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Shelby Cnty Judge of Probate, AL
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DECLARATION OF TRUST

We, **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN**, hereby declare that all assets of every kind and description and wheresoever situated which we jointly or individually presently own or hereafter acquire (regardless of the means by which acquired and/or the record title in which held; including, by way of illustration and not limitation, all real property, investments, bank accounts, etc.), other than any Individual Retirement Accounts or other type of plan which is tax deferred under the Internal Revenue Code of 1986, as amended, are transferred to and the same shall be owned by:

THE DUNCAN REVOCABLE LIVING TRUST,

being a revocable living trust, which exists under a certain Trust Agreement created by us concurrently herewith.

The foregoing declaration and transfer shall apply even though "record" ownership or title, in some instances, may, presently or in the future, be registered in our respective individual names, in which event such record ownership shall hereafter be deemed held in trust even though such trusteeship remains undisclosed. This declaration may be terminated by either of us by written notice to the Trustee of the above-mentioned trust.

Signed on: February 9, 2024, in Shelby County, Alabama.

John C. Duncan
JOHN CHARLES DUNCAN

Patsy H. Duncan
PATSY H. DUNCAN

STATE OF ALABAMA

)

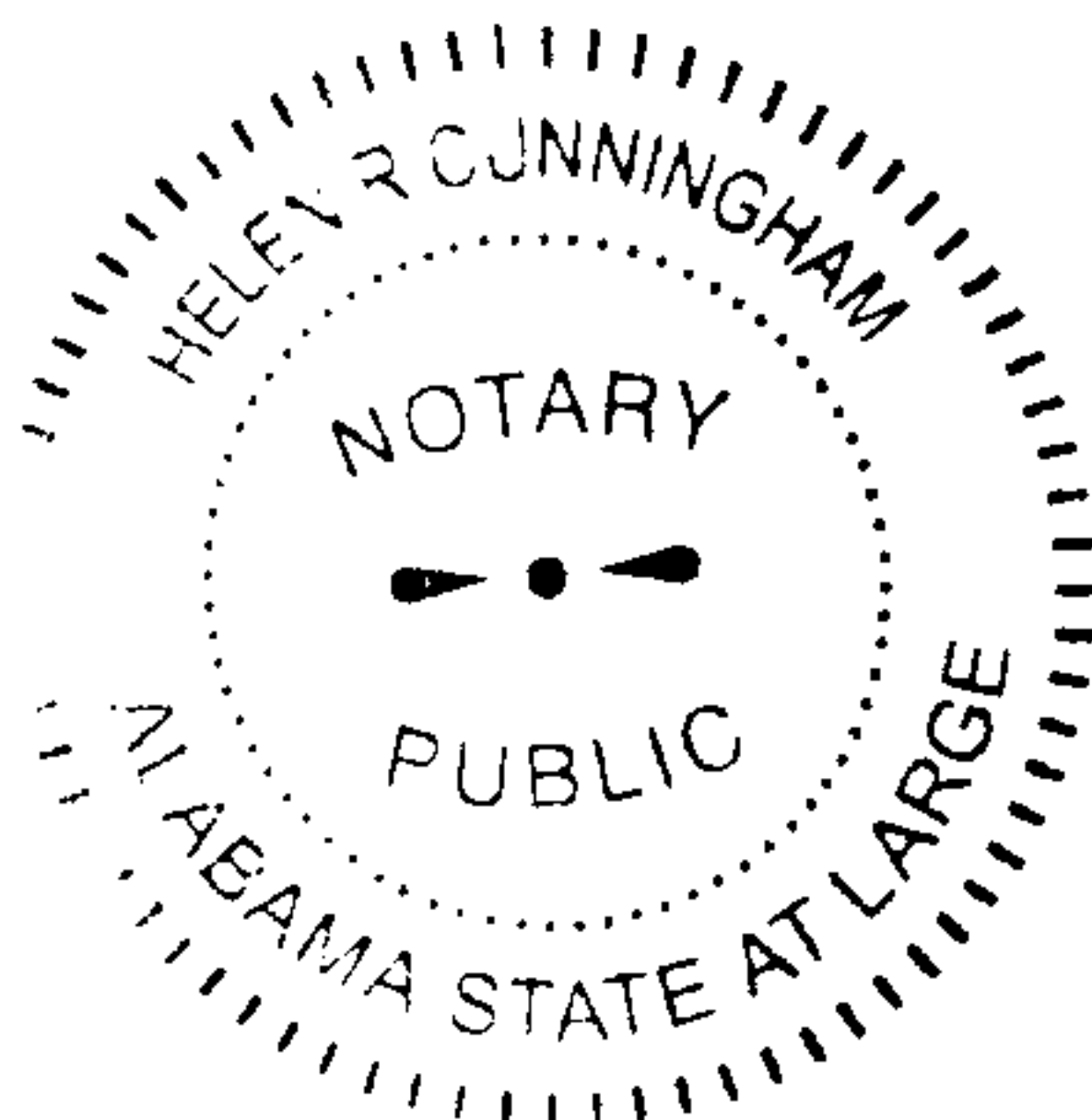
) ss.

SHELBY COUNTY

)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN**, whose names are signed to the foregoing, and who are known to me, acknowledged before me on this day that, being informed of the contents of the foregoing, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the February 9, 2024.



Helen R. Cunningham
NOTARY PUBLIC
My commission expires: 7/11/2027

CERTIFICATION OF TRUST

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TO: ALL FINANCIAL INSTITUTIONS, MUTUAL FUND ADMINISTRATORS, TITLE INSURERS, TRANSFER AGENTS, AND OTHER PERSONS AND INSTITUTIONS

The undersigned desire to confirm the establishment of a revocable living trust named **THE DUNCAN REVOCABLE LIVING TRUST** (hereinafter referred to as the "Trust"). The following provisions are found in said Trust and may be relied upon as a full statement of the matters covered by such provisions by anyone dealing with the original co-Trustees or their successors.

6.B. CREATION OF TRUST

The Trust was created concurrently herewith by a Trust Agreement executed by the undersigned as Settlers and co-Trustees, for the benefit of the undersigned during their joint lifetimes, thereafter for the lifetime benefit of the survivor, and ultimately for the benefit of other successor beneficiaries in interest.

6.C. NAME OF TRUST

The name of the Trust is **THE DUNCAN REVOCABLE LIVING TRUST**. Any assets held in the name of the Trust should be titled in substantially the following manner: **JOHN CHARLES DUNCAN and PATSY H. DUNCAN**, as co-Trustees of **THE DUNCAN REVOCABLE LIVING TRUST**, U/A dated February 9 2024.

6.D. TRUSTEE

The currently acting co-Trustees of the Trust are **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN**. If either of said co-Trustees shall cease to act for any reason, the other shall act as sole Trustee of the Trust. In the event that both cease to act for any reason, they shall be succeeded by **JON S. HILDRETH** as the successor Trustee. If said successor Trustee fails to qualify or ceases to act, **JEFFERY C. DUNCAN** shall act as the alternate successor Trustee.

6.E. SIGNATURE AUTHORITY

While both Settlers are acting as co-Trustees, only one signature shall be required to conduct business with respect to property and/or assets held or owned by the Trust. Any third party dealing with the Trust may rely upon this singular authority without any further evidence. Any Trust asset may be titled to reflect this authority, including the designation "and/or".

6.F. REVOCABILITY OF TRUST

The Trust is revocable. The person holding the power to revoke or amend the Trust is **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN**.



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6.G. TAXPAYER IDENTIFICATION NUMBER

The Trust uses the Social Security number of the Settlor as its Taxpayer Identification Number. No separate tax identification number is required while this Trust is revocable, and the Settlor is acting as a Trustee.

6.H. ADDRESS OF THE TRUST

The Trust uses the address of the Settlers/Trustees as its location. This address is currently 160 Sycamore Lane, Alabaster, Alabama 35007.

6.I. TRUSTEE AUTHORITY

- (1) Subject to state law, a Trustee may appoint an Attorney-in-Fact ("Power of Attorney") and delegate to such agent the exercise of all or any of the powers conferred upon a Trustee.
- (2) No purchaser from or other person dealing with a Trustee shall be responsible for the application of any purchase money or thing of value paid or delivered to such Trustee, but the receipt by a Trustee shall be a full discharge; and no purchaser or other person dealing with a Trustee and no issuer, or transfer agent, or other agent of any issuer of any securities to which any dealings with a Trustee should relate, shall be under any obligation to ascertain or inquire into the power of such Trustee to purchase, sell, exchange, transfer, mortgage, pledge, lease, distribute or otherwise in any manner dispose of or deal with any security or any other property held by such Trustee or comprised in the trust fund.
- (3) The certification of a Trustee and/or the agent of a Trustee that such person is acting according to the terms of the Trust shall fully protect all persons dealing with such Trustee and/or agent. Any person may rely upon the certification of any Trustee as to the matters which are not contained in this Certification of Trust, including a further enumeration of the Trustee's powers.

A person who acts in reliance on this Certification of Trust without knowledge that the representations contained in this Certification of Trust are incorrect is not liable to any person for so acting and may assume without inquiry the existence of the facts contained in this Certification. Knowledge of the terms of the Trust may not be inferred solely from the fact that a copy of all or part of the trust instrument is held by the person relying on the certification. A person who in good faith enters into a transaction in reliance on this Certification of Trust may enforce the transaction against the trust property as if the representations contained in this Certification of Trust were correct.

6.J. TRUSTEE'S POWERS

The Trustee shall have, in general, the power to do and perform any and all acts and things in relation to the trust fund in the same manner and to the same extent as an individual might or could do with respect to his or her own property including the power to buy, sell, hold, transfer, convey, or exercise any ownership rights in any asset for the Trust by executing any appropriate document, or by an oral demand to buy or sell a security; to maintain, deposit or to



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withdraw from any bank, brokerage or mutual fund account (including margin accounts), and to sign checks or drafts on any such account; to purchase or exercise rights in any life insurance or annuity contracts; and to borrow and pledge any Trust asset as security. In addition to the above, the Trustee shall have all of the powers enabled by the Alabama Uniform Trust Code (as though such powers were set forth herein) and, in addition, the Trustee is specifically authorized and empowered to exercise those powers set forth in Exhibit "A" (attached hereto and incorporated herein by reference as though fully set forth).

No specific provision of the Trust limits the general authority of the Trustee granted in the Trust and outlined above. Further, the Trust is not subject to supervision by any court nor is court permission or approval necessary for any act by the Trustee.

6.K. ADMINISTRATIVE PROVISIONS

- (1) The Trust shall be administered according to the Alabama Uniform Trust Code, except as shall be specifically modified therein.
- (2) The Trust has not been revoked, modified, or amended in any manner that would cause the representations contained in this Certification of Trust to be incorrect.
- (3) This Certification of Trust is a true and accurate statement of the matters referred to herein concerning the Trust.
- (4) This Certification of Trust has been signed by both of the currently acting co-Trustees of the Trust.
- (5) Reproductions of this executed original (with reproduced signatures) shall be deemed to be original counterparts of this Certification of Trust and any person who is in possession of a photocopy of this executed Certification may, in good faith, rely upon the information it contains and shall not be liable to the Settlers, any Trustee or beneficiary for reliance upon the information herein contained.
- (6) No person shall have received notice of any event upon which the use of this Certification of Trust depends unless said notice is in writing and until the notice is delivered to said person.

IN WITNESS WHEREOF, the undersigned declare under penalty of perjury that the foregoing is true and correct and that they have executed this Certification of Trust on

February 9, 2024.

John C. Duncan
JOHN CHARLES DUNCAN,
Settlor-Trustee

Patsy H. Duncan
PATSY H. DUNCAN,
Settlor-Trustee

AFFIDAVIT

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IN WITNESS WHEREOF, we, **JOHN CHARLES DUNCAN**, the Settlor-Trustee, and **PATSY H. DUNCAN**, the Settlor-Trustee, have signed our names to this instrument on this February 9, 2024, and being duly sworn, we each do hereby declare to the undersigned authority and the undersigned witnesses that we signed and executed this instrument, that we signed it willingly (or willingly directed another to sign), that we executed it as our free and voluntary act for the purposes therein expressed, and that we are each of legal age, of sound mind, and under no constraint or undue influence.

John C Duncan
JOHN CHARLES DUNCAN
Patsy H. Duncan
PATSY H. DUNCAN

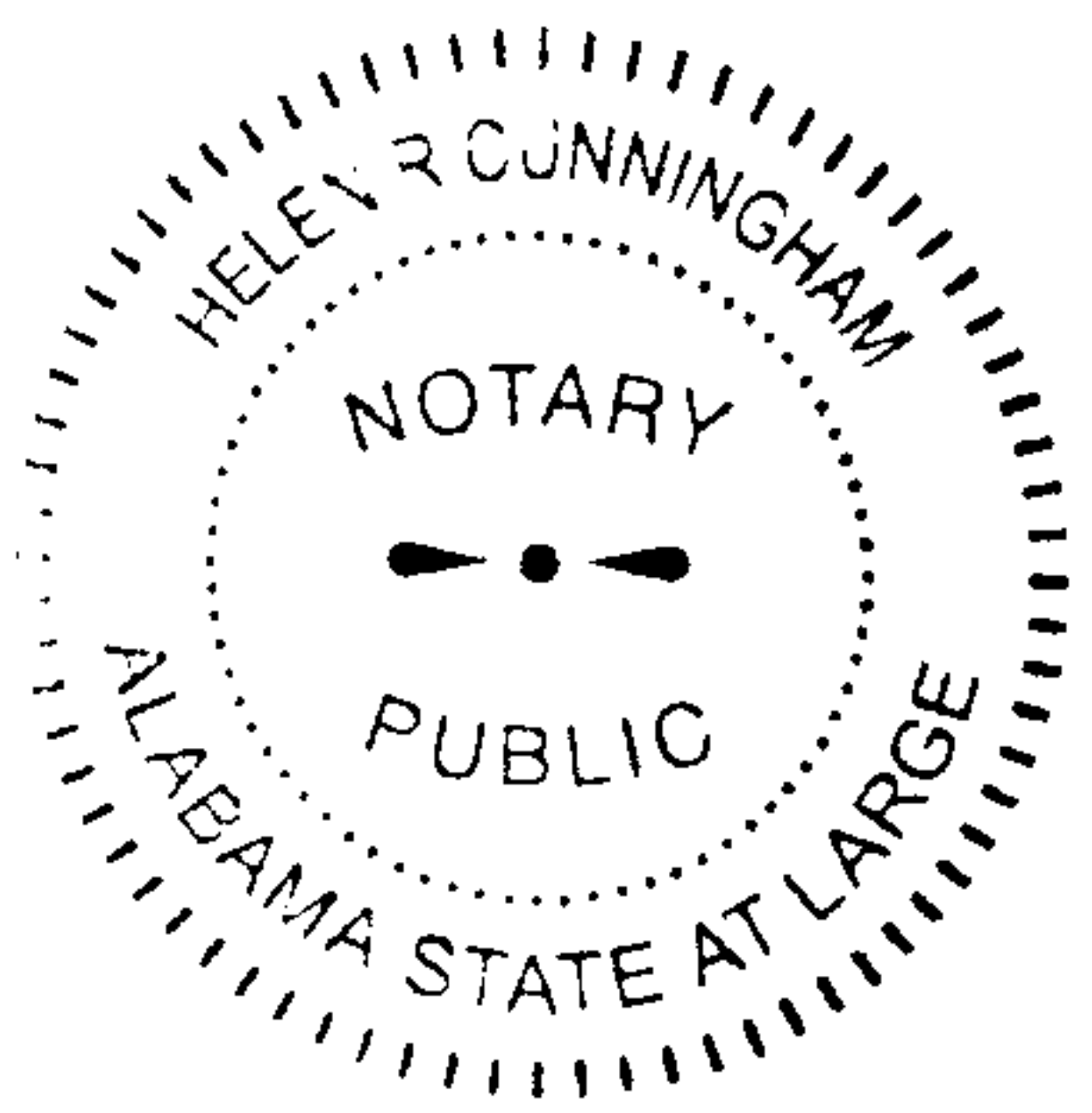
We, Kevin Mathony and James Fourn, the witnesses, sign our names to this instrument, and, being duly sworn, do hereby declare to the undersigned authority that **JOHN CHARLES DUNCAN**, the Settlor-Trustee, and **PATSY H. DUNCAN**, the Settlor-Trustee, signed and executed this instrument and that they signed it willingly (or willingly directed another to sign), and that each of us, in the presence and hearing of **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN**, hereby signs this instrument as witness to the their signing, and that to the best of our knowledge **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN** are each of legal age, of sound mind, and under no constraint or undue influence.

[signature of witness]
Kevin Mathony
[please print name]
[signature of witness]
James Fourn
[please print name]

STATE OF ALABAMA)
) ss.
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that **JOHN CHARLES DUNCAN** and **PATSY H. DUNCAN**, whose names are signed to the foregoing, and who are known to me, acknowledged before me on this day that, being informed of the contents of the foregoing, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the February 9, 2024



Helev R. Cunningham
NOTARY PUBLIC
My commission expires: 7/11/2027