

**ALABAMA POWER OF ATTORNEY  
(Important Information)**

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Shelby Cnty Judge of Probate, AL  
01/02/2020 03:30:49 PM FILED/CERT

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. This 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, effective January 1, 2012.

The 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.

This format provides for designation of one Agent. If you wish to name more than one Agent you may name a Co-Agent. Co-Agents are not required to act together unless you include that requirement.

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.

If you have questions about this Power of Attorney or the authority you are granting to your Agent, you should seek legal advice before signing this document.

**DESIGNATION OF AGENT**

I, **SHANNON MICHELLE CARDEN** (hereinafter designated as "Principal"), do hereby name and appoint **KENT BRADLEY CARDEN** as my Agent. My Agent's address is 120 Sunset Trail, Alabaster, Alabama 35007 and my Agent's telephone number is (205) 260-3030 (home) and (205) 638-9296 (cell).

## POWER OF APPOINTMENT

I hereby grant power of appointment to my Agent, so that my Agent may, in his sole discretion, appoint his Successor to serve as my Agent, upon terms which he shall deem appropriate.

## GRANT OF GENERAL AUTHORITY

I hereby grant my Agent authority to act for me with respect to all matters and subjects, as defined in the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, Code of Alabama 1975, as may be hereafter amended. The authority vested in my Agent, pursuant to this document shall be all-inclusive and shall authorize my Agent to act for me with respect to any interest which I own or maintain in real property, tangible personal property, stocks and bonds, commodities and options, banks and other financial institution deposits, operation of any entity or business, insurance and annuities, estates or trusts or other beneficial interests, claims and litigations personal and family maintenance, benefits from governmental programs or civil or military service, retirement plans, tax matters and gifts, as defined within Alabama Code Section 26-1A-204 through 26-1A-217 (all inclusive), as the need may arise, within the sole discretion of my Agent.

## LIMITATIONS ON AGENT'S AUTHORITY

In the event that my Agent is not my ancestor, spouse or descendent, my Agent MAY NOT use my property to benefit my Agent or a person to whom my Agent owes an obligation of support, unless I have included that authority in this document.

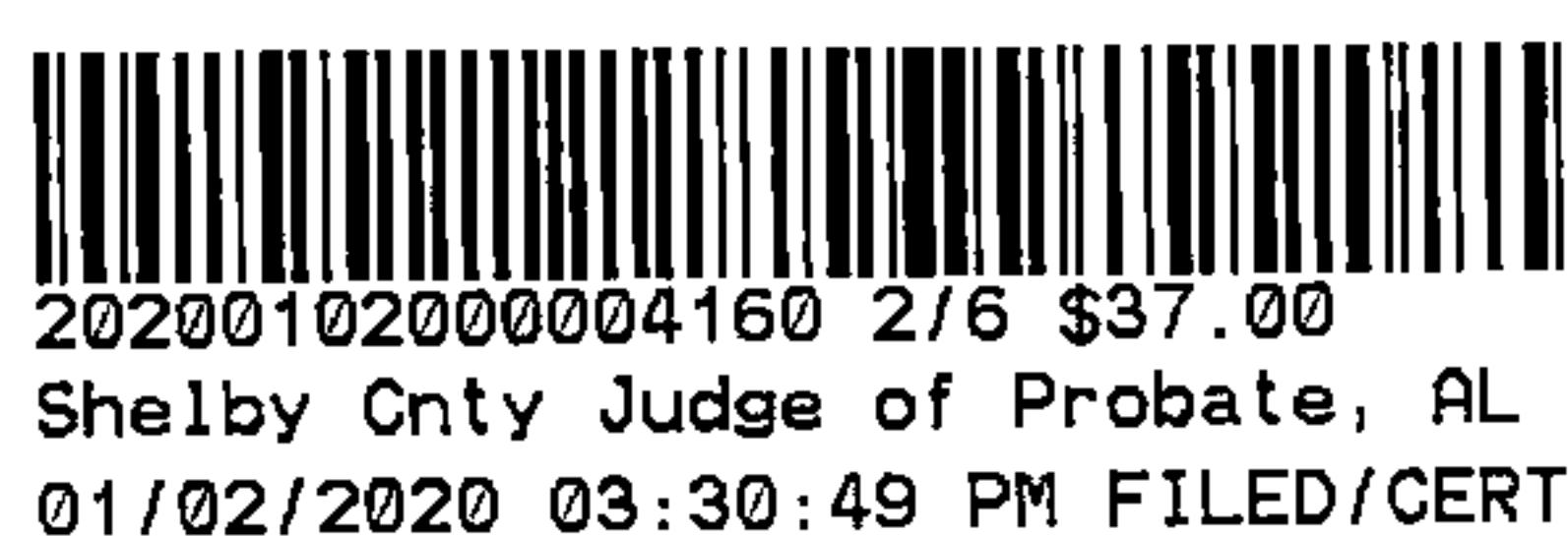
Except for any special instructions to my Agent to make gifts, the following shall apply:

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 of mine 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. Section 2041 and 26 U.S.C. Section 2513 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.

## EFFECTIVE DATE

This Power of Attorney is effective immediately upon my execution of same.



## NOMINATION OF CONSERVATOR OF GUARDIAN

If it becomes necessary for a Court of competent jurisdiction to appoint a conservator of my estate, or a guardian of my person, I nominate my aforementioned Agent to serve in either or both of said capacities, for my benefit.

## RELIANCE ON THIS POWER OF ATTORNEY

Any person or entity, including my Agent, may rely upon the validity of this Power of Attorney or a copy of this Power of Attorney, unless that person or a representative of such entity knows that this Power of Attorney has been terminated or is otherwise invalid.

## REVOCATION OF PRIOR POWERS OF ATTORNEY

By execution of this Power of Attorney, I hereby revoke any Power of Attorney, or other writing in the nature thereof, which I have heretofore executed, thereby establishing this document as the only Power of Attorney which I have in effect.

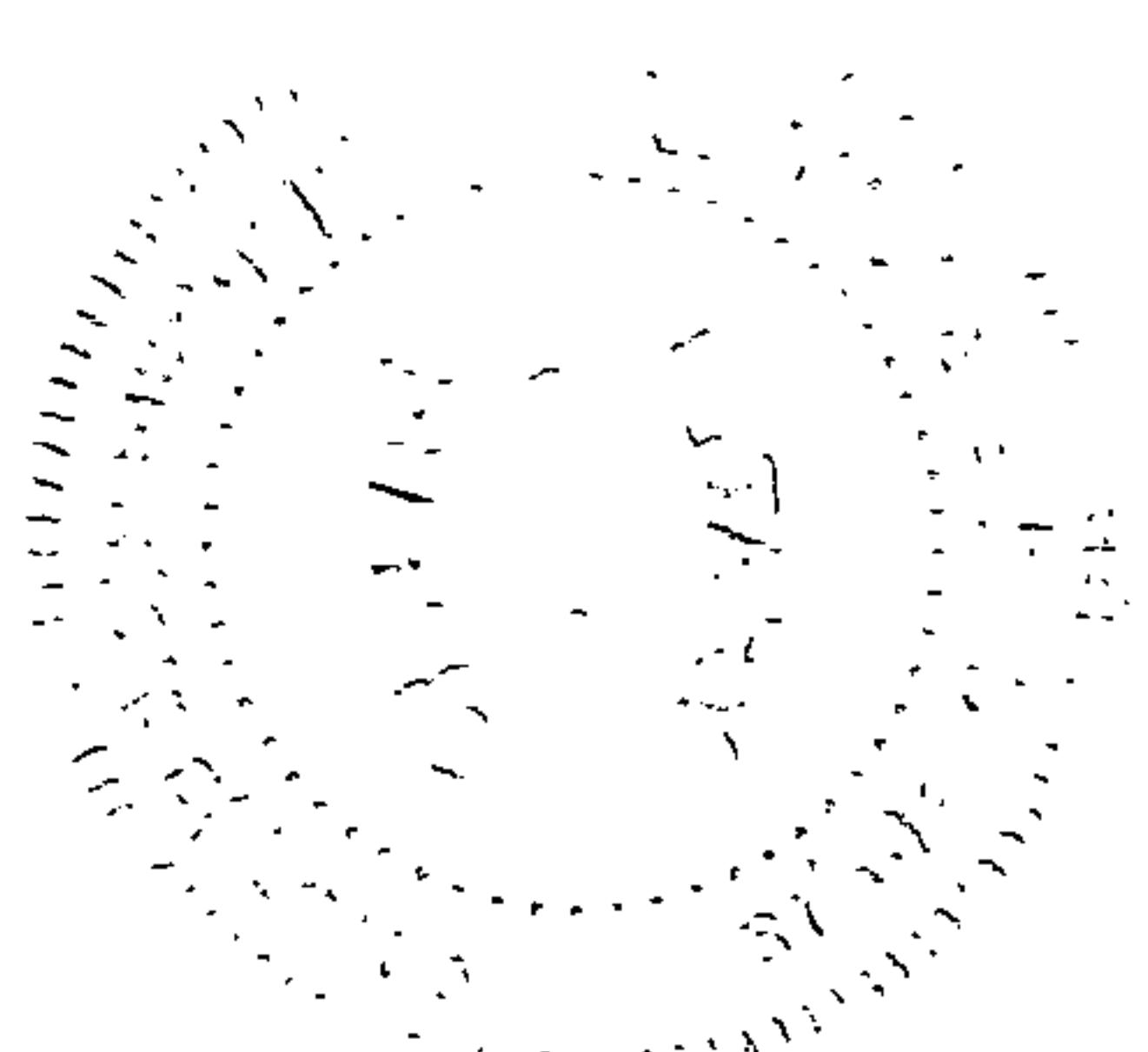
Shannon Michelle Carden  
SHANNON MICHELLE CARDEN, Principal  
120 Sunset Trail  
Alabaster, Alabama 35007  
(205) 260-3030 (home)  
(205) 638-9296 (cell)

State of Alabama  
County of Shelby

I, the undersigned, a Notary Public, in and for the said County in the State, hereby certify that **SHANNON MICHELLE CARDEN**, 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 22<sup>nd</sup> day of September, 2015.

L. Mitchell A. Spears  
Notary Public  
My commission expires: 5/18/19



This document prepared by:  
Mitchell A. Spears  
Attorney at Law  
P.O. Box 119  
Montevallo, AL 35115  
(205) 665-5076



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## 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:

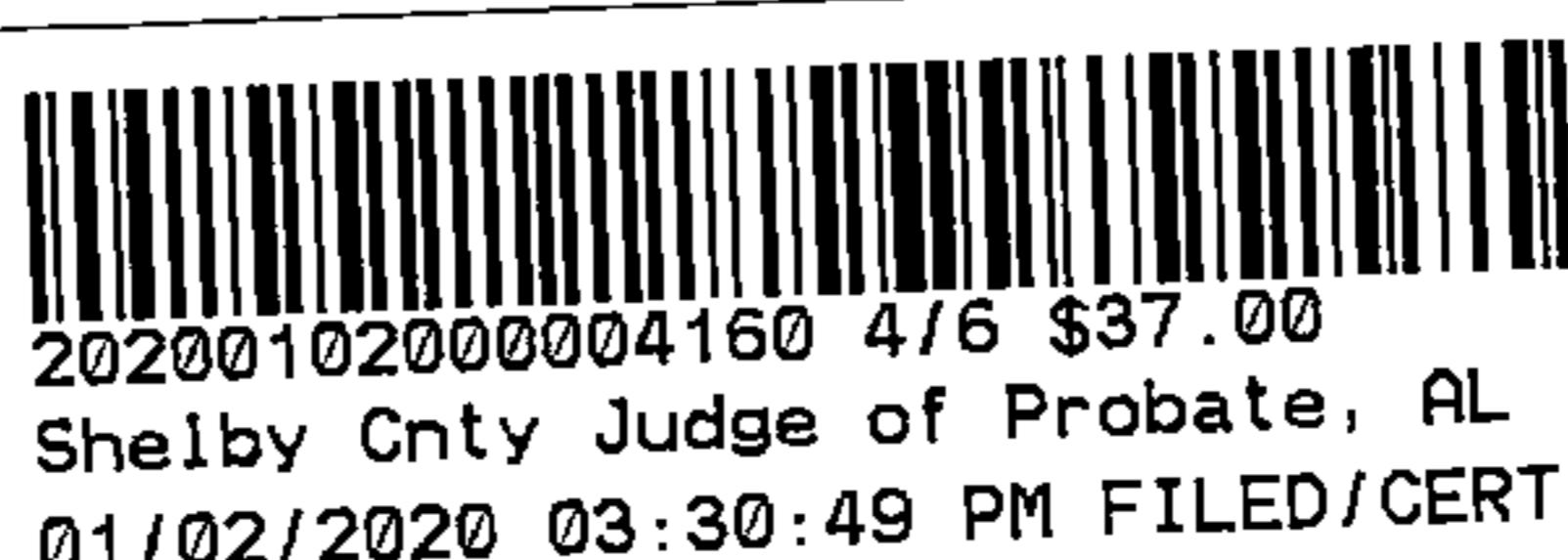
- (1) do what you know the principal reasonably expects you to do with the principal's property or, if you do not know the principal's expectations, act in the principal's best interest;
- (2) act in good faith;
- (3) do nothing beyond the authority granted in this power of attorney; and
- (4) disclose 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*



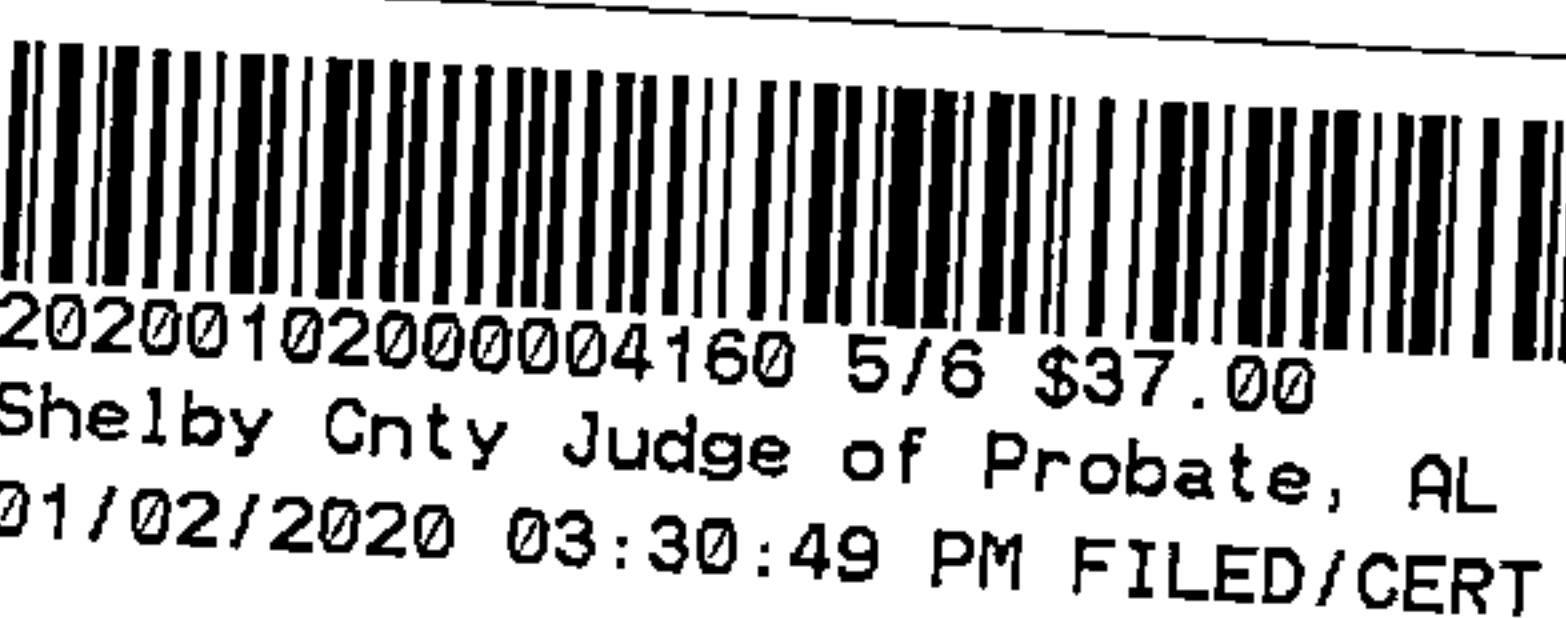
You must stop acting on behalf of the principal if you learn of any event that terminates thus power of attorney or your authority under this power of attorney. Events that terminate a power of attorney or your authority to act under a power of attorney include:

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



AGENT'S CERTIFICATION AS TO THE VALIDITY OF POWER OF ATTORNEY  
AND AGENT'S AUTHORITY

State of Alabama

County of Shelby

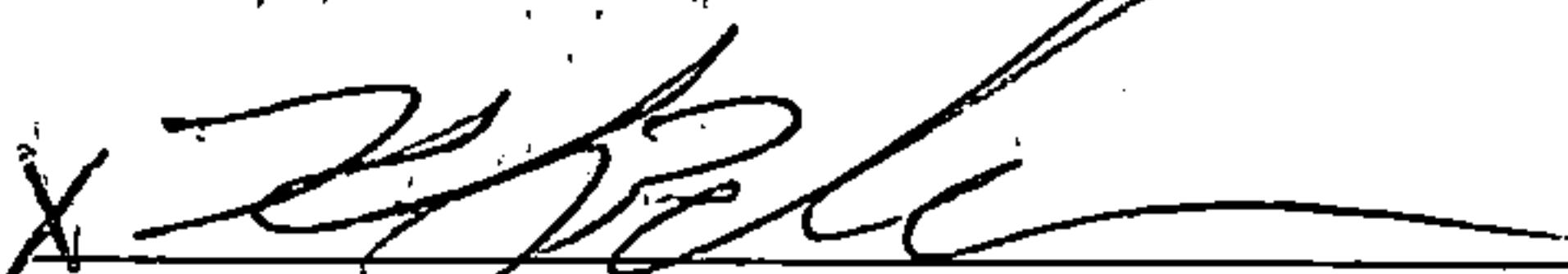
I, **Kent Bradley Carden**, certify under penalty of perjury that **Shannon Michelle Carden** granted me authority as an agent or successor agent in a power of attorney dated September 22, 2015.

I further certify that to my knowledge:

- (1) the Principal is alive and has not revoked the Power of Attorney or my authority to act under the Power of Attorney and the Power of Attorney and my authority to act under the Power of Attorney have not terminated;
- (2) if the Power of Attorney was drafted to become effective upon the happening of an event or contingency, the event or contingency has occurred;
- (3) if I was named as a successor agent, the prior agent is no longer able or willing to serve; and
- (4) I am also known as Kent Carden and Shannon Michelle Carden is also known as Shannon Carden.

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SIGNATURE AND ACKNOWLEDGMENT



Agent's Signature

12/30/19

Date

Kent Carden

Agent's Name Printed:

671 N River Dr Shelby, AL 35143

Agent's Address:

Agent's Telephone Number:

SWORN TO AND SUBSCRIBED BEFORE ME this, the 30 day of December,  
2019.

  
Notary Public  
My Commission Expires: 1/18/21

THIS INSTRUMENT PREPARED BY:

Justin N. Smitherman

Attorney at Law

173 Tucker RD STE 201

Helena, AL 35080

JUSTIN SMITHERMAN  
Notary Public, Alabama State At Large  
My Commission Expires Jan. 18, 2021

