leases for any term, renew or extend existing leases for any term, and to sell, convey or mortgage any real estate affected by these presents. My attorney-in-fact is also empowered to commence and prosecute for me and in my name any suits or actions for the recovery of the possession of any real estate belonging to me or to which I may be entitled and for the rents and profits due from such real estate which is the subject of these presents.

- (f) Appoint Other Attorneys-In-Fact. To constitute, appoint and authorize my attorney-in-fact, with full power of revocation, appointment of other attorneys-in-fact for me to exercise any or all of the powers granted to my attorney-in-fact by these presents.


IN WITNESS WHEREOF, I have hereunto set my hand the 5 day of April, 1999.

Richard E. Kephart

RICHARD E. KEPHART

STATE OF NEVADA)
) ss.
COUNTY OF ELKO)

This instrument was acknowledged before me on this 5th day of April, 1999, by RICHARD E. KEPHART.

(S E A L)
 WENDY H. HAWES
Notary Public
State of Nevada
Elko County, Nevada
95-1324-6
My appointment expires November 17, 1999.

Wendy H. Hawes

NOTARY PUBLIC
My Commission Expires: 11/17/99

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