

Creating a Durable Power of Attorney (Married or Legally Separated)

- Who is this Power of Attorney being created for?
 - Name
 - Address
 - City
 - State
 - Zip Code
- Where will this Power of Attorney be signed?
 - City
 - County
 - State
- Who will be appointed as Agent(s) to act on your behalf?
 - Sole Agent (one person with all the authority)
or
 - Co-Agents (two people with equal authority)
 - Is the Agent your spouse?
- Who are you appointing as the sole Agent or co-agents to act on your behalf?
 - Name
 - Address
 - City
 - State
 - Zip Code
 - Phone number
 - Does the agent have a spouse?
- Do you want to appoint a person to serve as Agent (the "Successor Agent") if your first choice can't serve?
 - If so, who would you like to appoint as the Successor Agent (person able to have authority if sole agent or co-agents can't act as so?)
- Do you want this Power of Attorney to replace any prior Power of Attorney documents you have used in the past?
 - If so, which documents will be replaced?
 - Both general and special powers of attorney
 - General powers of attorney only
 - Special powers of attorney only
- Will any prior health care Power of Attorney documents remain in effect?
- Do you want your Agent to have access to your medical records?

- Would you like your Agent to act on your behalf in all situations or only in specific situations?
 - All situations
 - or
 - Specific situations
- Will your Agent be authorized to hire business professionals to help with Agent's duties? (This might include lawyers, accountants, or real estate agents.)
- Will your Agent be authorized to manage and/or operate any business that you own?
- What residence of yours may your Agent mortgage or sell?
 - My Agent may mortgage or sell:
 - any of my present or future residences
 - my residence described in the attached Exhibit
 - my residence described in this document
- Who will be appointed as substitute Agent to handle your real estate? (In case your spouse is restricted from selling your residence, name a substitute Agent for that purpose.)
 - Name
 - City
 - State
- Will your Agent have the power to change the beneficiaries on your accounts?
- Your Agent will have authority to change beneficiaries on which specified accounts? (Answer "Specific Accounts" if you would like to name or list specific accounts. By Answering "All financial accounts" you will allow your agent to change the beneficiary on any account, retirement plan, annuity or other financial account you own. *You may enter as many accounts as you wish.)
 - All accounts
 - Specific accounts
- Are you currently a fiduciary or trustee? (Answer "Yes" if you are currently managing legal or business matters for another party.)
 - If yes:
 - Will your Agent be allowed to handle any fiduciary responsibilities on your behalf? (Answer "Yes" if you are currently the fiduciary or trustee for a trust or other fund and you want your Agent to handle these responsibilities on your behalf.)
- Will your Agent be allowed to make gifts on your behalf?
 - If yes:

- Do you want to appoint a substitute Agent for the sole purpose of making gifts to your Agent? (Answer "Yes" to appoint a substitute Agent for the sole purpose of making gifts of your property to your Agent.)
 - If yes:
 - Who will be appointed as substitute Agent for this purpose?
 - Name
 - Address
 - City
 - State
 - Zip Code
- Will your Agent have the authority to use your assets to provide for any person to whom you have an obligation to support? (Answer "Yes" if you have a spouse or minor children who you currently have a duty to support. For example, Alimony or spousal support payments to an ex-spouse or child support payments meet this definition.)
- Will your Agent be allowed to transfer assets into your revocable trust? (If you have already established a revocable (living) trust, Answer "Yes" if you want to allow your Agent to transfer assets into the trust.)
- Will your Agent be allowed to use your assets to fund any trust that was not created by you? (Answer "Yes" if you have established a pattern of transferring your assets into a trust that you did not create and you want to allow your Agent to continue to make these transfers.)
- Will your Agent be allowed to manage a trust on your behalf? (Answer "Yes" if you have established a pattern of managing a trust that you did not create and you want to allow your Agent to handle these duties.)
- Will your Agent be allowed to refuse any inheritance you might receive? (The power to refuse or "disclaim" any inheritance you might receive provides your Agent with flexibility regarding estate planning for you. It is RECOMMENDED that this power be granted.)
- Will your Agent be authorized to protect any third party who accepts and acts under this document? (Answer "Yes" to allow your Agent to repay a third party for any loss or liability if the party accepts and acts under this document.)
- Will your Agent be entitled to receive compensation for services performed in connection with this Power of Attorney?
- Will your Agent be entitled to reimbursement for reasonable expenses? (Answer "Yes" if your Agent will be reimbursed for all reasonable expenses related to the Power of Attorney.)
- Would you like to include digital assets in your power of attorney? (Digital Assets can include online accounts, files or media saved on computers or online, and any kind of digital device. If you Answer "Yes," this portion of the document (the "Digital Assets Memorandum") should

be kept private and separate from the rest of the document. Answer "No" if you do not want to include digital assets.)

- If yes:
 - What digital assets would you like to include?
 - Digital Devices
 - Email Accounts
 - Social Networking Accounts
 - Online Bank Accounts
 - Online Media Accounts
 - Other
 - Who will be appointed as Digital Agent to manage your digital assets on your behalf? (You can Answer a sole Digital Agent, Co-Digital Agents, or the same Agent who handles your other affairs to act on your behalf.)
 - The same Agent(s) appointed in this Power of Attorney to handle my other affairs
 - Sole Digital Agent
 - Co-Digital Agents
 - Will your spouse be prohibited from serving as Digital Agent if you become legally separated or divorced? (Answer "Yes" to prohibit your spouse from serving as Digital Agent if you become legally separated or divorced.)
 - Do you want to make this document a Durable Power of Attorney? (A "Durable Power of Attorney" remains effective even if you become disabled or lack the mental competence to understand and handle your financial and personal affairs.)
- When will this Power of Attorney become effective?
 - Immediately (upon signing)
 - On the specific date (indicate the date)
 - Upon certification by a physician that you are disabled or lack mental competence (a "springing" Power of Attorney)
- When will this Power of Attorney terminate?
 - Upon your death
 - On the specific date (indicate the date)