

## Alabama Power of Attorney Form

### I. IMPORTANT INFORMATION

A. This power of attorney authorizes another person (your agent) to make decisions concerning your property for you (the principal). Your agent will be able to make decisions and act with respect to your property (including your money) whether or not you are able to act for yourself. The meaning of authority over subjects listed on this form is explained in the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, Code of Alabama 1975, as amended.

B. This power of attorney does not authorize the agent to make health care decisions for you. Such powers are governed by other applicable law.

C. You should select someone you trust to serve as your agent. Unless you specify otherwise, generally the agent's authority will continue until you die or revoke the power of attorney or the agent resigns or is unable to act for you.

D. Your agent is entitled to reimbursement of reasonable expenses and reasonable compensation unless you state otherwise in the Special Instructions.

E. This form provides for designation of one agent. If you wish to name more than one agent you may name a co-agent in the Special Instructions. Co-agents are not required to act together unless you include that requirement in the Special Instructions.

F. If your agent is unable or unwilling to act for you, your power of attorney will end unless you have named a successor agent. You may also name a second successor agent.

G. This power of attorney becomes effective immediately unless you state otherwise in the Special Instructions.

H. If you have questions about the power of attorney or the authority you are granting to your agent, you should seek legal advice before signing this form.

### II. DESIGNATION OF AGENT

I, Lickie Danner, name the following person as my agent:

Name of Agent: **Beverly A. Chappell**

Agent's Address: 3660 West Ashby Road, Brierfield, AL 35035

Agent's Telephone Number: [REDACTED]

### III. DESIGNATION OF SUCCESSOR AGENT(S) (OPTIONAL)

If my agent is unable or unwilling to act for me, I name as my successor agent:

Name of Successor Agent: N/A

Successor Agent's Address:

Successor Agent's Telephone Number:

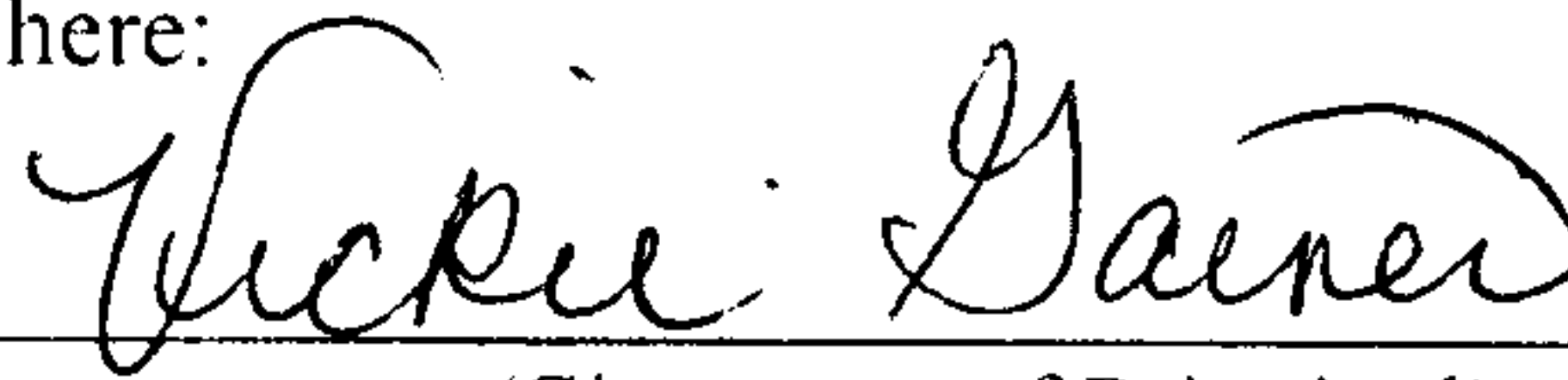
If my successor agent is unable or unwilling to act for me, I name as my second successor agent:

Name of Second Successor Agent: N/A  
Second Successor Agent's Address:  
Second Successor Agent's Telephone Number:

#### IV. GRANT OF GENERAL AUTHORITY

I grant my agent and any successor agent general authority to act for me with respect to the following subjects as defined in the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, Code of Alabama 1975, as amended:

If you wish to grant general authority over all of the subjects enumerated in this section you may SIGN here:

  
(Signature of Principal)

OR

If you wish to grant specific authority over less than all subjects enumerated in this section you must INITIAL by each subject you want to include in the agent's authority:

- ☒ Real Property as defined in Section 26-1A-204
- ☐ Tangible Personal Property as defined in Section 26-1A-205
- ☐ Stocks and Bonds as defined in Section 26-1A-206
- ☐ Commodities and Options as defined in Section 26-1A-207
- ☐ Banks and Other Financial Institutions as defined in Section 26-1A-208
- ☐ Operation of Entity or Business as defined in Section 26-1A-209
- ☐ Insurance and Annuities as defined in Section 26-1A-210
- ☐ Estates, Trusts, and Other Beneficial Interests as defined in Section 26-1A-211
- ☐ Claims and Litigation as defined in Section 26-1A-212
- ☐ Personal and Family Maintenance as defined in Section 26-1A-213
- ☐ Benefits from Governmental Programs or Civil or Military Service as defined in Section 26-1A-214
- ☐ Retirement Plans as defined in Section 26-1A-215
- ☐ Taxes as defined in Section 26-1A-216
- ☐ Gifts as defined in Section 26-1A-217

#### V. GRANT OF SPECIFIC AUTHORITY (OPTIONAL)

My agent MAY NOT do any of the following specific acts for me UNLESS I have INITIALED the specific authority listed below:

*(CAUTION: Granting any of the following will give your agent the authority to take actions that could significantly reduce your property or change how your property is distributed at your*



death. INITIAL the specific authority you WANT to give your agent.)

- \_\_\_\_\_ Create, amend, revoke, or terminate an inter vivos trust, by trust or applicable law
- \_\_\_\_\_ Make a gift to which exceeds the monetary limitations of Section 26-1A-217 of the Alabama Uniform Power of Attorney Act, but subject to any special instructions in this power of attorney
- \_\_\_\_\_ Create or change rights of survivorship
- \_\_\_\_\_ Create or change a beneficiary designation
- \_\_\_\_\_ Authorize another person to exercise the authority granted under this power of attorney
- \_\_\_\_\_ Waive the principal's right to be a beneficiary of a joint and survivor annuity, including a survivor benefit under a retirement plan
- \_\_\_\_\_ Exercise fiduciary powers that the principal has authority to delegate

## VI. LIMITATIONS ON AGENT'S AUTHORITY

An agent that is not my ancestor, spouse, or descendant MAY NOT use my property to benefit the agent or a person to whom the agent owes an obligation of support unless I have included that authority in the Special Instructions.

### *Limitation of Power*

Except for any special instructions given herein to the agent to make gifts, the following shall apply:

(a) Any power or authority granted to my Agent herein shall be limited so as to prevent this Power of Attorney from causing any Agent to be taxed on my income or from causing my assets to be subject to a "general power of appointment" by my Agent as defined in 26 U.S.C. §§2041 and 26 U.S.C. §§2514 of the Internal Revenue Code of 1986, as amended.

(b) My Agent shall have no power or authority whatsoever with respect to any policy of insurance owned by me on the life of my Agent, or any trust created by my Agent as to which I am a trustee.

## VII. SPECIAL INSTRUCTIONS (OPTIONAL)

You may give special instructions on the following lines. For your protection, if there are no special instructions write NONE in this section.

This power of attorney is limited to real property located at 253 Selma Road, Montevallo, AL 35115, described as Lots 2 and 3, in Block G, according to survey of South Montevallo Subdivision, as shown by map or plat thereof recorded in Map Book 3, at page 41, in the Probate Office of Shelby County, Alabama, said subdivision also being known as Reynolds Addition to Montevallo; further described as Lots 2 and 3, Block 1 or G, according to Lee's Addition to Montevallo (an unrecorded survey), according to survey of Allen Whitley, Registered Land Surveyor, dated August 9, 1977.

### VIII. EFFECTIVE DATE

This power of attorney is effective immediately unless I have stated otherwise in the Special Instructions.

### IX. NOMINATION OF CONSERVATOR OR GUARDIAN (OPTIONAL)

If it becomes necessary for a court to appoint a conservator of my estate or guardian of my person, I nominate the following person(s) for appointment:

Name of Nominee for conservator of my estate: N/A  
Nominee's Address:  
Nominee's Telephone Number:

Name of Nominee for guardian of my person: N/A  
Nominee's Address:  
Nominee's Telephone Number:

### X. RELIANCE ON THIS POWER OF ATTORNEY

Any person, including my agent, may rely upon the validity of this power of attorney or a copy of it unless that person knows it has terminated or is invalid.

### XI. SIGNATURE AND ACKNOWLEDGMENT

Vickie Gainer  
(Signature of Principal)

Your Signature Date: Aug. 1, 2013

Your Name Printed: Vickie Gainer

Your Address: 167 Byrd Drive, Panama City, FL  
32404

Your Telephone Number: [REDACTED]

State of FLORIDA  
County of BAY

I, the undersigned, a Notary Public, in and for the County in this State, hereby certify that VICKIE GAINER, whose name is signed to the foregoing document, and who is known to me, acknowledged before me on this day that, being informed of the contents of the document, he or she executed the same voluntarily on the day the same bears date.

Given under my hand this the 1<sup>st</sup> day of AUGUST, 2013.

Marie Forrest  
Notary public

My commission expires: 5-5-2015

