## NOTICE REGARDING POWER OF ATTORNEY FOR HEALTH CARE, LIVING WILL, AND LIMITED DURABLE POWER OF ATTORNEY

The following information applies to the power of attorney for health care, living will, and limited durable power of attorney instrument that you have signed.

## WHAT TO DO WITH THIS INSTRUMENT

We generally recommend that you keep the original instrument with your other important papers; it should be in a location that is readily accessible to someone you trust. You should tell your health care agent where the original instrument can be located in case it is needed. You may file this instrument with the register in probate in the county where you reside for a fee of eight dollars. However, filing is <u>not</u> necessary to make the instrument effective, and, in most cases, we do not recommend that you file the instrument with the county. If the instrument is filed, certain persons designated in the statutes have access to it without your consent.

According to the statutes, photocopies of this instrument are valid. Barring unusual circumstances, you should give a photocopy to your health care agent. You may choose to give photocopies to one or more of your health care providers and to any medical facility to which you are admitted. The provider or facility may prefer to see the original, which they typically will photocopy and include in your medical records.

You should keep a list of all persons to whom you give a copy, because it is a good practice to notify each such person if you later decide to revoke this instrument.

## REVOCATION

You may revoke this instrument and invalidate it <u>at any time</u> by doing any of the following:

- 1. Canceling, defacing, obliterating, burning, tearing, or otherwise destroying it or, if you are not physically able to destroy it yourself, directing that another person destroy it in your presence;
- 2. Executing a statement in writing, signed and dated by you, expressing your intent to revoke the instrument;
- 3. Verbally expressing your intent to revoke the instrument in the presence of two witnesses; or
- 4. Executing a subsequent power of attorney for health care instrument or living will.

The power of attorney for health care portion of the instrument is <u>automatically</u> revoked if your health care agent is your spouse and you subsequently are divorced or the marriage is annulled.

Because copies of a power of attorney for health care instrument are valid, the <u>best</u> way to revoke this instrument is to execute a statement in writing, signed and dated by you, expressing your intent to revoke it, and then to send this statement to your agent, to all your health care providers, and to all persons who you think may have a copy of this instrument.

This Document was drafted by:

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