

**DURABLE POWER OF ATTORNEY OF  
JAMES F. LEDBETTER**

**I. DESIGNATION OF AGENT:** I, JAMES F. LEDBETTER (the "principal"), name the following person(s) as my agent:

**CHERIE K. LEDBETTER** (*spouse*)

**Phone:** [REDACTED]

**II. DESIGNATION OF SUCCESSOR AGENT(S):** If my daughter is unable or unwilling to act for me, I name as my successor agent(s):

**DAWN L. BUSH**

(*daughter*)

**Phone:** [REDACTED]

**III. GRANT OF GENERAL AUTHORITY.** I grant my agent and any successor agent general authority to act for me with respect to the **all subjects** enumerated in Ala. Code §26-1A-204 through 217 which are defined therein as follows: Real Property; Tangible Personal Property; Stocks and Bonds; Commodities and Options; Banks and Other Financial Institutions; Operation of Entity or Business Insurance and Annuities; Estates, Trusts, and Other Beneficial Interests; Claims and Litigation; Personal and Family Maintenance, Benefits from Governmental Programs or Civil or Military Service; Retirement Plans and; Taxes

I hereby grant to my agent and any successor agent general authority over all of the subjects enumerated in Ala. Code §26-1A-204 through 217.

  
\_\_\_\_\_  
**JAMES F. LEDBETTER**

**IV. GRANT OF SPECIFIC AUTHORITY (OPTIONAL)** - My agent MAY NOT do any of the following specific acts for me UNLESS I have INITIALED "YES" to 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 "YES" ONLY the specific authority you WANT to give your agent.)

Yes No

Establish, amend, revoke, or terminate an inter vivos trust.

Make a gift, subject to the limitations of the Alabama Uniform Power of Attorney Act, §26-1A-217, and 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 my right to be a beneficiary of a joint and survivor annuity, including a survivor benefit under a retirement plan.

Exercise fiduciary powers that I have authority to delegate.

Disclaim or refuse an interest in property, including a power of appointment.

Exercise all powers I may have over any digital device, digital asset, user account and electronically stored information, including any user account and digital asset that currently exists or may exist as technology develops, whether the same is in my own name or that I own or lawfully use jointly with any other individual (such accounts shall include, without limitation, electronic banking accounts, "cryptocurrency" accounts, electronic investment accounts, debt management accounts, automatic bill payment directives, and social media accounts). Such powers include, but are not limited to, changing and circumventing my username and password to gain access to such user accounts and information; accessing any of my passwords or other electronic profile data from applicable electronic record host entities; transferring or withdrawing funds or other digital assets among or from such user accounts; opening new user accounts in my name; all as my agent determines is necessary or advisable to effectively conduct my personal and financial affairs, to discharge any and all obligations I may owe and to maintain my public reputation. I hereby give my lawful consent and fully authorize my agent to access, manage, control, delete and terminate any electronically stored information and communications of mine to the fullest extent allowable under the federal Electronic Communications Privacy Act of 1986, 18 USC 2510 et seq., as amended from time to time, the Revised Uniform Fiduciary Access to Digital Assets Act and any other federal, state or international law; and, to take any actions I am authorized to take under all applicable terms of service, terms of use, licensing and other account agreements or laws. To the extent a specific reference to any federal, state, local or international law is required in order to give effect to this provision, I specifically provide that my intention is

to so reference such law, whether such law is now in existence or comes into existence or is amended after the date of this document.

**V. 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.

**VI. 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.

(initial one)

My agent(s) shall \_\_\_\_/shall not be be entitled to compensation for services in handling my financial affairs; however, regardless of my wishes regarding compensation, my agent(s) shall be entitled to reimbursement from my assets for reasonable expenses incurred on my behalf.

Additional Instructions: **NONE**

**VII. EFFECTIVE DATE:** This power of attorney is effective **(initial ONE):**

by First Immediately upon my execution of this power of attorney.

\_\_\_\_ Upon my incapacity as determined in a writing or other record by a physician or licensed psychologist within the meaning of Section 26-1A-102(5)(A) OR an attorney-at-law, a judge, or an appropriate governmental official within the meaning of Section 26-1A-102(5)(B).

**VIII. 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:

***CHERIE K. LEDBETTER (spouse)***

***Phone:*** [REDACTED]

If my spouse is unable or unwilling to act as my conservator or guardian, I name the following as my conservator or guardian:

***DAWN L. BUSH***

***(daughter)***

***Phone:*** [REDACTED]

**IX. RELIANCE ON THIS POWER OF ATTORNEY.**

1. I revoke all prior General Powers of Attorney that I may have executed and I retain the right to revoke or amend this document and to substitute other agents in place of the agent herein named. Amendments to this document shall be made in writing by me personally (not by my agent) and they shall be attached to the original of this document
2. This is a “durable” power of attorney and the authority of my agent shall not terminate if I become disabled or incapacitated or in the event of later uncertainty as to whether I am dead or alive. It shall also not be affected by lapse of time.
3. 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.

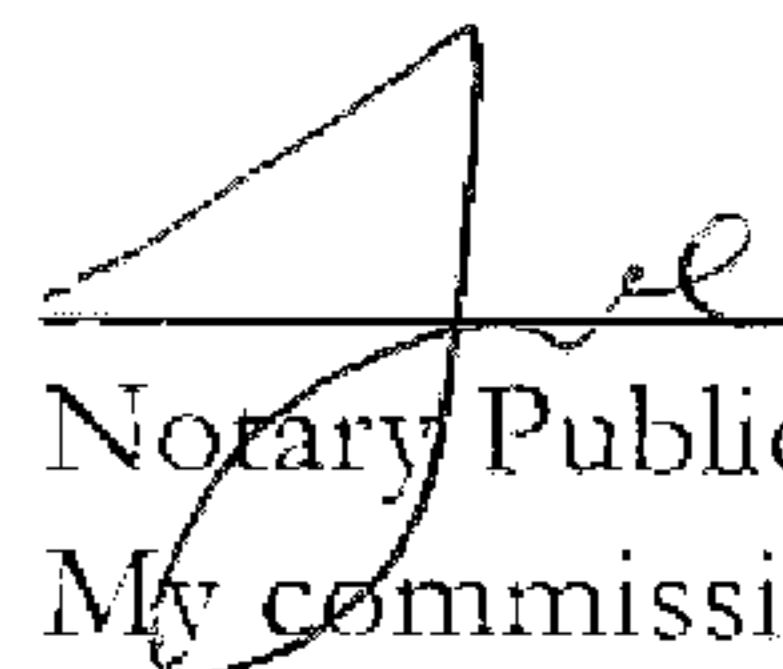
\_\_\_\_\_  
**DATE**

  
\_\_\_\_\_  
**JAMES F. LEDBETTER**

STATE OF ALABAMA     )  
ETOWAH COUNTY        )

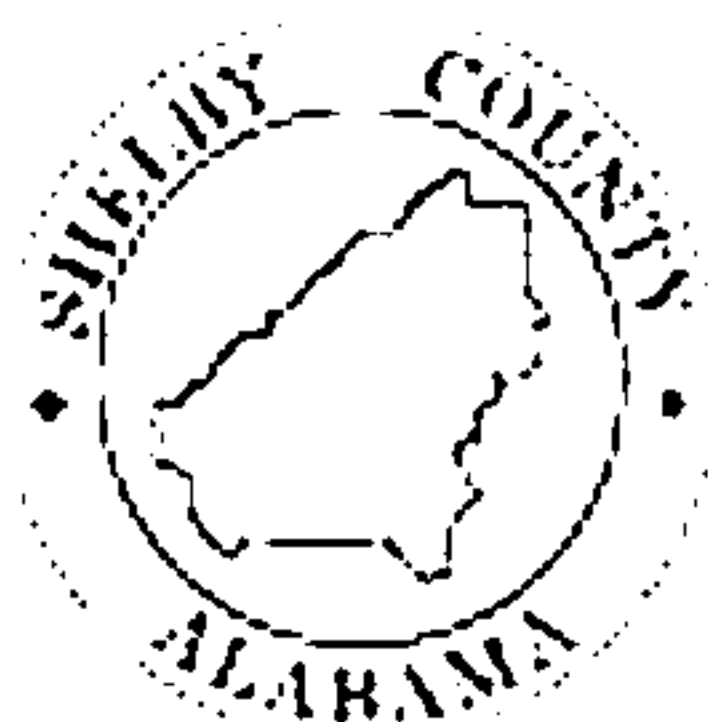
The undersigned, a Notary Public, in and for the County in this State, hereby certify that, **JAMES F. LEDBETTER**, whose name is signed to the foregoing Durable Power of Attorney document, and who is known to me, acknowledged before me on this day that, being informed of the contents of the document, he/she executed the same voluntarily on the day the same bears date.

Given under my hand this the day of 7<sup>th</sup> day of February, 2020.

  
\_\_\_\_\_  
Notary Public  
My commission Expires: 6-28-21

**This document prepared by:**

Joshua B. Sullivan  
Knowles & Sullivan, LLC  
400 Broad St. Suite 105  
Gadsden, AL 35901  
(256) 547-7200



**Filed and Recorded**  
**Official Public Records**  
**Judge of Probate, Shelby County Alabama, County**  
**Clerk**  
**Shelby County, AL**  
**03/07/2022 10:04:04 AM**  
**\$34.00 JOANN**  
**20220307000094270**

*Allen S. Bayl*