

5178

**AFFIDAVIT**  
**REGARDING NON-REVOCATION OF POWER OF ATTORNEY**

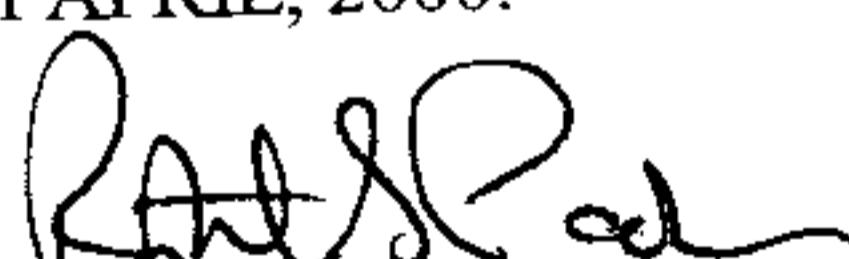
Before me, the undersigned Notary Public, in and for the State of Alabama-at-Large, personally appeared MICHAEL P. DEMOS, SR., who having been by me first duly sworn, deposed as follows:

1. My name is **MICHAEL P. DEMOS, SR.**, I am over the age of twenty-one (21) years, and have personal knowledge of the facts stated herein.
2. On Apr. 21, 2000, **BETH K. DEMOS** appointed me as attorney-in-fact under a Power of Attorney, a true and correct copy of which is attached hereto as Exhibit A.
3. I have on this day exercised the above-referenced Power of Attorney by executing Warranty Deed, and various other documents relating to the **PURCHASE** of a residence located in **SHELBY** County, Alabama, and being more particularly described as follows, to-wit:  
  
LOT 32, ACCORDING TO THE SURVEY OF SILVERLEAF, PHASE 3, AS RECORDED IN MAP BOOK 25, PAGE 40 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.
4. At the time of the execution of the above-mentioned closing documents and exercise of the Power of Attorney, I had no actual knowledge of the termination of the power by revocation or of **BETH K. DEMOS'S** death. I know **BETH K. DEMOS** to be still living, and have never been notified since the execution of the Power of Attorney that he/she/or it has revoked said power.
5. I am making this Affidavit pursuant to Code of Alabama 1975 Section 26-1-2(e).

Witness my hand and seal this the 27<sup>TH</sup> day of APRIL, 2000.

  
(L.S.)  
Affiant and Attorney-in-Fact

Subscribed and sworn to before me on this the 27<sup>TH</sup> day of APRIL, 2000.



Notary Public  
My Commission Expires: 7/1/02

Inst # 2000-15606

05/11/2000-15606  
08:23 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MHS 13.50

5178

## THIS INSTRUMENT PREPARED BY:

R. SHAN PADEN, Attorney at Law  
Paden & Paden  
Five Riverchase Ridge, Suite 100  
Birmingham, Alabama 35244-2893

STATE OF ALABAMA)

COUNTY OF SHELBY)

**DURABLE POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS, That I, the undersigned, BETH K. DEMOS, do hereby appoint MICHAEL P. DEMOS, SR. to be my lawful attorney-in-fact in all matters relating to our purchase of, 212 SILVERLEAF DRIVE, PELHAM, AL 35124, SHELBY County, Alabama from UNITED HOMEBUILDERS INC., and described below:

**LOT 32, ACCORDING TO THE SURVEY OF SILVERLEAF, PHASE 3,  
AS RECORDED IN MAP BOOK 25, PAGE 40 IN THE PROBATE  
OFFICE OF SHELBY COUNTY, ALABAMA.**

I hereby specifically authorize MICHAEL P. DEMOS, SR. to execute on my behalf all papers necessary to complete the mortgage of the above property in the amount of \$140,000.00 at a rate of 8.00% for a term of 30 years, including, but not limited to all waivers, receipts, notes, mortgages, truth-in-lending documents, deeds and any other documents required to be executed by Bank, Savings and Loan or Mortgage Company in connection with the mortgage and to do all acts and things as fully and effectual in all respects as I would do if present.

It is my intent that this Power of Attorney shall be a Durable Power of Attorney pursuant to Section 26-1-2 Code of Alabama 1975, as amended. This Power of Attorney shall not be affected by disability, incompetence or incapacity of the principal.

And I hereby declare that any act or thing lawfully done hereunder by my said attorney shall be binding on myself, and my heirs, legal personal representatives, and assigns; whether the same shall have been done before or after my death, 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 may be filed for record in any public office and shall expire 60 days from the date of execution.

WITNESS my hand and seal this 21 day of APRIL, 2000.

  
BETH K. DEMOS

STATE OF South Carolina  
COUNTY OF Onee

I, the undersigned Notary Public in and for said County in said State, hereby certify that BETH K. DEMOS, whose name is signed to the foregoing Durable Power of Attorney, and who is known to me, acknowledged before me on this day that, being informed of the contents of the Durable Power of Attorney, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 21 of APRIL, 2000.

  
Notary Public  
My commission expires: \_\_\_\_\_

My Commission Expires Aug. 31, 2008

Inst # 2000-15606

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08:23 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
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