AFFIDAVIT REGARDING NON-REVOCATION OF POWER OF ATTORNEY

State of Alabama
County of Jefferson

File No.: 20195338

BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, personally appeared George Hayes who having been by me first duly sworn, deposed as follows:

- 1. My name is <u>George Hayes</u>. I am over the age of twenty-one (21) years, and have personal knowledge of the facts stated herein.
- 2. Elizabeth J. Hayes appointed me as attorney-in-fact under a Power of Attorney, the original of which said Power of Attorney is being recorded simultaneously herewith.
- I have on this day exercised the above referenced Power of Attorney by executing certain closing documents which may include, but is not limited to, a closing statement, deed, lien waiver, judgment affidavits, and mortgage relating to the purchase/sale of real property located in Shelby County, Alabama, and being more particularly described as follows:

Lot 740, according to the Survey of Old Cahaba, Cedar Crest Sector, as recorded in Map Book 24, page 11 in the Probate Office of Shelby County, Alabama.

- 4. At the time of the execution of the above-mentioned closing documents and exercise of the Power of Attorney, I had no actual knowledge of the termination of the Power by revocation or of the principal's death. In the event that the Power of Attorney is not a Durable Power of Attorney, I furthermore have no knowledge of the termination of the Power by the Principle's disability, incompetency or incapacity. I believe the principal to still be living, and have not been notified since the execution of the Power of Attorney that he/she has revoked said Power.
- 5. I am making this Affidavit pursuant to Code of Alabama 1975 Section 26-1-2(e).
- 6. I/we hereby agree to indemnify and hold harmless Massey, Stotser & Nichols, PC and Alabama Title Co., Inc. and their successors and/or assign from any loss or damage that may arise as a result of a reliance by the aforementioned parties on the Power of Attorney herein described.

37.

WITNESS my hand and seal this the 13th day of September, 2019.

George Hayes

Affiant and Attorney in Fact

SWORN TO BEFORE ME, on this the 13th day of September, 2019.

Notary Public: Chesley P. Payrie

My-Gommission Expires: July 18, 2023

my commission Expires July 10, 2023

Filed and **Re**corded
Official Public Records

Judge of Probate, Shelby County Alabama, County

Clerk

Shelby County, AL 09/20/2019 03:02:10 PM

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