

STATE OF ALABAMA )

SHELBY COUNTY)

**Durable Power of Attorney and Authority to Access Health  
Information**

Of

Robert David Dumas

KNOW ALL MEN BY THESE PRESENTS that I, Robert David Dumas  
of \_\_\_\_\_ in SHELBY County,  
Alabama, do hereby make, constitute and appoint

Patricia Dumas of \_\_\_\_\_, in  
Shelby County, Alabama, phone number 205-240-6123 as  
my Attorney-in-Fact, for me and in my name, place and stead, and on my  
behalf, to do, perform and execute the acts I have authorized, and I grant to  
him/her every power necessary to carry out the purposes for which this  
power is granted, including the powers of revocation and substitution,  
hereby ratifying and affirming that which (s)he or his/her substitute shall  
lawfully do or cause to be done by virtue of the rights and powers herein  
granted.

**This power of attorney shall not be affected by disability,  
incompetency, or incapacity of the principal.**

**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:

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

David Dumas

(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 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

\_\_\_\_\_ 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 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

### **AUTHORITY TO ACCESS HEALTH INFORMATION**

My agent MAY NOT do any of the following specific acts for me UNLESS I have INITIALED the specific authority listed below:

☒ Arrange for my care at home or by admitting me to an appropriate facility, and, effective immediately, to serve as my personal representative as that term is used in 45 CFR 164.502 (commonly known as "HIPAA privacy regulations"), and to have the same access to my personal health information as I have myself, including, but not limited to, viewing and obtaining copies of any and all of my personally identifiable medical records of any kind whatever, and consulting with medical providers; and I authorize covered medical Entities to provide such access and to cooperate with my agent under this document [as well as any health care agent or proxy I may appoint]; [further, my agent appointed herein may make medical decisions for me, consistent with applicable law and with any health care directive I may have in effect at the time decisions may be needed.] [I do not intend, by this appointment, to prohibit other family members from access to my

otherwise private health care information, and I authorize covered entities to provide to \_\_\_\_\_, the same access to them and cooperation with them to which I am entitled myself.]

### **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 per-son 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. Section 2041 and 26 U.S.C. Section 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.

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### **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:

Pamela Kay Dumas

Nominee's Address:

2620 Buttenwoods Drive  
Birmingham AL 35242

Nominee's Telephone Number: 205-240-6123

Name of Nominee for [guardian] of my person:

Pamela Kay Dumas

Nominee's Address:

2620 Buttenwoods Drive  
Birmingham AL 35242

Nominee's Telephone Number: 205-240-6123

#### **EFFECTIVE DATE**

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

#### **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 ACKNOWLEDGMENT**



(Signature of Principal)

Your Signature Date: 5/4/22

Your Name Printed: ROBERT DAVID DUMS

Your Address: 2620 Butterwoods DR

Your Telephone Number: \_\_\_\_\_

# **STATE OF ALABAMA**

SHELBY COUNTY

I, TERRELL E. ROWEN, a Notary Public, in and for the County in this State, hereby certify that ROBERT DAVID DUMS, 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 the 4<sup>th</sup> day of May, 2022.

\_\_\_\_\_  
(Seal, if any)

Signature of Notary

My commission expires: 4-7-23

Prepared by:  
Campbell & Rowell  
300 Vestavia Pkwy, Ste 2300  
Vestavia, AL 35216-3788  
Phone: (205) 824-5711



Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
02/19/2025 02:22:48 PM  
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*Allie S. Beryl*