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Shelby Cnty Judge of Probate, AL
08/22/2023 08:32:15 AM FILED/CERT

**STATE OF ALABAMA
SHELBY COUNTY**

GENERAL DURABLE POWER OF ATTORNEY

I, **HEWITT L CONWILL**, of 115 Elliott Lane, Vincent, Alabama 35178 ("Principal"), appoint my daughter, **LESLIE R CORTS**, of 608 Dexter Avenue, Mountain Brook AL 35213, as my true and lawful Attorney-in-Fact (hereinafter "Attorney")..

1. Exercise Rights. To exercise, do, or perform any act, right, power, duty, or obligation whatsoever that I now have or may acquire the legal right, power, or capacity to exercise, do, or perform in connection with, arising out of, or relating to any person, item, thing, transaction, property, or interest therein, real or personal, tangible or intangible, business or personal, or matter whatsoever.
 - a. Borrow Money. To borrow money and obtain credit in my name from any source for that purpose and in connection therewith to sign any promissory note for that purpose; to pledge any property of mine, including the Government bonds, as security for any loan; to collect any of the proceeds or any coupons which may become due thereon; and to partition my interest in the Government bonds.
 - b. Claims. To ask, demand, sue for, recover, collect, receive, hold, and possess all sums of money, debts, dues, goods, wares, merchandise, chattels, effects, bonds, notes, checks, drafts, accounts, deposits, safe deposit boxes, legacies, bequests, devises, interests, dividends, stock certificates, certificates of deposit, annuities, pension and retirement benefits, stock bonus plan and profit-sharing plan benefits, stock options, insurance benefits and proceeds, documents of title, choses in action, personal and real property, tangible and intangible property and property rights, and demands whatsoever, liquidated or unliquidated, and things of whatsoever nature or description which are now or hereafter shall be or become due, owing, payable, or belonging to me in or by any right, title, ways or means howsoever, and deliver receipts, releases, or other discharges for the same as my Attorney shall deem proper.
 - c. Litigation. To commence, prosecute, discontinue, or defend all actions or other legal proceedings affecting my estate or any part thereof or affecting any matter in which I or my estate may be in any way concerned; and to have, sue, and take all lawful ways and means and legal and equitable remedies, procedures, and writs in my name for the collection or recovery of any item or matter in which I have or may acquire an interest and to compromise, settle, or abandon any claim for the same and to make, execute, and deliver for me and in my name all endorsements, acquittances, releases, receipts or other sufficient discharges for the

same.

- d. Lease, Purchase, Exchange. To lease, purchase, exchange, and acquire and to bargain, contract, and agree for the lease, purchase, exchange, and acquisition of and to take, receipt, and possess any real or personal property whatsoever, tangible or intangible, or any interest therein, on such terms and conditions and under such covenants as my Attorney deems proper.
- e. Improvements. To enter into and upon all and each of my real property, and to manage, repair, or otherwise improve or alter, maintain, and insure any real or personal property whatsoever, tangible or intangible, or any interest therein.
- f. Sell. To sell, either at public or private sale, or convey, or exchange any part or parts of my real estate or personal property, to herself or any other person or entity, for that consideration and upon those terms as my Attorney deems proper, and to execute and deliver good and sufficient deeds or other instruments for the conveyance or transfer of the same, with covenants of warranty or otherwise as my Attorney security, whether real or personal property, as my Attorney may think fit, and for that purpose to execute all promissory notes, bonds, mortgages, deeds of trust, security agreements, and other instruments which may be necessary or proper.
- g. Agents. To engage, employ, and dismiss any agents, clerks, servants, attorneys-at-law, accountants, investment managers or advisors, custodians, or other persons in and about the performance of these presents as my Attorney deems proper.
- h. Fiduciary Powers. To exercise any powers and duties vested in or imposed upon me, whether solely or jointly, with any other or others as Personal Representative, administrator, or trustee or in any other fiduciary capacity, so far as that power or duty is capable of validly being delegated.
- i. Tax Returns. To sign, in my behalf, any federal or state income, gift or other tax return (other than a gift tax return where any individual appointed herein, while serving hereunder, is a donee of the gift). Such returns may be signed for any tax year.
- j. Disclaimers. To disclaim or renounce, in whole or in part, any gift or interest (whether present or future) provided for me or my benefit under any will or trust instrument; provided, however, such disclaimer or renunciation of a gift or interest shall be made within the time, and in the manner, prescribed for a valid disclaimer of such gift or interest under the Internal Revenue Code.

- k. General Powers. In general, to do all other acts, deeds, matters, and things whatsoever in or about my estate, property, and affairs, or to concur with persons jointly interested with myself therein in doing all acts, deeds, matters, and things, either particularly or generally described herein, **As FULLY AND EFFECTIVELY TO ALL INTENTS AND PURPOSES AS I COULD IF PERSONALLY PRESENT AND COMPETENT.**

Construction. This instrument is to be construed and interpreted as a general Power of Attorney. The enumeration of specific items, acts, rights, or powers herein does not limit or restrict, and it is not to be construed or interpreted as limiting or restricting the general powers herein granted to my Attorney.

Revocation. This Power of Attorney revokes any previous powers of attorney granted by me. This general Power of Attorney may be voluntarily revoked by me only by my written revocation entered of record in the Probate Office of Colbert County, Alabama.

Durability. This Power of Attorney shall not be affected by any disability, incompetence, or incapacity which I may suffer at any future time, whether adjudicated by any court. It is my intent that this Power of Attorney remain in full force and effect notwithstanding my disability, incompetency, or incapacity.

Ratification. I hereby ratify and confirm all that my Attorney shall do or cause to be done by virtue of this Power of Attorney and the rights and powers granted herein, and I further ratify and confirm all documents of any kind executed and delivered on my behalf by my Attorney.

Property Affected. The authority contained herein is intended to extend to any interest I may have in any property, real or personal, without the necessity of the same being particularly described or mentioned herein, including my interest in property which I hold jointly (or as tenants by entireties) and property in my name alone.

Reliance. This Power of Attorney shall be conclusive proof that the rights, powers, and authority granted to my Attorney are in full force and effect and may be relied upon by any person who acts in good faith under this Power of Attorney. My death shall not revoke or terminate this agency as to my Attorney or any other person who without actual knowledge of my death acts in good faith under this Power of Attorney. Any action so taken, unless otherwise invalid or unenforceable, shall be binding upon me, my heirs and Personal Representatives. An affidavit executed by my Attorney, stating that said attorney did not have at the time of performing an act pursuant to this Power of Attorney actual knowledge of the revocation or termination of this Power of Attorney, is, in the absence of fraud, conclusive proof of the validity of my Attorney's act.



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Incapacity of Attorney. In the event any Attorney serving is or becomes unable to discharge her fiduciary duties hereunder because of accident, physical or mental deterioration, or other similar cause as certified by two independent, licensed physicians, each affirming that said physician has examined my Attorney and that he/she has concluded based on his/her examination that my Attorney, because of accident, physical or mental deterioration, or other similar cause, is unable to discharge his/her fiduciary duties, then she shall thereupon cease to be my Attorney as if said attorney has resigned on the date of that certification, and my alternate Attorney, above named, shall at that point become my Attorney. The entry of record in the Probate Office of Colbert County, Alabama of the aforesaid certification, while not prerequisite, shall nevertheless constitute irrefutable proof of the authority of my alternate Attorney to act as my Attorney. The above paragraph designated "Reliance" shall be unaffected by the provisions of this paragraph.

Parties Bound. This Power of Attorney and all acts by my Attorney hereunder shall extend to and be binding on me and my heirs, distributees, personal representatives, successors, and assigns.

Copies. This instrument may be filed of record in those counties within and without the State of Alabama as may be deemed appropriate by my Attorney, and copies of this instrument certified as "true" copies by the Probate Judge of any county in which this instrument is filed shall be treated as original copies for all purposes.

Captions. The captions used in this instrument have been inserted for administrative convenience only and do not constitute matters to be construed in interpreting this Power of Attorney.

Governing Law. This Power of Attorney shall be governed by the laws of the State of Alabama in all respects. Should any provision hereof be held invalid, that invalidity shall not affect the other provisions which shall remain in full force and effect.

Nomination of Guardian or Curator. While it is my intention, by my execution of this document, to dispense with the necessity of any court, at any future date, appointing a guardian or curator over my estate, if any such proceedings are subsequently had, it is my desire that the person nominated herein as my Attorney-in-Fact be appointed as guardian or curator in any such future proceeding.

SIGNED AND SEALED on 21 August 2023.

 [SEAL]
HEWITT L CONWILL, Principal



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**STATE OF ALABAMA
SHELBY COUNTY**

The undersigned Notary Public in and for the State of Alabama at large does hereby certify that **HEWITT L CONWILL**, whose name is signed to the foregoing Durable Power of Attorney, did acknowledge to me that said principal did execute said Power of Attorney on the day the same bears date.

Witness my hand and seal on 21 August 2023.

Eoa D. Mooney
Notary Public