### ALABAMA POWER OF ATTORNEY FORM

20160705000231680 1/7 \$33.00 Shelby Cnty Judge of Probate: AL

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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.

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

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.

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

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.

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.

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

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.

### **DESIGNATION OF AGENT**

I, Margaret G. Hardy, (Name of Principal) name the following person as my agent:

Name of Agent: Lesli G. Polk

Agent's Address: 3851 Carisbrooke Dr., Hoover, AL 35226

### **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: Robert J. Getts

Successor Agent's Address: 2121 Old Cahaba Pl., Helena, AL 35080		
Successor Agent's Telephone Number:		
If my successor agent is unable or unwilling to act for me, I name as my se	cond successor agent:	
Name of Second Successor Agent: Allyson G. Craddock		
Second Successor Agent's Address: 40 Mt. Ridge Rd., Sylacauga, AL 35150	)	
Second Successor Agent's Telephone Number:		
GRANT OF GENERAL AUTHORITY		
I grant my agent and any successor agent general authority to act for m subjects as defined in the Alabama Uniform Power of Attorney Act, Chapte 1975:	e with respect to the following er 1A, Title 26, Code of Alabama	
If you wish to grant general authority over all of the subjects enumerated here:  (Signature of Principal)	ed in this section you may SIGN	
OR		
If you wish to grant specific authority over less than all subjects enumed in the agent's authority:	erated in this section you must	
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	20160705000231680 2/7 \$33.00 Shelby Cnty Judge of Probate, AL	
Commodities and Options as defined in Section 26-1A-207	07/05/2016 11:55-48 AM FILED/CERT	
Banks and Other Financial Institutions as defined in Section 26-1A-2	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		

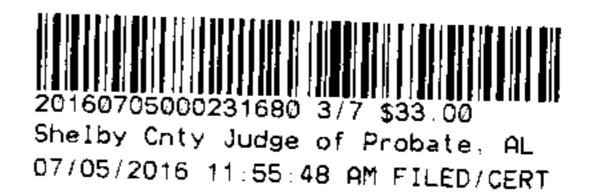
Benefits from Governmental Programs or Civil or Military Service as defined in Section 26-1A-214
Retirement Plans as defined in Section 26-1A-215
Taxes as defined in Section 26-1A-216
Gifts as defined in Section 26-1A-217
GRANT OF SPECIFIC AUTHORITY (OPTIONAL)
My agent MAY NOT do any of the following 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.
WHCreate or change rights of survivorship.
reate 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

#### 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.

## 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 instrument is to be construed and interpreted as a general durable power of attorney effective in the event of the disability or incapacity of the principal as determined by any physician licensed to practice medicine in the state of Alabama.

#### **EFFECTIVE DATE**

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

# NOMINATION OF (CONSERVATOR OR GUARDIAN)(OPTIONAL)

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

Name of Nominee for (conservator or guardian) of my estate:

Nominee's Address: 3851 Carisbrooke Dr., Hoover, AL 35226

Nominee's Telephone Number:

Name of Nominee for (guardian) of my person: Lesli G. Polk

Nominee's Address: 3851 Carisbrooke Dr., Hoover, AL 35226

Nominee's Telephone Number:

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# **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,

SIGNATURE AND ACKNOWLEDGEMENT

(Signature of Principal)

Your Signature Date: March 29, 2016 May 31, 2016 96 May

Your Name Printed: Margaret G. Hardy

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This document prepared by: Jim Keyes Ausman & Keyes, Attorneys, LLC Attorneys at Law P.O. Box 3570 Hueytown, AL 35023 (205) 491-7432

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## IMPORTANT INFORMATION FOR AGENT

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### **Agent's Duties**

When you accept the authority granted under this power of attorney, a special legal relationship is created between you and the principal. This relationship imposes upon you legal duties that continue until you resign or the power of attorney is terminated or revoked. You must:

- (1) do what you know the principal reasonably expects you to do with the principal's property or, if you do not know the principal's expectations, act in the principal's best interest;
- (2) act in good faith;
- (3) do nothing beyond the authority granted in this power of attorney; and
- (4) disclose your identity as an agent whenever you act for the principal by writing or printing the name of the principal and signing your own name as "agent" in the following manner:

(Principal's Name) by (Your Signature) as Agent

Unless the Special Instructions in this power of attorney state otherwise, you must also:

- (1) act loyally for the principal's benefit;
- (2) avoid conflicts that would impair your ability to act in the principals' best interest;
- (3) act with care, competence, and diligence;
- (4) keep a record of all receipts, disbursements, and transactions made on behalf of the principal;
- (5) cooperate with any person that has authority to make health care decisions for the principal to do what you know the principal reasonably expects or, if you do not know the principal's expectations, to act in the principal's best interest; and
- (6) attempt to preserve the principal's estate plan if you know the plan and preserving the plan is consistent with the principal's best interest.

### Termination of Agent's Authority

You must stop acting on behalf of the principal if you learn of any event that terminates this power of attorney or your authority under this power of attorney. Events that terminate a power of attorney or your authority to act under a power of attorney include:

- death of the principal;
- (2) the principal's revocation of the power of attorney or your authority;
- (3) the occurrence of a termination event stated in the power of attorney;
- (4) the purpose of the power of attorney is fully accomplished; or
- (5) if you are married to the principal, a legal action is filed with a court to end your marriage, or for your legal separation, unless the Special Instructions in this power of attorney state that such an action will not terminate your authority.

### Liability of Agent

The meaning of the authority granted to you is defined in the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, code of Alabama 1975. If you violate the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, Code of Alabama 1975, or act outside the authority granted, you may be liable for any damages caused by your violation.

If there is anything about this document or your duties that you do not understand, you should seek legal advice.

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