

STATE OF ALABAMA
COUNTY OF SHELBY

Return to:
Brandon Marsh
National Title Network, Inc.
4033 Tampa Road, Ste 103
Oldsmar, FL 34677

DURABLE POWER OF ATTORNEY

145304

I, **JAMES P. HIERS**, a resident of **SHELBY COUNTY, ALABAMA**, hereinafter designated as "Principal", do hereby constitute and appoint, **FRANCES J. HIERS**, a resident of **Shelby County, Alabama**, hereinafter designated as my Attorney-in-Fact", for **SHELBY County, ALABAMA**, and all other Counties and States, including foreign countries, wherein the need may arise, for the following purposes:

Without limiting any general powers, I hereby specifically authorize said Attorney-in-Fact to do, conduct or perform the following activities for me and in my name:

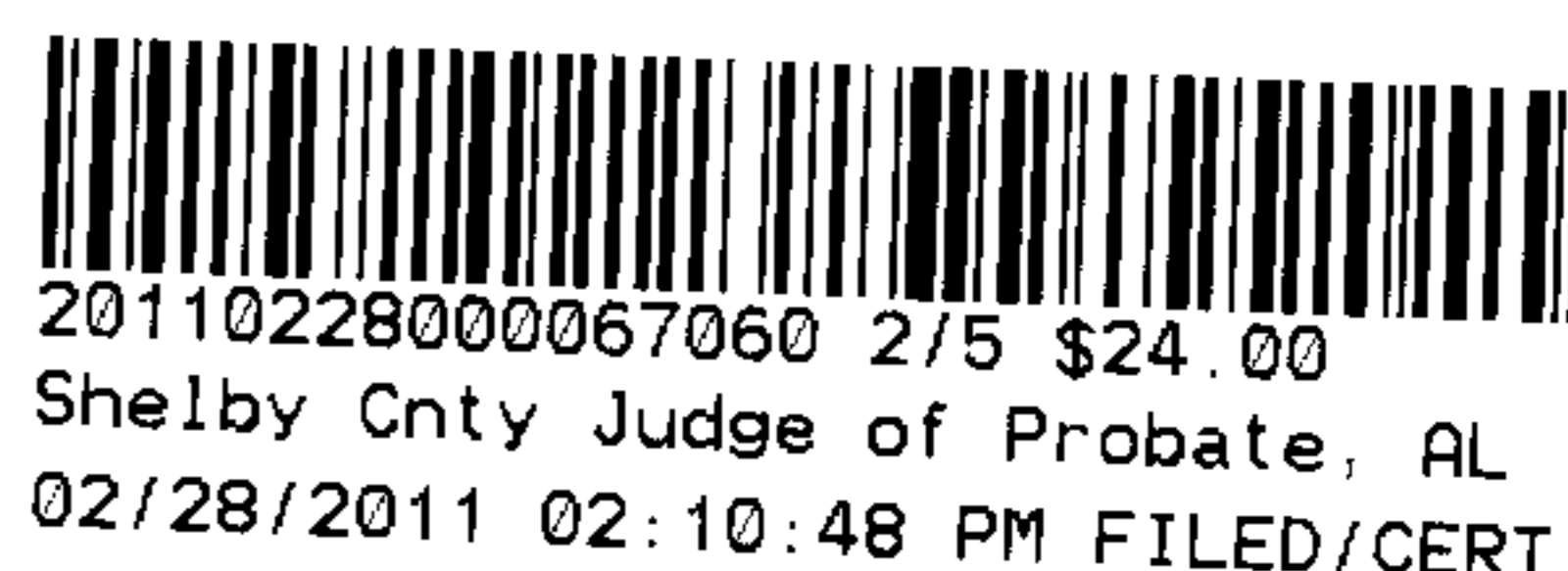
1. To enter upon or into and to take possession of any of my property, real or personal, including the contents of any safe deposit box standing in my name;
2. To demand, receive and receipt for any and all sums of money or property, real or personal, now or hereafter due to me, including, but not limited to, any bank, savings and loan association or other financial institution deposits in my name;
3. To deposit in any bank, savings and loan association or other financial institution any and all monies collected or received for me by said Attorney-in-Fact;
4. To pay any and all bills, accounts, mortgages, indebtedness, taxes, assessments, claims and demands now or hereafter payable by me;
5. To sign, endorse and deliver all checks, drafts, and instruments of like nature payable to me or by me, as said Attorney-in-Fact may deem proper;
6. To borrow money and to sign and deliver any bond, note or other evidence of debt or other instrument in writing necessary or proper in connection with any such loan;
7. To endorse, assign, pledge, mortgage or hypothecate any and all of my property, real or personal, as security for any loan, on such terms as said Attorney-in-Fact may deem proper;
8. To sell, lease and dispose of any or all of my property, real or personal, for such prices and upon such terms of credit or otherwise as said Attorney-in-Fact may deem proper;
9. To execute and deliver to the purchasers or lessees of my property, real or personal, appropriate contracts, bills of sale, leases, assignments, deeds, land contracts or other instruments of conveyance for transfer thereof, with or without covenants of warranty or similar covenants;
10. To vote any shares of stock in any corporation standing in my name, with the full power of substitution in the exercise of such rights, and for said purpose to execute and deliver all necessary proxies;
11. To insure any of my property, real or personal, in such amounts and on such terms as said Attorney-in-Fact may deem proper;
12. To buy or otherwise acquire and hold, in such name or names as said Attorney-in-Fact may deem proper, property, real or personal, for such prices and upon such terms

of credit or otherwise as said Attorney-in-Fact shall deem proper, and to sign and deliver such instruments and make such payments as may be appropriate or incidental to any such purchase, acquisition or holding;

13. To commence and carry on, or to defend, at law or in equity, all actions, suits and other proceedings in which I or my real or personal property may be in any way concerned;
14. To compound, compromise, settle and adjust all claims (including federal, state or local tax claims) in favor of or against me, upon such terms as said Attorney-in-Fact may deem proper;
15. To prepare, execute and file any tax returns, local, state or federal, and to retrieve any refund claims thereon, and to communicate or deal with any governmental taxing authority on my behalf;
16. To assign or convey any or all of my property, real or personal, to any trust, which I have previously established but have retained the right to revoke, at such times as said Attorney-in-Fact may deem appropriate, and to execute and deliver to the trustee of any such trust appropriate assignments, deeds and other instruments of conveyance or transfer pertaining thereto;
17. To employ and pay reasonable compensation to agents, accountants, Attorney-in-Fact, and investment counsel to assist in the exercise of any of the foregoing or hereinafter designated powers;
18. To discuss with and obtain information or documentation from my physicians, medical staff personnel who are or have been involved in my treatment, hospital staff personnel who are or have been involved in my treatment, medical billing departments or agents thereof regarding my medical debts, pharmaceutical distributors, agents for my health and medical insurance companies, governmental agencies, and any and all other persons or entities with whom my Attorney-in-Fact may deem it necessary or appropriate to confer, in regard to my health and medical condition, treatment or debts; and
19. To do, conduct and perform any and all other duties, tasks or activities which I have, or, except for my intervening disabilities, would have the power and authority to do, conduct or perform for myself, without the implementation of any reservations or limitations upon said Attorney-in-Fact.

This instrument shall be construed as a complete and Durable Power of Attorney, and shall vest in said Attorney-in-Fact, full power and authority to conduct and perform all of the above designated activities, as well as any and all of my other personal, business or tax matters of whatever nature, which I have the power and authority to do, conduct and perform for myself, without any limitations whatsoever. The herein designated Attorney-in-Fact shall have the authority to act in the performance or undertaking of any of the above designated activities, for my benefit.

This Durable Power of Attorney shall not be affected by the disability, incompetency or legal incapacity of myself, as Principal; and all acts done or performed by said Attorney-in-Fact pursuant to the powers granted herein during any period of disability, incompetency or



incapacity of me, as Principal, shall have the same effect and inure the benefit of, and bind me and my successors in interest as if I were competent, not disabled and not incapacitated.


If, following execution of this Durable Power of Attorney, a Court of my domicile appoints a guardian, conservator or other fiduciary charged with the management of my estate, or any portion thereof, I hereby nominate the herein-named Attorney-in-Fact to serve as my guardian, conservator or other fiduciary.

This Durable Power of Attorney is intended to allow my Attorney-in-Fact, in the performance of any duties or acts hereinabove authorized, to execute the signature of said Attorney-in-Fact upon any instrument or document pertaining to any of the matters set forth herein, undertaken for my benefit, and same will bind myself, my estate, successors or assigns, as though I had executed such instrument or document.


I specifically revoke any and all prior Powers of Attorney issued by me to any other Attorney-in-Fact, and direct that same shall be hereby cancelled, nullified, voided and held for naught.

I hereby direct that any person or entity dealing with my Attorney-in-Fact, regarding personal, business or tax matters relating to me or my property, shall honor a copy or duplicate of this Durable Power of Attorney, and construe same as an original hereof.

This Durable Power of Attorney shall remain in full force and effect, until such time as I revoke same by written instrument recorded with the Probate Judge of the County in which I reside, or destroy the original of said Durable Power of Attorney. I understand that I may revoke this Durable Power of Attorney at any time.




JAMES P. HIERS
His "X" Mark

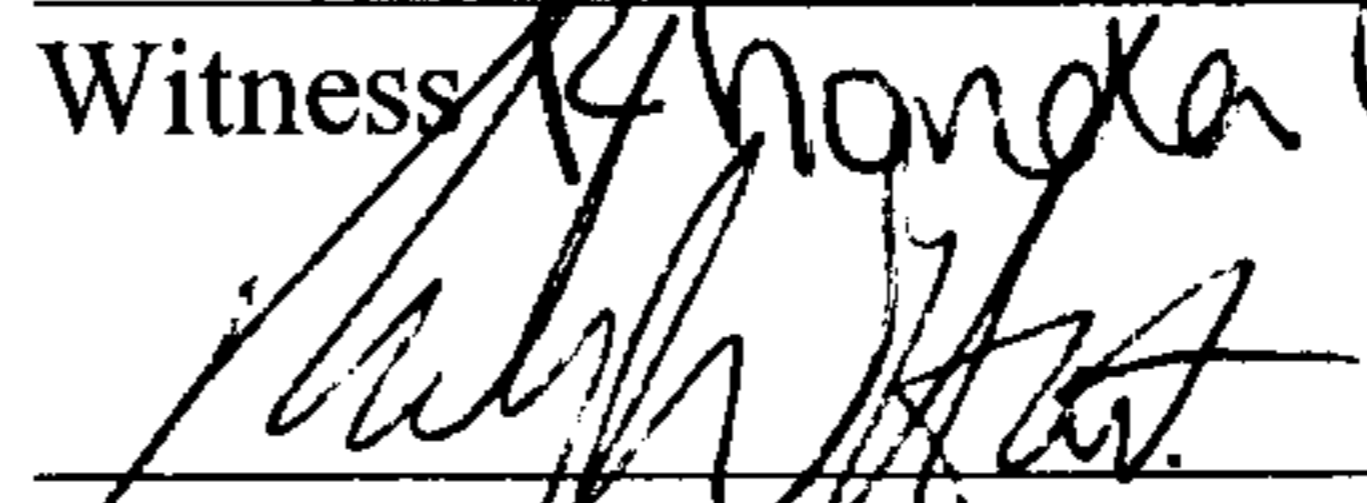

20110228000067060 3/5 \$24.00
Shelby Cnty Judge of Probate, AL
02/28/2011 02:10:48 PM FILED/CERT

Attestation Clause

We, the undersigned witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Principal signs and executes this instrument as his Durable Power of Attorney by attaching His "X" Mark, (due to his inability to write) and that he signs it willingly, and that each of us, in the presence and hearing of the Principal, hereby signs this Will as witness to the Principal's signing, and that to the best of our knowledge, the Principal is nineteen (19) years of age or older, of sound mind, and under no constraint or undue influence. The drafting attorney has read and explained the contents of this Durable Power of Attorney to the Principal in our presence.

5264 Sunny Meadows Dr
B'ham, AL 35242
Address
710 Scout Creek Trl
Birmingham, AL 35244
Address



Witness Rhonda L. Melton


Witness Rodney W. Hart

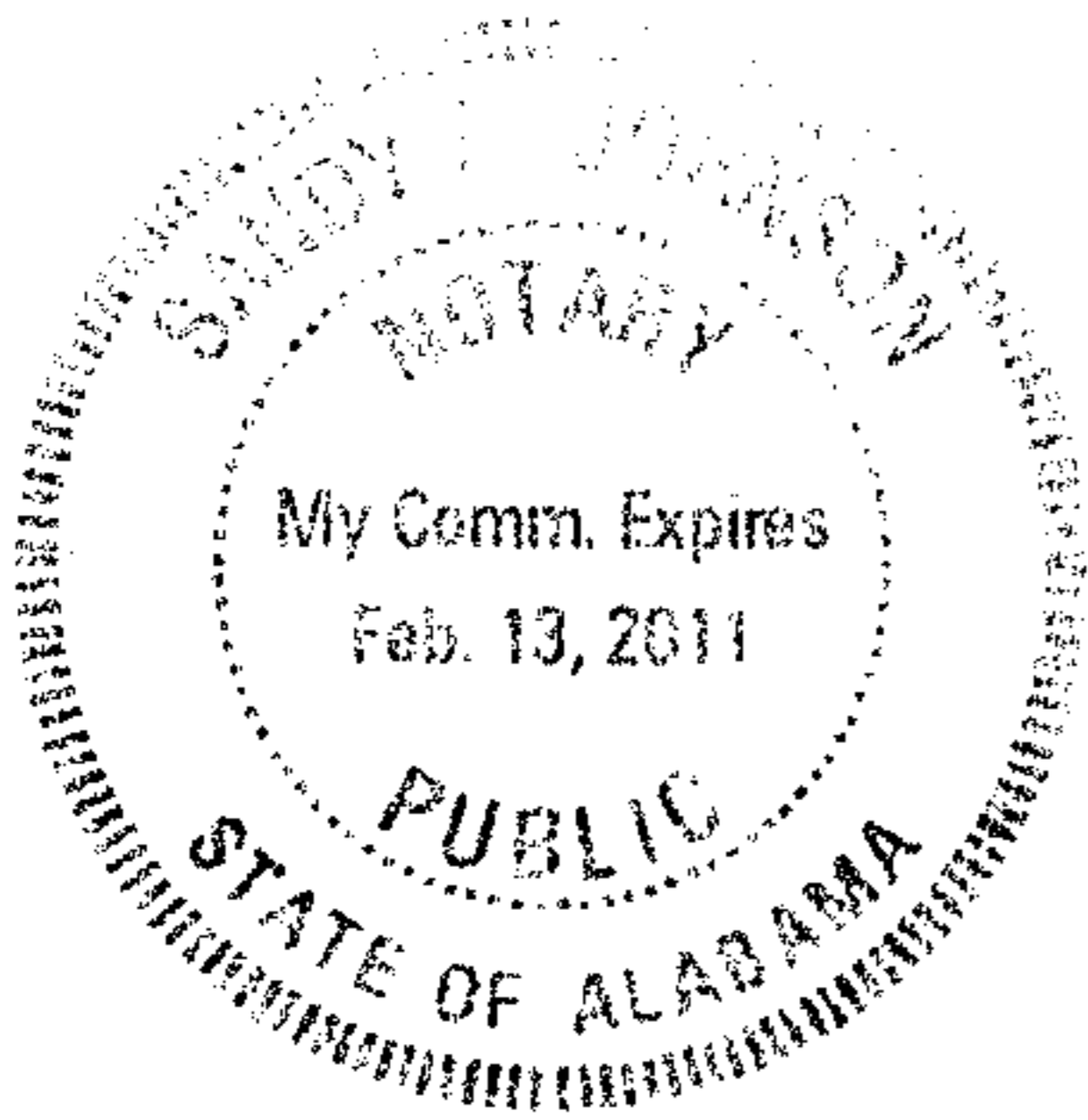
STATE OF ALABAMA
COUNTY OF SHELBY

General Acknowledgment

Subscribed, sworn to and acknowledged before me by **JAMES P. HIERS**, the Principal, and
subscribed and sworn to before me by his witnesses,

Rhonda C. Melton & Rodney W. Hart

Done this 18th day of September, 2009.



Sandy F. Johnson
Notary Public *Sandy F. Johnson*
My Commission Expires:

Prepared By:

National Title Network, Inc.
4033 Tampa Road, Ste 103
Oldsmar, FL 34677

~~Pelham, Alabama 35124~~

~~(205) 445-1619~~

Brandon Marsh



20110228000067060 4/5 \$24.00
Shelby Cnty Judge of Probate, AL
02/28/2011 02:10:48 PM FILED/CERT



20110228000067060 5/5 \$24.00
Shelby Cnty Judge of Probate, AL
02/28/2011 02:10:48 PM FILED/CERT

EXHIBIT "A"

LEGAL DESCRIPTION

LOT 37, ACCORDING TO THE FINAL PLAT OF HIGH RIDGE VILLAGE, PHASE 6, AS RECORDED IN MAP BOOK 30, PAGE 114 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.