## **ALABAMA POWER OF ATTORNEY FORM**

OF THE ORIGINAL

#### IMPORTANT INFORMATION

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, MICHAEL SCOTT DeVOE,
(Name of Principal)
do name the following person as my agent:
Name of Agent: MELVIN CHARLES DeVOE

Agent's Address: 8234 Wynwood Drive, Helena, AL 35080

Agent's Telephone Number:

# 20190712000248920 07/12/2019 12:25:37 PM POA 2/6 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:

may SIGN here:

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

Mai Il Mee
(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 Interest 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 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

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 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 of 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 Power of Attorney is effective immediately and will expire on December 31<sup>st</sup>, 2021.

#### 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:

MELVIN CHARLES DeVOE

Nominee's Address: 8234 Wynwood Drive, Helena, AL 35080

Nominee's Telephone Number: 205-789-3998 Name of Nominee for [guardian] of my person:

MELVIN CHARLES DeVOE

Nominee's Address: 8234 Wynwood Drive, Helena, AL 35080

Nominee's Telephone Number: 205-789-3998

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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.

N SIGNATURE AND ACKNOWLEDGMENT
What De Va
(Signature of Principal)
Your Signature Date: 14 FRD-2019
Your Name Printed: MICHAEL SCOTT DeVOE
Your Address: 1220 King Arthur Court, Alabaster, AL 35007
Your Telephone Number: 1000 1000
STATE OF ALABAMA
COUNTY OF Shillon
a Notary Public, in and for the County in this
State, hereby certify that MICHAEL SCOTT DeVOE, 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 documents, she executed the same voluntarily on the day the same bears date.
Given under my hand this the day of February_, 2019.
Given under my hand this the day of / 2019.
Stack Old (Seal, if any)
Signature of Notary My Commission Expires 02/05/2025
My Commission Expires. With Commission Expires.
[This document prepared by: FOSTER D. KEY] 2163 Hwy. 31 S
Pelham, AL 35124

## 20190712000248920 07/12/2019 12:25:37 PM POA 5/6 IMPORTANT INFORMATION FOR AGENT

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 principal's 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:

- (1) 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 documents or your duties that you do not understand, you should seek legal advice.

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Order No.: 25110217

# LEGAL DESCRIPTION EXHIBIT "A"

The following described property:

Lot 22, according to the survey of spring gate, sector one, phase four, as recorded in map book 22, page 142, in the probate office of Shelby county, Alabama.

Source of Title: Deed Book/Page 1999-29948

Assessor's Parcel No: 162-05-815-021



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
07/12/2019 12:25:37 PM
\$30.00 CHERRY

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