

1-303-832-8106

3-1-2018

M-1995-095

TR-01

TO: Timothy A. Crazier, PE

From: Peggy J. Malcom, attorney-in-fact
for Henry A. Schuler

RE: General Durable Power of Attorney
Documents for Henry A. Schuler

COPY

STATE OF COLORADO

COUNTY OF LINCOLN

GENERAL DURABLE POWER OF ATTORNEY

I, **Henry A. Schuler**, of 510 Caribou, P.O. Box 398, Simla, Elbert County, Colorado, 80835, being at least eighteen (18) years of age, herein designate my daughter, **Peggy J. Malcom**, of 35389 County Road 197, Limon, Colorado, 80828, being at least twenty-one (21) years of age, as my attorney-in-fact and agent (subsequently referred to as "Agent") in my name and for my benefit to perform the acts and exercise the powers set forth herein. Should my daughter be unable or unwilling to serve in such capacity, I direct that my daughter, **Linda M. Schoon**, of 2688 Eldorado Springs Drive, Loveland, Colorado, 80538, also being over the age of twenty-one (21) years of age, to serve as my alternate Agent.

My Agent shall have the following general powers:

1. **General Grant of Power.** To exercise or perform any act, power, duty, right, or obligation whatsoever that I now have or may hereafter acquire, relating to any person, matter, transaction, property, real or personal, tangible or intangible, now owned or hereafter acquired by me, I grant to my Agent full power and authority to do everything necessary in exercising any of the powers herein granted, as fully as I might or could do if personally present, with full power of substitution or revocation, and I hereby ratify and confirm all that my Agent shall lawfully do or cause to be done by virtue of this power of attorney and the powers herein granted; this grant includes, without limitation, the following specifically enumerated powers:

a. **Powers of Collection and Payment.** To forgive, request, demand, sue for, recover, collect, receive, and hold all sums of money, debts, dues, commercial papers, checks, drafts, accounts, deposits, legacies, bequests, devises, notes, interest, stock certificates, bonds, saving bonds and any and all other obligations or securities issued by or guaranteed by the United States or any of its agencies, dividends, certificates of deposit, annuities, pension, profit sharing, retirement, social security, insurance, and other contractual benefits and proceeds, all documents of title, all property, real or personal, intangible and tangible property and property rights, and demands whatsoever, liquidated or unliquidated, now or hereafter owned by, or due, owing, payable, or belonging to me or in which I have or may hereafter acquire an interest; to have, use, and take all lawful means and equitable and legal remedies and proceedings in my name for the collection and recovery thereof, and to adjust, sell, compromise, and agree for the same, and to execute and deliver for me, on my behalf, and in my name, all endorsements, releases, receipts, or other sufficient discharges for the same;

b. **Power to Acquire and Sell.** To acquire, purchase, exchange, grant options to sell, and sell and convey real or personal property, tangible or intangible, or interests therein, on such terms and conditions as my Agent shall deem proper.

c. **Management Powers.** To maintain, repair, improve, invest, manage, insure, rent, lease, encumber, and in any manner deal with any real or personal property, tangible or intangible, or any interest therein, that I now own or may hereafter acquire, in my name and for my benefit, on such terms and conditions as my Agent shall deem proper.

d. Banking Powers. To make, receive, and endorse checks and drafts, deposit and withdraw funds, acquire and redeem certificates of deposit, in banks, savings and loan associations, and other institutions, execute or release such deeds of trust or other security agreements as may be necessary or proper in the exercise of the rights and powers herein granted;

e. Motor Vehicles. To apply for a Certificate of Title upon, and endorse and transfer title thereto, for any automobile, truck, pickup, van, motorcycle, or other motor vehicle, and to represent in such transfer that the title to the motor vehicle is free and clear of all liens and encumbrances except those specifically set forth in such transfer;

f. Business Interests. To conduct or participate in any lawful business of whatever nature for me and in my name; pay salaries to my employees; to resign from offices and position on my behalf; execute partnership agreements and amendments thereto; incorporate, reorganize, merge, consolidate, recapitalize, sell, liquidate, or dissolve any business; elect or employ officers, directors, and agents; create, modify, or carry out the provisions of any agreement for the purchase or sale of any business interest or the stock therein; and exercise voting rights with respect to stock, either in person or by proxy, and exercise stock options.

g. Tax Powers. To prepare, sign, and file joint or separate income tax returns or declarations of estimated tax for any year or years; to prepare, sign, and file gift tax returns with respect to gifts made by me for any year or years; to consent to any gift and to any gift-splitting provision or other tax election; to prepare, sign and file any claims refund of any tax; and to represent me or obtain representation for me at a tax audit.

h. Safe Deposit Boxes. To have access at any time or times to any safe deposit box rented to me, wheresoever located, surrender or relinquish said safe deposit box, and any institution in which any such safe deposit box may be located shall not incur any liability to me or my estate as a result of permitting my Agent to exercise this power.

i. Medical and Professional Care. To consent to, refuse, or withdraw consent to, or approve or disapprove on my behalf any medical or other professional care, counsel, treatment, or service of or to me by a licensed certified professional person or institution engaged in the practice of, or providing, a healing art; and in making any decisions concerning my medical care, be given access to information concerning my medical treatment, diagnosis, and other medical information that may be relevant to making an informed decision.

j. Colorado Medical Treatment Decision Act. If I have executed a declaration under the Colorado Medical Treatment Decision Act, to submit the declaration to my attending physicians and, if I am comatose and not in a jurisdiction where the declaration is recognized, to transport me to a jurisdiction in which the declaration will be recognized and to pursue any legal action necessary to force compliance with my declaration;

k. Creation of and Additions to Trusts. To establish a revocable trust for me and on my behalf with him or herself or such person as he or she may designate as trustee and to transfer any or all of my assets to such a trust;

l. Guardianship or Conservatorship. To act as guardian of my person or conservator of my estate should such action be required; and

m. Gifts. To make gifts of my assets in such amounts (either in cash or in property) and to such persons as my Agent may deem appropriate, in light of my past practices and my overall financial situation and needs.

2. **Interpretation.** This instrument is to be construed and interpreted as a general power of attorney. The enumeration of specific powers here is not intended to, nor does it, limit or restrict the general powers herein granted to my Agent.

3. **Third-Party Reliance.** Third parties may rely upon the representations of my Agent as to all matters relative to any power granted to my Agent, and no person who may act in reliance upon the representations of my Agent or the authority granted to my Agent shall incur any liability from me or my estate as a result of permitting my Agent to exercise any power stated herein.

4. **Disability of Principal.** This general power of attorney shall not be affected by my disability.

5. **Life Insurance on Life of Agent.** Notwithstanding any other provision of this General Power of Attorney, my Agent shall have no rights or powers hereunder with respect to any insurance policy I may own on the life of my Agent.

6. **Fiduciary Powers.** Notwithstanding any other provisions of this General Power of Attorney, my Agent shall have no rights or powers hereunder with respect to any act, power, duty, right, or obligation relating to any person, matter, transaction, or property, owned by me or in my custody as a trustee, custodian, personal representative, or other such fiduciary capacity.

7. **Health Care Power of Attorney.** In the event that I have also executed a Health Care Power of Attorney or similar document, any provision in the Health Care Power of Attorney which are contrary to any provision set forth in the Power of Attorney shall be given priority.

8. **Revocation.** Notwithstanding any other provision of this General Power of Attorney, statute, or rule of court to the contrary, it is my intention and understanding that I will not be able to revoke this General Power of Attorney unless I am legally competent to do so. As a result, once my regular physician, or two other physicians; have issued a notarized statement that I am disabled, incapacitated, or incompetent, I will not be able to revoke this General Power of Attorney until such physician or physicians issue a notarized statement that I am again competent to make legal and binding decisions for myself. I do not want my intentions thwarted or frustrated by the assertion of any person, organization, entity, or government agent or agent that I have or may have revoked this General Power of Attorney unless and until it is determined that I am again competent to do so.



Henry A. Schuler

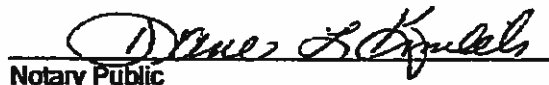
STATE OF COLORADO)

COUNTY OF LINCOLN)

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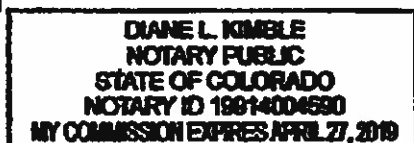
The foregoing General Durable Power of Attorney was acknowledged before me this 30 day of March, 2016, by Henry A. Schuler.

My commission expires: 4-27-2019
Witness my hand and official seal.



Notary Public

(SEAL)



SPECIMEN SIGNATURE PAGE

SPECIMEN SIGNATURE OF AGENT:

Peggy J. Malcom
Peggy J. Malcom

SPECIMEN SIGNATURE OF ALTERNATE AGENT:

Linda M. Schoon
Linda M. Schoon