

THIS INSTRUMENT WAS PREPARED BY:  
MARTIN DRUMMOND WOOSLEY & PALMER, P.C.  
2204 LAKESHORE DRIVE, SUITE 130  
BIRMINGHAM, ALABAMA 35209

**LIMITED DURABLE POWER OF ATTORNEY**

**STATE OF ALABAMA**

**COUNTY OF JEFFERSON**

Know All Men by These Presents, that Charles E. Bates, III hereinafter referred to as "Principal), do by these presents make, constitute and appoint Vita P. Bates as my true and lawful agent and attorney in-fact (hereinafter referred to as "agent") to mortgage for Charles E. Bates, III in my name, place and stead, and for my person or persons, for approximately \$193,600.00, and upon such terms and conditions, as she may deem fit and to execute any Notes, Mortgages or HUD-1, or other instruments whatsoever with full covenants of warranty, in conjunction with the mortgaging of said property, situated in Shelby County, Alabama, to-wit:

Lot 318, according to the Survey of Eagle Point, 3rd Sector, Phase 2, as recorded in Map Book 18 page 34 in the Probate office of Shelby County, Alabama.

I further give and grant unto my attorney in fact and agent full power and authority to do and perform every act necessary and proper to be done and the exercise of any of the foregoing powers as fully as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said Agent shall lawfully do or cause to be done by virtue hereof.

This power of attorney shall not be affected by my disability, incompetency, or incapacity, but shall be deemed to be durable.

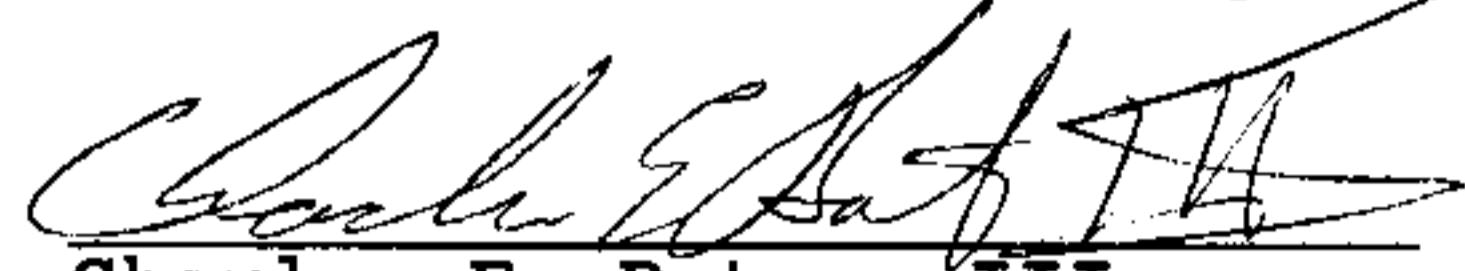
The execution and delivery by Agent of any conveyance, paper, instrument or document in my name and behalf shall be conclusive evidence of Agent's approval of the consideration therefore, and of the form and contents thereof, and that Agent deems the execution thereof on our behalf necessary or desirable.

If Vita P. Bates ceases to act as agent by death, incapacity or resignation, I appoint Hubert E. Rawson, Jr., as my agent. The resignation of the original Agent may be evidenced by an instrument in writing delivered to the successor Agent above named. The incapacity of the original agent maybe determined by a statement of a physician delivered to the successor Agent. The substitute agent, Hubert E. Rawson, Jr., shall have the same power of attorney

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conferred on him as if he had been appointed the original agent.

In Witness Whereof, and Principals, I have signed this Durable Power of Attorney at Birmingham, Alabama, this 16th day of June 1995, and I have directed that photographic copies of this power be made which shall have the same force and effect as an original.

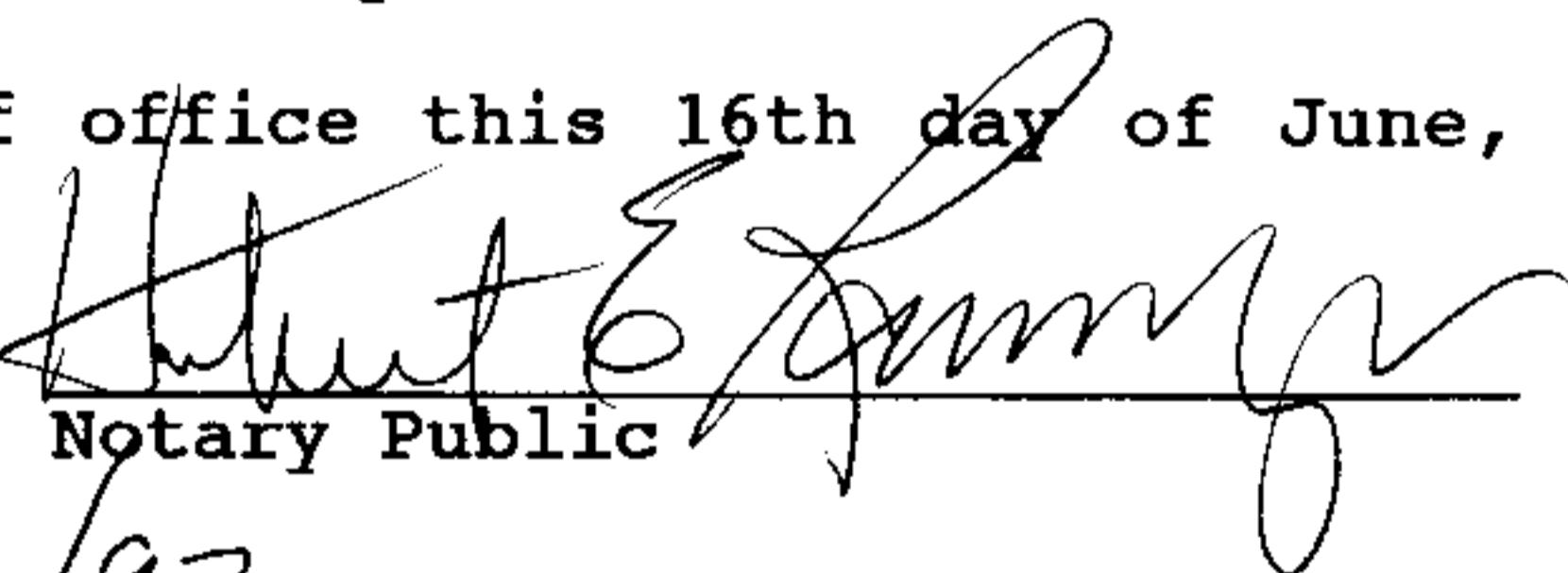


Charles E. Bates, III

State of Alabama  
County of Jefferson

On this 16th day of June, 1995, I Hubert E. Rawson, Jr., a Notary Public in and for said county and in said state, hereby certify that Charles E. Bates III, whose name is signed to the foregoing Power of Attorney, and who is known to me, acknowledged before me that, being informed of the contents of the Power of Attorney, he executed the same voluntarily and as their act on the day same bears date.

Given under my hand seal of office this 16th day of June, 1995.



Hubert E. Rawson, Jr.  
Notary Public

My Commission Expires: 5/6/97

Inst. # 1995-18556

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