

**SPECIAL POWER OF ATTORNEY**

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THIS IS A MILITARY POWER OF ATTORNEY PREPARED PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 1044b, EXECUTED BY A PERSON AUTHORIZED TO RECEIVE LEGAL ASSISTANCE FROM THE MILITARY SERVICES. FEDERAL LAW EXEMPTS A MILITARY POWER OF ATTORNEY FROM ANY REQUIREMENT OF FORM, SUBSTANCE, FORMALITY, OR RECORDING THAT IS PRESCRIBED FOR POWERS OF ATTORNEY UNDER THE LAWS OF A STATE, THE DISTRICT OF COLUMBIA, OR A TERRITORY, COMMONWEALTH, OR POSSESSION OF THE UNITED STATES. FEDERAL LAW SPECIFIES THAT THIS POWER OF ATTORNEY SHALL BE GIVEN THE SAME LEGAL EFFECT AS A POWER OF ATTORNEY PREPARED AND EXECUTED IN ACCORDANCE WITH THE LAWS OF THE JURISDICTION WHERE IT IS PRESENTED.

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**KNOW ALL PERSONS BY THESE PRESENTS:**

That I, Warren A. Todd, Jr., Social Security Number 426-82-6098, of the State of Texas, an Active Duty member of the United States Armed Forces, currently in Hawaii, do hereby appoint my brother, John G. Todd, presently of 6050 Rosemont Road, Birmingham, Alabama 35242, as my true and lawful attorney-in-fact to do the following in my name and in my behalf:

To bargain, buy, contract for, or purchase, using the standard of a reasonable purchaser under no compulsion to purchase and engaging in an arms-length bargaining transaction, to any person of my attorney's choice, for all my right, title and interest in Lot 24, Block Greystone, 7th Sector, Phase I, as recorded in Map Volume 18 on Page 120 a, b, and c in the Office of the Judge of Probate, Shelby County, Alabama, the single family dwelling house located at 5048 Aberdeen Way, Birmingham, Alabama 35242, and to convey by deed of general warranty with the customary covenants; on my behalf, to make payment for the purchase of the real property described above in any manner that my attorney shall deem wise; and to sign, execute and accept any and all deeds, contracts, or other documents necessary to carry out the foregoing.

To execute any documents for the lease of the real property described above to the current occupants, Mr. and Mrs. Ken Dickson, subsequent to the purchase, under terms determined reasonable by my attorney.

I HEREBY GIVE AND GRANT UNTO MY ATTORNEY FULL POWER AND AUTHORITY TO DO AND PERFORM EACH AND EVERY ACT AND MATTER, TO ACCOMPLISH THE PURPOSES FOR WHICH THIS POWER OF ATTORNEY IS GRANTED, AS FULLY AND EFFECTUALLY TO ALL INTENTS AND PURPOSES AS I COULD DO LEGALLY IF I WERE PRESENT.

I HEREBY AUTHORIZE MY ATTORNEY TO INDEMNIFY AND HOLD HARMLESS ANY THIRD PARTY WHO ACCEPTS AND ACTS UNDER OR IN ACCORDANCE WITH THIS POWER OF ATTORNEY.

I intend for this to be a **DURABLE Power of Attorney**. This Power of Attorney will continue to be effective if I become disabled, incapacitated, or incompetent. I direct my attorney-in-fact to seek legal counsel in order to determine the existence of legal requirements, such as required filing or placement of notices, which may affect the validity of this document.

I HEREBY RATIFY ALL THAT MY ATTORNEY SHALL LAWFULLY DO OR CAUSE TO BE DONE BY THIS DOCUMENT.

06/19/1997-19277  
12:14 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE

002 NCD 11.00

This Power of Attorney shall become effective when I sign and execute it below. Further, unless sooner revoked or terminated by me, this Power of Attorney shall become NULL and VOID on July 1, 1998.

All business transacted hereunder for me or for my account shall be transacted in my name, and that all endorsements and instruments executed by my attorney for the purpose of carrying out the foregoing powers shall contain my name, followed by that of my attorney and the designation, "attorney-in-fact."

Notwithstanding my inclusion of a specific expiration date herein, if on the above-specified expiration date, or during the sixty (60) day period preceding that specified expiration date, I should be or have been determined by the United States Government to be a military status of "missing," "missing in action," or "prisoner of war," then this Power of Attorney shall remain valid and in full effect until sixty (60) days after I have returned to United States military control following termination of such status UNLESS OTHERWISE REVOKED OR TERMINATED BY ME.

IN WITNESS WHEREOF, I sign, seal, declare, publish, make and constitute this as and for my Power of Attorney in the presence of the Notary Public witnessing it at my request this date, 8 May 1997.

Warren A. Todd, Jr.  
Grantor

State of HAWAII

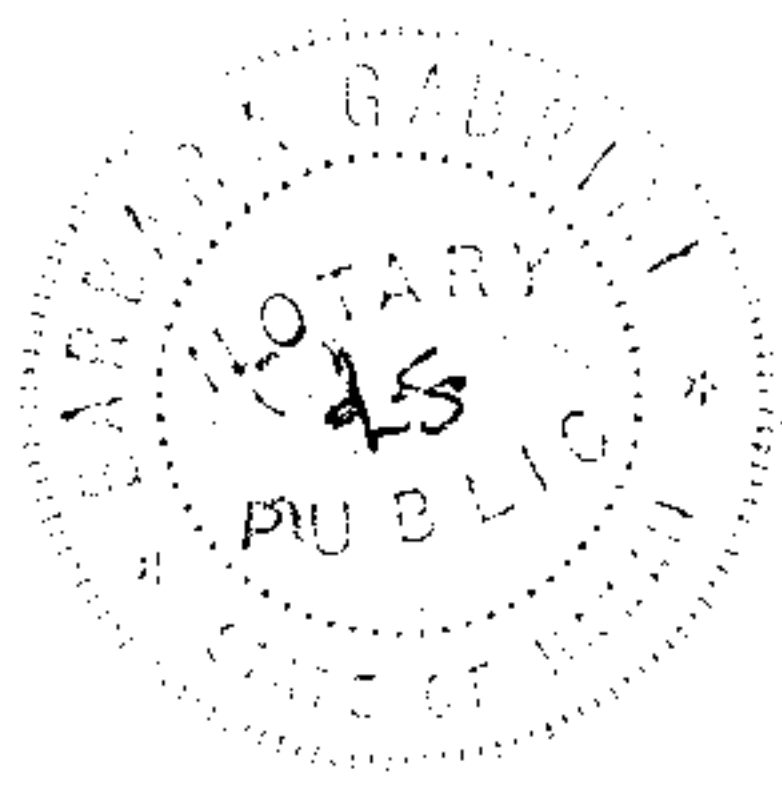
City and County of HONOLULU

I, the undersigned, certify that I am a duly commissioned, qualified, and authorized notary public. Before me personally, within the territorial limits of my warrant of authority, appeared Warren A. Todd, Jr., who is known by me to be the person who is described herein, whose name is subscribed to, and who signed this Power of Attorney as Grantor, and who, having been duly sworn, acknowledged that this instrument was executed after its contents were read and duly explained, and that such execution was a free and voluntary act and deed for the uses and purposes herein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affix my official seal on 8 MAY 1997.

Barbara Babini  
Notary Public

My Commission Expires: 31 October 2000



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