

GENERAL POWER OF ATTORNEY

PREAMBLE: This document is a MILITARY POWER OF ATTORNEY prepared pursuant to Title 10 United States Code, Section 1044(b), and executed by a person authorized to receive legal assistance from the military. Federal law exempts this power of attorney from any requirement of form, substance, formality, or recording that is prescribed for powers of attorney by the laws of a state, the District of Columbia, or a territory, commonwealth, or possession of the United States. Federal law specifies that this power of attorney shall be given the same legal effect as a power of attorney prepared and executed in accordance with the laws of the jurisdiction in which it is presented.

KNOW ALL PERSONS BY THESE PRESENTS: That I, _____, currently residing at _____, do hereby appoint _____ my true and lawful attorney-in-fact to manage and conduct all my affairs and act in all matters in my name and on my behalf. Such acts shall include the authority:

1. To lease, sell, use, establish title to, register, insure, transfer, mortgage, maintain, manage, pledge, exchange, or otherwise dispose of or encumber any and all of my property, real, personal, or mixed, including motor vehicles of any kind, and to execute and deliver good and sufficient deeds or other instruments for the lease, conveyance, mortgage, maintenance, or transfer of the same.

2. To buy, receive, lease, accept, or otherwise acquire in my name and for my account, property, real, personal, or mixed upon such terms, considerations, and conditions as my attorney-in-fact shall deem appropriate.

3. To transact all of my business on my behalf, including entering into contracts and the making of such investments as my attorney-in-fact shall deem sound.

4. To institute and prosecute, or to appear and defend, or to settle, any claims or litigation involving my interests or me. This authority shall include, but not be limited to, the authority to present a claim against the United States for damage to or loss of personal property.

5. To prepare, execute, sign, and file all tax returns and to receive and negotiate all tax refund checks.

6. To execute all documents needed for the travel of my family members and transportation or storage of my property, as authorized by law and military regulations; to sign for and clear government or other quarters in the best interests of my family members and in accordance with law and military regulations.

7. To demand, act to recover, and receive all sums of money which are now or will become owing or belonging to me, and to institute accounts on my behalf, and to deposit, draw upon, or expend such funds of mine as are necessary in furtherance of the powers granted herein. This authority shall include, but not be limited to, the authority to receive, endorse, cash, or deposit negotiable instruments made payable to me and drawn upon the Treasurer, or other fiscal officer or depository, of the United States.

8. Generally, to do, execute, and perform any other act, deed, matter, or thing, that in the opinion of my attorney-in-fact ought to be done, executed, or performed, in conjunction with this power of attorney.

NOTWITHSTANDING any language to the contrary in this instrument, my attorney-in-fact is specifically NOT granted the following powers:

a. To cancel or change the beneficiary of any policy of life insurance owned by me.

b. To exercise any rights or powers with respect to any person, matter, transaction, or property in my name or in my custody as a trustee, custodian, personal representative, or other fiduciary capacity for someone else.

I hereby give and grant unto my attorney-in-fact full power and authority to do and perform each and every act and matter concerning my estate, property, and affairs as fully and effectually to all intents and purposes as I could do legally if I were present.

I hereby authorize my attorney-in-fact to indemnify and hold harmless any third party who accepts and acts under or in accordance with this power of attorney.

I intend for this power of attorney to be a DURABLE power of attorney. This power of attorney will continue to be effective if I become disabled, incapacitated, or incompetent. All acts done by my attorney-in-fact hereunder shall have the same effect and inure to the benefit of and bind myself and my heirs as if I were competent, and not disabled, incapacitated, or incompetent.

GENERAL POWER OF ATTORNEY

I shall be considered disabled or incapacitated for purposes of this power of attorney if a physician, based on that physician's examination, certifies in writing at a date subsequent to the date on which this power of attorney is executed, that I am disabled from or incapable of exercising control over my person, property, personal affairs, or financial affairs. I authorize the physician who so certifies to disclose my physical or mental condition to another person for purposes of this power of attorney. A third party who accepts this power of attorney, endorsed by proper physician certification of my disability or incapacity, is held harmless and fully protected from any action taken under this power of attorney.

I hereby ratify all that my attorney-in-fact lawfully shall do or cause to be done by this document.

This power of attorney shall become effective when I sign and execute it below. Unless sooner revoked or terminated by me, this power of attorney shall become NULL and VOID on _____, 20____ (expiration date).

Notwithstanding my inclusion of a specific expiration date herein, if on the above-specified expiration date, or during the sixty (60) day period preceding that specified expiration date, I should be or have been determined by the United States Government to be in a military status of "missing," "missing in action," or "prisoner of war," or if I should be or have been properly certified, in writing, by a physician to be disabled from or incapable of exercising control over my person, property, personal affairs, or financial affairs, then this power of attorney shall remain valid and in full effect until sixty (60) days after I have returned to United States military control following termination of such status or sixty (60) days after I have recovered from such disability unless sooner revoked or terminated by me.

All business transacted hereunder for me or for my account shall be transacted in my name, and all endorsements and instruments executed by my attorney-in-fact for the purpose of carrying out the foregoing powers shall contain my name, followed by that of my attorney-in-fact and the designation "attorney-in-fact."

IN WITNESS WHEREOF, I sign, seal, declare, publish, make, and constitute this document as and for my power of attorney at Marine Corps Base Camp Pendleton, California on _____, 20____ (today's date)

Signature of Grantor

ACKNOWLEDGEMENT

With the United States Armed Forces
At Marine Corps Base Camp Pendleton

On this the _____ day of _____, 20____, before the undersigned officer, personally appeared _____, satisfactorily proven to be (a) serving in or retired from the Armed Forces of the United States, or (b) a lawful dependent of a person serving in or retired from the Armed Forces of the United States, or (c) a person serving with, employed by, or accompanying the Armed Forces of the United States outside the United States and outside the Canal Zone, Puerto Rico, Guam, and the Virgin Islands, and to be the person whose name is subscribed to the within instrument and acknowledged that he or she executed the same. And the undersigned does further certify that he or she is at the date of this certificate an officer of the Armed Forces of the United States having the general powers of a notary public under the provisions of Section 936 or 1044(a) of Title 10 of the United States Code (Public Law 90-632 and 101-510).

AUTHORIZED TO ACT AS A NOTARY
PUBLIC UNDER THE PROVISIONS OF
SECTION 1044a OF TITLE 10 OF THE
UNITED STATES CODE AND SECTION
1183.5 OF THE CALIFORNIA CIVIL
CODE. NO SEAL REQUIRED BY LAW.

Signature of Notary

Name of Officer and Position:
Grade and Branch of Service:
Command or Organization: