

STATE OF ALABAMA )

SHELBY COUNTY )



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Shelby Cnty Judge of Probate, AL  
02/22/2007 01:49:07PM FILED/CERT

### DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT I, MARGARET CLARK HAMNER, a legal resident of Shelby County, Alabama, do hereby make, constitute and appoint my daughter, LINDA H. CLAYTON, as my Attorney-in-Fact, to manage and conduct all my business affairs for me and in my name and stead, and for my use and benefit, to do and perform all acts affecting my business or property, as fully and effectually to all intents and purposes as I might or could do in my own proper person if personally present and acting for myself. THIS POWER OF ATTORNEY SHALL NOT BE AFFECTED BY THE DISABILITY, INCOMPETENCY, OR INCAPACITY OF THE PRINCIPAL.

If proceedings to appoint a guardian, curator, conservator or other fiduciary for me are hereafter commenced, I hereby nominate the said LINDA H. CLAYTON to serve as said guardian, curator, conservator or other fiduciary.

The power of my said attorney shall include (without limitation of the aforementioned general power) the following:

- a. the power to receive and receipt for any and all sums of money or payments due or to become due to me; to endorse all checks, including Social Security checks, promissory notes, drafts and bills of exchange for collection; to deposit or withdraw in my name in any bank or banks or savings institutions any and all monies collected or received by or for me; to pay any and all bills, accounts, claims and demands now or hereafter payable by me; to draw checks or drafts upon any and all bank accounts or deposits belonging to me; to purchase certificates of deposit from any bank or savings institution and dispose of the same;

*Scott Humphreys*

b. to add all my assets deemed appropriate by my said attorney to any trust I have created or of which I am a beneficiary by: assigning, transferring and delivering to said trust, its trustee or trustees or a nominee for said trust, its trustee or trustees, any or all of my stocks, bonds, other securities, cash brokerage amounts, commodity accounts and accounts in commercial or savings banks, savings and loan associations, credit unions or other financial institutions (all hereafter called "banks"), life insurance (other than insurance policies owned by my attorney on my life) and annuity policies, qualified and other employees benefit plans, individual retirement accounts or plans, real estate, mortgages, partnership, interests, investments in tangible personal property and other assets or property of any kind (real, personal or mixed) owned by me. I direct all banks, brokers, transfer agents, registrars, insurance companies, employee benefit plan and individual retirement account custodians, trustees and administrators to accept the directions of my said attorney to perform all acts necessary to make said transfers and beneficiary changes. In connection with adding all said assets to my trust or trusts, I authorize my said attorney to: (i) execute and deliver any assignments, stock powers, deeds or trust instruments, (ii) sign my name to any instrument pertaining to or required in connection with the transfer of my property to said trust, (iii) give full receipts and discharges, (iv) re-register the title to stock certificates, bonds, notes, bills and other securities, (v) change the name on bank, brokerage and commodity accounts, (vi) with draw any or all funds standing in my name in any bank, (vii) endorse and deliver to my trustee any checks, drafts, certificates of deposit, notes or other instruments for the payment of money payable to belonging to me, (viii) change life insurance beneficiaries, other than those of insurance policies owned by my said attorney on my life, (ix) elect lump sum or optional settlements of life insurance (other than those of insurance policies owned by my said attorney on my life) and annuity proceeds and proceeds from a qualified plan or an individual retirement account, (x) convey any real estate, interest in real estate, any mortgages and notes or any beneficial



interest in a trust owning real estate, and (xi) record deeds of conveyance in the appropriate land records;

- c. to make, settle, litigate or release any claim of any sort on my behalf or in my defense;
- d. to execute and sign on my behalf any and all Federal, State, and local income (including Federal and State estimated and State dividends and gains) and gift tax returns and to pay any tax due thereon.
- e. to sell, buy convey, mortgage, lease, invest, and reinvest any and all of my property, whether real or personal;
- f. to endorse, sell assign, sign over and transfer all or any part of the shares of the capital stock of any corporation standing in my name, the shares of any investment fund or mutual standing in my name, and any bonds standing in my name;
- g. to make, execute and acknowledge any and all contracts, orders, leases, bills of sale, deeds and instruments required in such management of my affairs;
- h. to disclaim any and all property interest, partially or fully, as well as any and all powers, as completely as I could do if competent
- i. to make gifts to members of my family whom my said attorney has reason to believe I would have wished to benefit, but my said attorney shall not give any more than \$10,000.00 per year (or such other amount allowed under Section 2503 of the Internal Revenue Code of 1986, or any amendment thereto) to any one donee, and purchase life, accident and health insurance on me;

The specifically enumerated powers in paragraphs (a) through (i) above are in aid and exemplification of the full, complete and general power herein granted and are not in limitation or definition thereof, and I hereby ratify and confirm whatsoever my said attorney shall lawfully do or cause to be done by authority of this instrument.

  
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This Power of Attorney has been granted by me with expectation that my said attorney may desire to file this instrument for record in the Probate Court of Shelby County, Alabama, and to exhibit certified copies hereof to any person with whom he deals hereunder. In the event that such is done, any purchaser or other person who deals with my said attorney may conclusively presume that this Power of Attorney has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 18 day of Nov,

2006. *Margaret Clark Hamner*

STATE OF ALABAMA )

SHELBY COUNTY )

Before me, the undersigned authority, hereby certify that MARGARET CLARK HAMNER whose name is signed to the foregoing Power of Attorney, and she is known to me, acknowledged before me on the day that, being informed of the contents of said Power of Attorney, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 18<sup>th</sup> day of November, 2006.

*Brenda H. Clayton*

NOTARY PUBLIC

My commission Expires: 4-27-2009



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