

## **SPECIAL POWER OF ATTORNEY**

**PREAMBLE:** This is a military Power of Attorney prepared pursuant to Title 10, United States Code, Section 1044b, and executed by a person authorized to receive legal assistance from the military service. Federal law exempts this power of attorney from any requirement of form, substance, formality, or recording that is prescribed for powers of attorney by 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.

### **KNOW ALL PERSONS BY THESE PRESENTS:**

That I, JOHN E. NIMITZ, Social Security Number [REDACTED] of The State Of Alabama, do hereby appoint MY WIFE, GABRIELE S. NIMITZ, of Alabaster, Alabama, my true and lawful attorney-in-fact to do the following in my name and in my behalf:

To bargain, sell, assign, and convey, using the standard of a reasonable seller under no compulsion to sell and engaging in an arms-length bargaining transaction, to any person of my attorney's choice, all my right, title and interest in The Home And Property Located At 1324 Willow Creek Place, Alabaster, Alabama 35007, and to convey by deed or general warranty with the customary covenants; to receive, on my behalf, payment of the purchase money for the real property described above in any manner that my attorney shall deem wise; to transmit these moneys to me, and to sign, seal, execute and deliver any and all deeds, contracts, or other documents necessary to carry out the foregoing.

**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. All acts done by my Attorney hereunder shall have the same effect and inure to the benefit of and bind myself and my heirs as if I were competent, and not disabled, incapacitated, or incompetent.

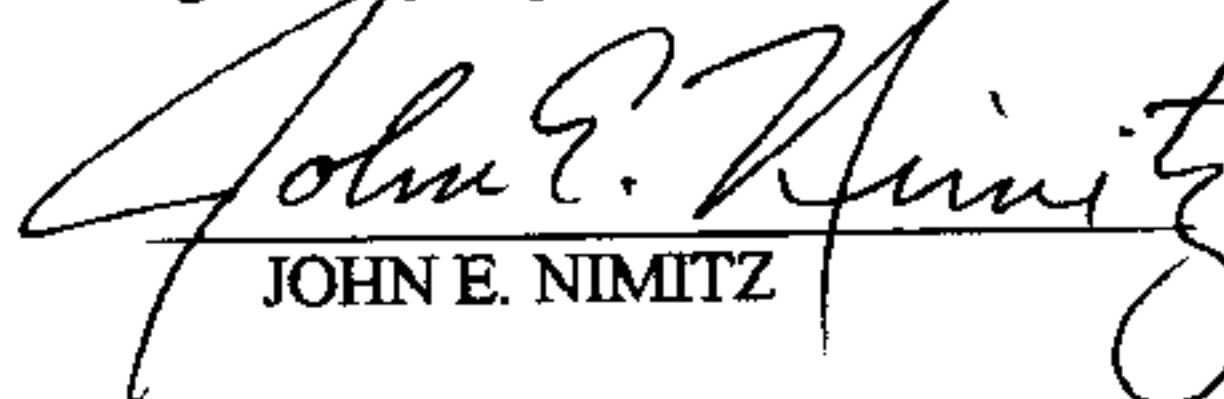
I direct my attorney-in-fact to seek legal counsel in order to determine the existence of legal requirements, such as required filing or placement of notices, which may effect the validity of this document.

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

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 30, 1999.

All business transacted hereunder for me or for my account shall be transacted in my name, and 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."

**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, June 28, 1999.

  
JOHN E. NIMITZ

Inst # 1999-31982

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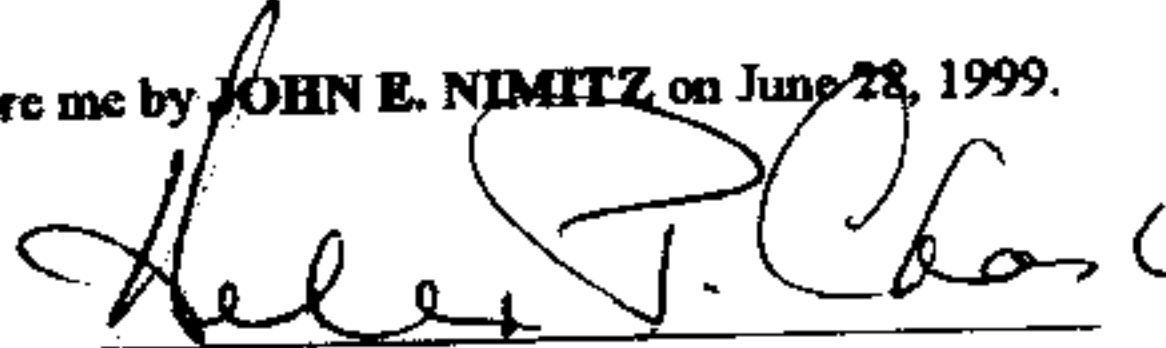
09:16 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE

002 MMS 11.00

STATE OF MARYLAND

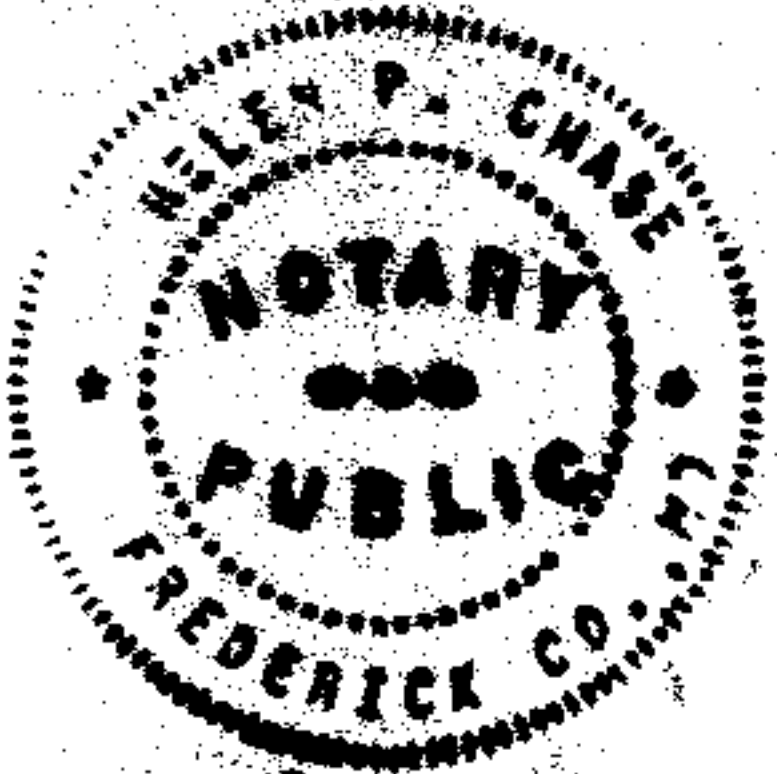
COUNTY OF FREDERICK

Subscribed, sworn to and acknowledged before me by JOHN E. NIMITZ on June 28, 1999.



HELEN P. CHASE

NOTARY PUBLIC My Commission Expires: May 1, 2002.



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