Durable Financial Power of Attorney

Fictional principal: Morgan Ellis | Document type: Agency authorization

ILLUSTRATIVE EXAMPLE ONLY. This document uses fictional parties and is provided to show document structure. It is not state-specific, is not a completed legal instrument, and was NOT generated by the LawFirmSoftware.com Windows application.

1. Designation of proposed agent

For illustrative planning purposes, **Morgan Ellis** would designate **Jordan Ellis** as primary agent and **Avery Ellis** as alternate agent for financial matters. Their addresses, relationships, eligibility and willingness to serve must be verified.

2. Purpose and authority

The principal wishes an authorized agent to assist with designated financial and property matters. A final power of attorney should specify the required form of appointment, commencement, and scope under the applicable jurisdiction.

3. Banking and investments

Illustrative matters for attorney review include accessing accounts, paying expenses, communicating with institutions, obtaining statements, making deposits, and handling ordinary investment matters within expressly granted authority.

4. Real estate and contracts

A final instrument may address managing, leasing, maintaining, acquiring, or disposing of real property and entering necessary contracts. Special authorization, recording, or institutional rules may apply. No real-estate conveyance is effected by this sample.

5. Tax and benefits

Potential subjects to discuss include tax records, returns, pension and government-benefit communications. Tax representation before governmental agencies may require separate official authorizations and is not established by this demonstration.

6. Restrictions and special powers

Powers concerning gifts, beneficiary changes, trust modifications, and self-dealing can substantially affect an estate plan and may require express authorization. For this example, **no such extraordinary powers are assumed**. Counsel must make an affirmative, client-specific selection.

SAMPLE ONLY

7. Durability, effectiveness and termination

The client wishes to consider an authority that may continue during incapacity. Whether, when and how the power becomes effective, and when it ends, must be set out using the law of the relevant jurisdiction. Revocation, guardianship, and agent-resignation provisions require review.

8. Agent duties and records

An agent should act within the granted authority, maintain financial records, avoid conflicts, and account as required by law. Exact statutory duties and protections depend on the state and selected terms.

Execution and legal review: Signature, witness, acknowledgment, and notarial blocks are intentionally omitted. A qualified attorney must select state-appropriate provisions, confirm the client’s instructions, and supervise execution.

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