



20050308000105920 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
03/08/2005 11:20:26AM FILED/CERT

LIMITED DURABLE POWER OF ATTORNEY

STATE OF ALABAMA)
COUNTY OF SHELBY)

KNOW ALL PERSONS BY THESE PRESENTS:

1. **Appointment of Attorney-in-Fact.** I, JAYNE M. DAY, as principal (hereinafter "Principal"), by these presents do make, constitute and appoint RICHARD DEAN DAY, as my true and lawful agent or attorney-in-fact (hereinafter "Agent") and Power of Attorney as contemplated by Section 26-1-2, Code of Alabama (1975), to do and perform for me and in my name, place and stead and for my use and benefit, to execute any and all documents, forms and instruments, including, but not limited to, the HUD-1 Settlement Statement, necessary for the purchase of that property known as:

2010 Hampton Place, Birmingham, Alabama 35242 and legally described as:

Lot 1018, according to the Map and Survey of Brook Highland, an Eddleman Community, 10th Sector, 2nd Phase, as recorded in Map Book 18, page 36 A & B, in the Probate Office of Shelby County, Alabama.

as fully and effectually to all intents and purposes as I might or could do in my own proper person, if personally present.

This Power of Attorney is strictly limited to the above described property and to the above described transaction.

This Power of Attorney shall not be affected by my disability, incompetency, or incapacity, but shall be deemed to be durable in accordance with Section 26-1-2 of the Code of Alabama (1975), as cited above.

2. **Execution and Delivery.** The execution and delivery by Agent of any conveyance, paper, instrument, deed or document in my name and behalf shall be conclusive evidence of Agent's approval of the consideration therefor, and of the form and contents thereof, and that Agent deems the execution thereof in my behalf necessary or desirable.

3. **Reliance on Authority.** Any person, firm or corporation dealing with Agent under the authority of this instrument is authorized to deliver to agent all consideration of every kind or character with respect to any transactions so entered into by agent and shall be under no duty or obligation to see or to examine into the disposition thereof. Third parties may rely upon the representation of Agent as to all matters relating to any power granted to Agent, and no person who may act in reliance upon the representation of Agent or the authority granted to Agent shall incur liability to me or my estate as a result of permitting Agent to exercise any power provided in this document.

John Gant

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4. **Limit on Agent's Authority.** Notwithstanding any provision herein to the contrary, Agent shall not satisfy any legal obligation of Agent out of any property subject to this Power of Attorney, nor may Agent exercise this power in favor of Agent, Agent's estate, Agent's creditors or the creditors of Agent's estate.

5. **Effective Date of Agent's Authority.** This Power of Attorney shall become effective immediately.

6. **Revocation.** Principal may revoke this Power of Attorney at any time by written instrument delivered to Agent. The guardian or curator of Principal may revoke this Power of Attorney by written instrument delivered to Agent. This Power of Attorney shall not be affected by my disability, incompetency or incapacity.

IN WITNESS WHEREOF, I, JAYNE M. DAY, Principal, have executed this Limited Power of Attorney on this the 23rd day of February, 2005.

Jayne M. Day
JAYNE M. DAY, PRINCIPAL

STATE OF Ohio
COUNTY OF Montgomery

I, Jayne M. Day, a Notary Public in and for said State and County, hereby certify that JAYNE M. DAY, whose name is signed to the foregoing Limited Durable Power of Attorney and who is known to me, acknowledged before me on this date that being informed of the contents of the Limited Durable Power of Attorney, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 23 day of Feb, 2005.

Joyce S. Search
NOTARY PUBLIC:
My commission expires:



JOYCE S. SEARCH, Notary Public
In and for the State of Ohio
My Commission Expires Nov. 1, 2006