

4157-K
STATE OF ALABAMA)
COUNTY OF MOBILE)

1324
DURABLE GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That I,
BURGESS A. THOMASSON, a legal resident of
Baldwin County, State of Alabama, have
made, constituted and appointed and by these presents do make,
constitute and appoint ALBERT F. THOMASSON
whose address is 3940 Montclair Road, Birmingham, Alabama 35213
my true and lawful attorney-in-fact ("attorney")
to act in, manage, and conduct all my business and affairs, and
for that purpose for me and in my name, place, and stead, and for
my use and benefit, and as my act and deed, to do and execute, or
to act and concur with persons jointly interested with myself
therein in the doing or executing of, all or any of the following
acts, deeds, and things, in a fiduciary and representative
capacity, that is to say:

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(1) To buy, receive, lease, accept, or otherwise acquire,
to sell, assign, convey, deliver, mortgage, hypothecate, pledge,
quit claim, or otherwise encumber or dispose of, or to contract
or agree for the acquisition, disposal or encumbrance of, any of
my property whatsoever, and wheresoever situated, except any of
my property held in trust by any trustee under a trust instrument
executed by me (as to which such trustee shall manage such
property held in trust), whether the property be real, personal,
or mixed, and/or any custody, possession, interest, or right
therein or pertaining thereto, upon such terms as my attorney
shall in good faith deem proper;

(2) To take, hold, possess, invest, lease, or let, or
otherwise manage any or all of my real, personal, or mixed
property, except any of my property held in trust by any trustee
under a trust instrument executed by me (as to which such trustee
shall manage such property held in trust), or any interest in any
such property, or pertaining thereto; to eject, remove, or
relieve tenants or other persons from, and recover possession
and/or control of, such property and all rents, profits and
issues therefrom by all lawful means; and to maintain, protect,
preserve, recover, insure, remove, store, transport, repair,
rebuild, modify or improve the same or any part thereof;

(3) With respect to any of my property, except any of my
property held in trust by any trustee under a trust instrument
executed by me (as to which such trustee shall manage such
property held in trust), to make, do, and transact all and every
kind of business of whatever kind or nature, including the
receipt, recovery, collection, payment, compromise, settlement
and adjustment of: all accounts, legacies, notes, bills, invoic-
es, bequests, interest, dividends, royalties, annuities, income,
rents, claims, demands, choses in action, actions, causes of
action, suits, damages, debts, taxes, refunds, rebates, and
obligations, which may or hereafter be due owing or payable by me
or to me;

(4) Alone or jointly with others, to make, endorse, negoti-
ate, guarantee, accept, receive, sign, seal, execute, acknowl-
edge, and deliver: checks, drafts, deeds, assignments, bills of
sale, agreements, certificates, hypothecations, notes, mortgages,
bonds, security interests, vouchers, receipts, releases, direc-
tions, instructions, and such other instruments in writing or
whatever kind and nature, as may be necessary, convenient, or
proper in the premises;

(5) To make deposits to or investments in, or withdrawals
from, any account, holding or interest which I may now or

✓ Land Title

hereafter have, or be entitled to, in any banking, trust, or investment institution, including without limitation postal savings depository offices, credit unions, savings and loan associations, banks, trust companies, insurance companies mutual funds, brokers or dealers of securities, and similar institutions; to exercise any right, option, or privilege pertaining thereto; and to open or establish accounts, holdings or interests of whatever kind or nature, with any such institution, in my name or in my said attorney's name or in both names jointly, either with or without right or survivorship;

(6) To institute, prosecute, defend, compromise, settle, arbitrate, assign, release and dispose of legal, equitable, or administrative hearings, actions, suits, appeals, attachments, arrests, liens, levies, judgments, distresses or other proceedings, or otherwise engage in litigation in connection with the premises;

(7) To act as my attorney or proxy with respect to or in respect of any stocks, shares, bonds, other securities, or other investments, rights, or interests, I may now or hereafter own or hold (other than property held pursuant to an express trust), and to approve or participate in any merger, consolidation, sale or exchange of assets or stock, recapitalization, exchange of securities, reorganization, dissolution, liquidation, or other fundamental or similar change or transaction affecting any corporation, partnership, company or firm in which I may hold or have any interest;

(8) To engage and dismiss agents, counsels, attorneys, accountants, and employees, and to appoint and remove at pleasure any substitute for, or agent of, my said attorney selected with due care, in respect to all or any of the matters or things herein mentioned and upon such terms as my attorney shall think fit, in connection with the premises;

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(9) To prepare, execute, and file income, ad valorem, gift, estate, inheritance, excise, sales, use, and other tax returns, and other governmental reports, declarations, applications, requests and documents, and make all payments due thereunder, and to seek refunds or abatelements thereof, in connection with the premises;

(10) To take possession, and order the removal and shipment, of any of my property (other than trust property) to or from any residence, warehouse, depot, dock, or other place of storage or safekeeping, governmental, or private; and to execute and deliver any release, voucher, receipt, shipping ticket, certificate, or other instrument necessary or convenient for such purpose;

(11) To act as my attorney-in-fact or proxy in respect to any policy of insurance (including life, health and any disability insurance) on me or my life and any pension, profit-sharing, retirement and employee benefit plan of which I am a participant or beneficiary, and in that capacity to exercise any right, privilege, or option which I may have thereunder or pertaining thereto, including the right to make, file and process claims and obtain and receive payments and proceeds thereof for my benefit or that of my estate, excluding, however, (i) the right to change the beneficiary, (ii) the right to change the method of payment of the proceeds or benefits, and (iii) the right to make a surrender of the policy in order to obtain or receive cash as distinguished from a surrender of the policy for loan, conversion or other purposes as provided therein.

(12) To reimburse my said attorney for costs and expenses necessarily and lawfully incurred in the course of my attorney's discharge of duties hereunder.

GIVING AND GRANTING unto my 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 set forth above for my use and benefit as fully and effectually to all intents and purposes as I might or could do in my own proper person if personally present and competent, the above especially enumerated powers being in 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 and within the scope of these presents. Nothing herein shall authorize my attorney to sell, give away or dispose or deliver any property or interest of mine for less than a fair consideration under the circumstances, except to complete delivery of a gift specifically directed by me.

And I hereby desire that any act or thing lawfully done hereunder by my said attorney or a successor attorney named as provided for herein 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 incompetency, or other revocation of this instrument, unless and until reliable intelligence or notice thereof shall have been received by any person acting in reliance hereon. This power of attorney shall not be affected by my subsequent disability, incompetency, or incapacity and is a so-called "durable power of attorney." This power of attorney may be filed for record in any public office.

IN WITNESS WHEREOF, I have hereunder set my hand and seal this 15th day of July, 19 87. Signed in multiple counterparts, each of which is an original, but all of which constitute one and the same instrument.

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Burgess A. Thomasson (SEAL)
Grantor of Power of Attorney
BURGESS A. THOMASSON

Witnesses:

Shirley A. McPhail
Name

5600 Michael Blvd.
Mobile Address 36609

Ann L. King
Name

11405 Presley Outing Rd.
Bessemer, MS 38807
Address

ACKNOWLEDGMENT

STATE OF ALABAMA)
COUNTY OF MOBILE)

I, the undersigned, do hereby certify, that I am a duly commissioned, qualified and authorized notary public in and for said County, in said State, _____, and that Burgess A. Thomasson, Grantor in the foregoing Durable General Power of Attorney, dated this date, and hereby annexed, who is personally well known to me as the person who executed the foregoing Durable General Power of Attorney, appeared before me this day within the territorial limits of my authority, and being first duly sworn, he/she executed said instrument after the contents thereof had been read and duly explained to him/her, and acknowledged that the execution of said instrument by him/her was his/her free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal this 15th day of July, 1987.
My Commission expires 12/31/90

Julian F. Perstreet
Notary Public, State of Alabama
My Commission Expires 12/31/90

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STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1987 SEP 16 PM 1:56

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

1. Deed Tax	\$ <u> </u>
2. Mtg. Tax	<u> </u>
3. Recording Fee	<u>10⁰⁰</u>
4. Indexing Fee	<u>1⁰⁰</u>
TOTAL	<u>11⁰⁰</u>