

STATE OF KANSAS

COUNTY OF Johnson

**POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That I, Cary S. Frederick, formerly known as Cary S. Cooley, residing at 6522 Hallett Street, Shawnee Mission, Kansas 66216, hereby make, constitute and appoint Steve Cooley as my true and lawful attorney, to act in and conduct for me, in my name, place and stead, to do and execute the following acts, deed and things on the 28th day of February, 1995:

(a) To sell, exchange and dispose of the real estate which is located at 3013 Shandwick Court, Birmingham, Alabama 35242, which is more particularly described as follows:

Lot 17, according to the Survey of Greystone, 1st Sector, Phase IV, as recorded in Map Book 15, Page 107, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama. Mineral and mining rights excepted.

to Thomas O'Ferrall Howie and Cynthia Boone Howie for the sales price of \$325,000.00 and aforesaid purchasers will execute a mortgage loan to SouthTrust Mortgage Corporation and to execute any contract, conveyances, or other instruments whatsoever, with full covenants of warranty;

(b) To demand, recover, and receive, all and any sums of money, debts or effect, due, payable, coming or becoming due on account of such sale of the hereinabove described real property;

(c) To generally do and perform all matters and things, transact all business, make, execute and acknowledge all contracts, orders, deeds, other conveyances, mortgages, leases and to execute all other instruments of every kind which may be necessary or proper to effectuate all powers hereinabove specifically granted, or any other matter or thing appertaining to the sale of said hereinabove described real property, with the same full powers, and to all intents and purposes, with the same validity as I could, if personally present (giving and granting unto my said attorney, full power to substitute one or more attorneys under him, and the same at his pleasure to revoke); and hereby ratifying and confirming whatsoever my said attorney shall and may do, by virtue hereto;

(d) The powers herein granted to my said Attorney-in-Fact shall be exercisable by him on the 28th day of February, 1995 and shall remain in effect for six (6) months after the closing and disbursement of mortgage loan executed by the purchaser hereinabove to facilitate the execution of any further documentation which may be required in regard to the mortgage loan;

THIS POWER OF ATTORNEY SHALL NOT BE AFFECTED BY MY DISABILITY, INCOMPETENCY OR INCAPACITY AND MAY BE EXERCISED NOTWITHSTANDING ANY SUCH DISABILITY, INCOMPETENCY OR INCAPACITY AND NOTWITHSTANDING ANY UNCERTAINTY AS TO WHETHER I AM DEAD OR ALIVE.

Inst # 1995-05905

03/07/1995-05905  
03:06 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 HCB 11.00

1995-05905

IN WITNESS WHEREOF, I have hereunto set my hand and seal  
on this 17<sup>th</sup> day of February, 1995.

Cary S. Frederick  
Cary S. Frederick

STATE OF KANSAS

COUNTY OF Johnson

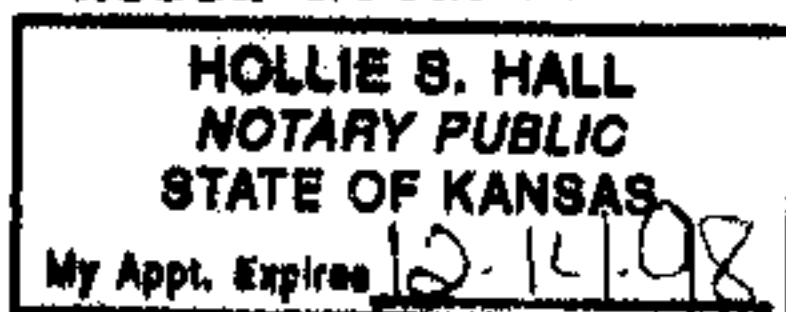
I, the undersigned, A Notary Public in and for said County, in said State, hereby certify that Cary S. Frederick, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 17 day of February, 1995.

Hollie S. Hall  
NOTARY PUBLIC

Affix Notarial Seal

My commission expires: 12-14-98



This instrument was prepared by:  
DAVID F. OVSON, Attorney at Law  
728 Shades Creek Parkway  
Suite 120  
Birmingham, Alabama

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