

### SPECIAL DURABLE POWER OF ATTORNEY

I, Maria C. Martinez, of 172 Berkshire Manor Circle, City of Alabaster, County of Shelby, State of Alabama, do hereby appoint Cindy A. Frey, of 172 Berkshire Manor Circle, City of Alabaster, County of Shelby, State of Alabama, as my lawful attorney-in-fact, for me and in my name, place, and stead, and for my use and benefit:

To sell the real property located at 172 Berkshire Manor Circle, Alabaster, Alabama, 35007 described as follows:

Lot 21, according to the Survey of Weatherly, Birkshire Manor, Sector, 19, as recorded in Map Book 24, Page 43, in the Probate Office of Shelby County, Alabama.


for such price and on such terms and conditions as **she** shall deem proper, including the execution of any and all documents necessary to complete the sale of said property, such as, but not limited to contracts, deeds, lien waivers, FNMA Affidavits, Tax forms, RESPA forms, and any and all other documents appropriate to complete the sales transaction on the above described property.

To enter into any contract or contracts for the sale of said premises, or any part thereof, with such persons and on such terms as **she** shall in her discretion elect and to execute, acknowledge, and deliver any such contracts or documents that may be required for sale or transfer of said property or any part thereof or of any interest therein.

GIVING AND GRANTING unto said attorney full power and authority to do and perform all 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, the above specially enumerated powers being in said aid and exemplification of the full, complete, and general power herein granted, and not in limitation or definition thereof; and hereby ratifying all that my said attorney shall lawfully do or cause to be done by virtue of these presents.

And I hereby declare that any act or thing lawfully done hereunder by my said attorney shall be binding on myself, and my heirs, legal and personal representatives, and assigns; whether the same shall have been done before or after my death, or other revocation of this instrument, unless and until reliable intelligence or notice thereof shall have been actually received by my attorney. Further, this power of attorney shall not be affected by disability, incompetency, or incapacity of the principal it being my intention this document constitutes a special durable power of attorney.


IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 24<sup>th</sup> day of August, 2004.

  
Maria C. Martinez

State of Alabama)  
County of Shelby )

I, the undersigned, in and for said County in said State, hereby certify that Maria C. Martinez, whose name is signed to the foregoing Special Durable Power of Attorney and who is known to me, acknowledged before me on this day that, being informed of the contents of the Special Durable Power of Attorney, **she** executed the same voluntarily on the day the same bears date, 24<sup>th</sup>

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS THE 24<sup>th</sup> DAY OF August, 2004.

  
Notary Public  
My Commission Expires: 3/4/08