

## LIMITED DURABLE POWER OF ATTORNEY



20070309000107410 1/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
03/09/2007 11:17:51AM FILED/CERT

STATE OF ALABAMA)  
COUNTY OF SHELBY)

KNOW ALL MEN BY THESE PRESENTS, that, MOST REVEREND DAVID E. FOLEY, Administrator of THE DIOCESE OF BIRMINGHAM, ALABAMA, a corporation sole, being a non-profit corporation organized under the laws of the State of Alabama, (hereinafter referred to as "Principal"), does by these presents make, constitute and appoint REVEREND JOSEPH CULOTTA as his designated representative, as his true and lawful agent(s) and attorney-in-fact (hereinafter referred to as "Agent") to do and perform for me and in my name, place, and stead, and for my use and benefit, to execute the settlement statement, acknowledgment to deed/acceptance of restrictions and covenants and any and all documents necessary to complete the purchase of the following described real estate, situated in Shelby County, Alabama, to-wit:

Unit 18-A, according to a Resurvey of Lots 2A, 13A, 14A, 18A and 19A of Courtside at Brook Highland, a condominium, as established by that certain Declaration of Condominium of Courtside at Brook Highland, A Condominium, recorded as Inst No 20020521000241450 in the Probate Office of Shelby County, Alabama, as amended by the Amendment to Declaration dated May 8, 2002, recorded as Inst No 20020521000241460 and as further amended by the corrective amendment dated May 21, 2002, recorded as Inst No 20020521000241470 in said Probate Office as reflected in the Plan of Courtside at Brook Highland, a Condominium attached as Exhibit C to the said Declaration recorded as Instrument No. 20020521000241450 and separately recorded in Map Book 28 page 103 in said Probate Office.

Together with all the rights, tenements hereditaments and appurtenances thereto belonging or in any way appertaining,

with a property address of 129 Courtside Drive, Birmingham, AL 35242

including, but not limited to the Settlement Statement, acknowledgment to Deed/acceptance of restrictions and covenants and any and all other documents necessary and required for to complete the purchase of the above described property from Courtside Development, Inc., for and in consideration of the sum of \$254,200.00.

I further give and grant unto my said attorney-in-fact and agent full power and authority to do and perform every act necessary and proper to be done and the exercise of any of the foregoing powers as fully as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my Agent shall lawfully do or cause to be done by virtue hereof.

This power of attorney shall not be effected by disability, incompetency, or incapacity of Principal.

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

IN WITNESS WHEREOF, the undersigned has executed this limited power of attorney on the 26<sup>th</sup> day of February, 2007.

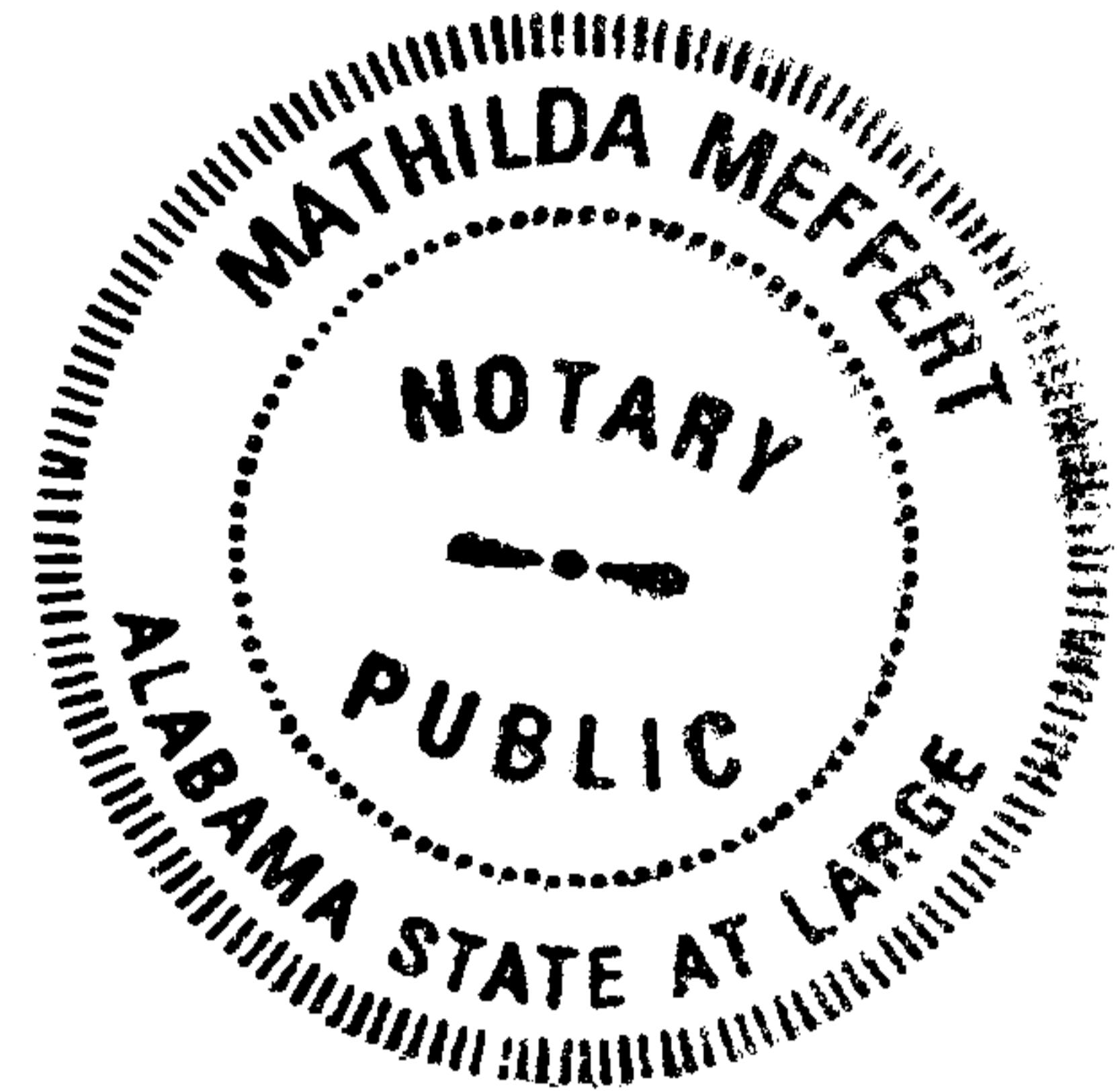
MOST REVEREND DAVID E. FOLEY,  
Administrator of The Diocese of Birmingham  
Alabama, a corporation sole

By: Most Reverend David E. Foley  
MOST REVEREND DAVID E. FOLEY  
Administrator

STATE OF Alabama)  
Jefferson COUNTY )

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that MOST REVEREND DAVID E. FOLEY, whose name as Administrator of THE DIOCESE OF BIRMINGHAM, ALABAMA, a corporation sole, being a non-profit corporation organized under the laws of the State of Alabama, is signed to the foregoing document, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing, he, as such administrator and with full authority executed the same voluntarily for and as an act of said corporation.

Given under my hand this the 26<sup>th</sup> day of February, 2007.



Mathilda R. Meffert  
Notary Public  
My commission expires: June 19, 2008

This Instrument Prepared By:  
Clayton T. Sweeney, Attorney at Law  
2700 Highway 280 East, Suite 160  
Birmingham, AL 35223

