

STATE OF ALABAMA }  
SHELBY COUNTY }

DURABLE POWER OF ATTORNEY

KIRKER  
Kirkner

1. Appointment of Attorney-in-Fact. I, **KATIE H. KIRKER**, as principal ("Principal"), a resident of the State and County aforesaid, have made, constituted, appointed and by these presents do make, constitute and appoint my son, **THOMAS B. KIRKER, Jr.**, as my true and lawful agent or attorney-in-fact ("Agent") and "durable power of attorney," as contemplated by Section 26-1-2, Code of Alabama, 1975, to do and perform each and every act, deed, matter and thing whatsoever in and about my estate, property, and affairs as fully and effectually to all intents and purposes as I might or could do in my own proper person, if personally present, including, without limiting the generality of the foregoing, the following specifically enumerated powers which are granted in aid and exemplification of the full, complete and general power herein granted and not in limitation or definition thereof:

(1) To request, receive and review any information, verbal or written, regarding my physical or mental health, including medical and hospital records, to execute any releases or other documents that may be required in order to obtain such information, and to disclose such information to such persons, organizations, firms or corporations as my attorney shall deem appropriate.

(2) To provide medical attention and services for me, including choice of a physician, choice of a hospital or nursing home or retirement home or other such facility; and to provide other care, maintenance and support as my attorney may deem necessary.

(3) To employ, compensate and discharge medical personnel including such physicians, psychiatrists, dentists, nurses and therapists as my attorney shall deem necessary for my physical, mental and emotional well-being.

2. Reliance on Authority. Any person, firm, or corporation dealing with Agent under the authority of this instrument is authorized to deliver to Agent all consideration of every kind or character with respect to any transactions so entered into by Agent and shall be under no duty or obligation to see to or examine into the disposition thereof. Third parties may rely upon the representation of Agent as to all matters relating to any power granted to Agent, and no person who may act in reliance upon the representation of Agent or the authority granted to Agent shall incur liability to me or my estate as a result of permitting Agent to exercise any power.

4. Effective Date of Agent's Authority. This Power of Attorney shall become effective immediately.

5. Revocation. Principal may revoke this Durable Power of Attorney at any time by written instrument delivered to Agent. The guardian or curator of Principal may revoke this instrument by written instrument delivered to Agent.

IN WITNESS WHEREOF, I, <sup>Katie H. Kirker</sup> ~~KATIE H. KIKER~~, the principal, have executed this Durable Power of Attorney in several counterparts, and I have directed that photostatic copies of this Power be made, which shall have the same force and effect as an original.

DATED this the 21<sup>st</sup> day of July, 2004.

Katie H. Kirker 12/14/04  
PRINCIPAL: ~~KATIE H. KIKER~~ Kirker

Martha A. Smith  
Witness

Myron A. Barr  
Witness

STATE OF ALABAMA }  
~~JEFFERSON~~ COUNTY }  
Montgomery

I, a Notary Public in and for said County in said State, hereby certify that <sup>Katie H. Kirker</sup> ~~KATIE H. KIKER~~, whose name is signed to the foregoing Durable Power of Attorney, and who is known to me, acknowledged before me on this day that being informed of the contents of the Durable Power, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 21<sup>st</sup> day of July 2004.

Rosa S. Wilcox  
NOTARY PUBLIC

My Commission expires: 8-18-2007