

STATE OF ALABAMA  
COUNTY OF SHELBY

20060201000053370 1/1 \$11.00  
Shelby Cnty Judge of Probate, AL  
02/01/2006 03:19:03PM FILED/CERT

AFFIDAVIT  
REGARDING NON-REVOCATION OF POWER OF ATTORNEY

Before me, the undersigned Notary Public, in and for the State of Alabama, personally appeared Delaine C. Cowles, who, having been by me first duly sworn, deposed as follows:

1. My name is Delaine C. Cowles. I am over the age of twenty-one (21) years, and have personal knowledge of the facts stated herein.

2. On January 20, 2006, David C. Cowles appointed me as his Attorney-in-Fact under a Power of Attorney, a true and correct copy of which is hereby recorded simultaneously herewith.

3. I have, on this day, exercised the above referenced Power of Attorney by executing a settlement statement and deed, and various other documents relating to the sale of a residence located in Shelby County, Alabama, and being more particularly described as follows:

Lot 31, according to the Map and Survey of Old Cahaba II-B, as recorded in Map Book 30 page 28 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 David C. Cowles' death. I know David C. Cowles to be still living and have never been notified since the execution of the Power of Attorney that he has revoked said power.

5. I am making this Affidavit pursuant to Code of Alabama 1975 §26-1-2(a).

Witness my hand and seal this 31st day of January, 2006.

  
Delaine C. Cowles, Affiant and Attorney-in-Fact

Subscribed and sworn to before me on this the 31st day of January, 2006.

  
Notary Public  
My Commission Expires: 10-26-2006

2006-01-31