

STATE OF ALABAMA)
SHELBY COUNTY)

20130211000059810 1/4 \$21.00
Shelby Cnty Judge of Probate, AL
02/11/2013 03:27:15 PM FILED/CERT

LOST INSTRUMENT AFFIDAVIT

Before me, the undersigned authority in and for said State at Large, did on this day personally appear John H. Henson, who is known to me and after first being duly sworn, did testify and affirm as follows, to wit:

My name is John H. Henson. I am an attorney and am licensed to practice law in the State of Alabama. I am over the age of nineteen years and have personal knowledge of the matters set forth herein.

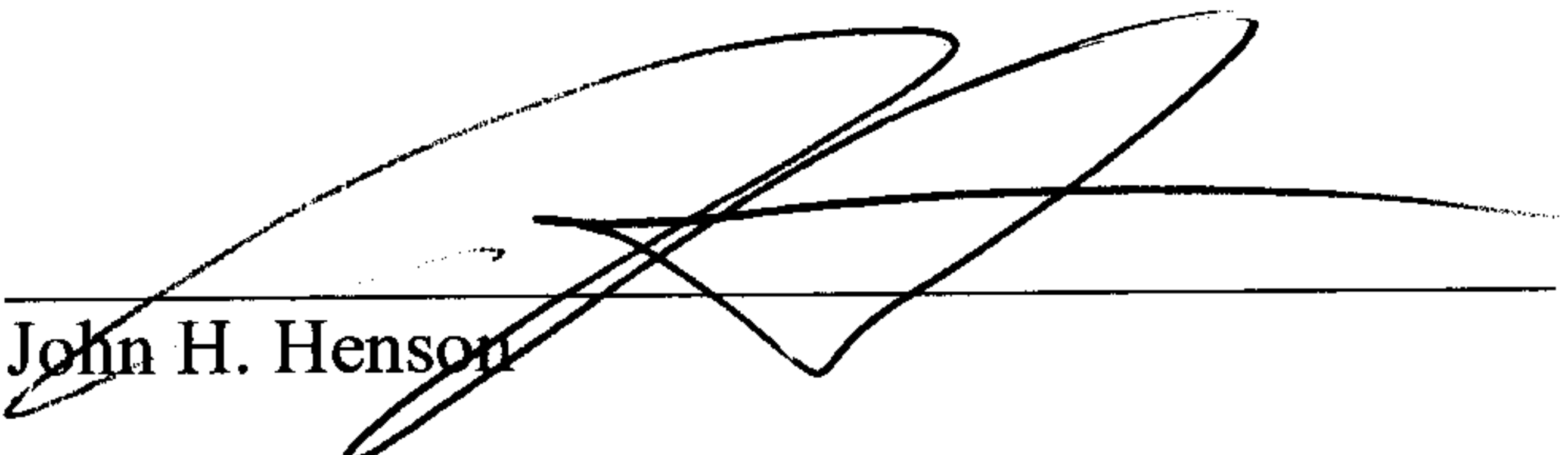
On or about November 6, 2012, I performed a closing for the following property:

Lot 11, according to the Amended Map of Southpointe, Fourth Sector, as recorded in Map Book 13, Page 114, in the Probate Office of Shelby County, Alabama.

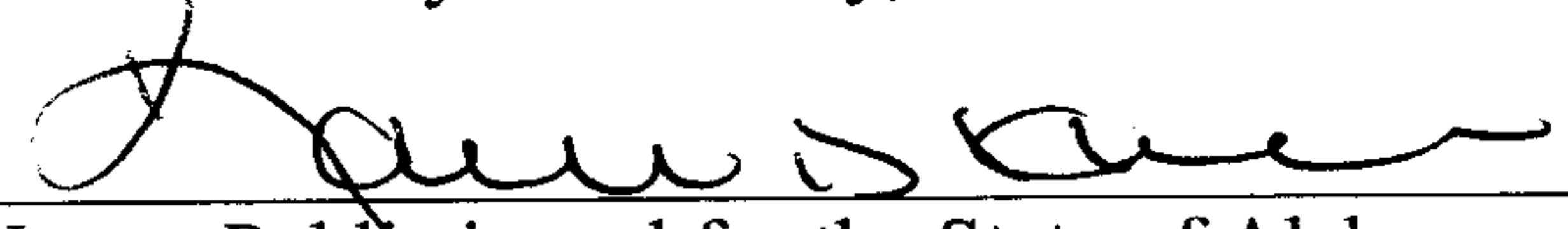
The property was acquired by Rynele M. Mardis and Carolyn Mardis. At the time of closing, a Power of Attorney was used for Rynele M. Mardis. A certified true and correct copy of the Power of Attorney is attached.

This affidavit is being recorded due to the unavailability of the original Power of Attorney.

Further, affiant sayeth not.


John H. Henson

Sworn and Subscribed before me on this the 5th day of February, 2013.


Notary Public in and for the State of Alabama
At Large

My Commission Expires: _____





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PREAMBLE: This is a MILITARY POWER OF ATTORNEY prepared pursuant to Title 10 United States Code, Section 1044b, and executed by a person authorized to receive legal assistance from the military services. Federal law exempts this power of attorney from any requirement of form, substance, formality, or recording that is prescribed for powers of attorney by the laws of a state, the District of Columbia, or a territory, commonwealth or possession of the United States. Federal law specifies that this power of attorney shall be given the same legal effect as a power of attorney prepared and executed in accordance with the laws of the jurisdiction where it is presented.

DURABLE POWER OF ATTORNEY

KNOW EVERYONE BY THESE PRESENTS, which are intended to constitute a Durable Power of Attorney, **THAT I, Rynele M. Mardis**, having an address at 4709 Court R, Birmingham, Alabama 35208, hereby make, constitute and **appoint my wife, Carolyn A. Mardis**, having an address at 1937 Valewood Circle, Birmingham, Alabama 35244, as my attorney-in-fact TO ACT in my name, place and stead in any way which I could do, if I were personally present, to the extent that I am permitted by law to act through an agent with respect to the following matters:

I authorize my attorney-in-fact to purchase, in my name and on my behalf with my full approval, the total of one (1) real property located within the State of Alabama, together with all improvements thereon and rights relating thereto, in such manner, at such times, for such prices, and upon such terms and conditions as my attorney-in-fact may deem necessary or appropriate; to possess, recover, manage, hold, control, develop, subdivide, partition, or otherwise deal with the property; to make repairs, replacements and improvements, structural or otherwise; to borrow money at such interest rates and upon such terms and conditions as my attorney-in-fact may deem necessary or appropriate, and to provide security therefore by mortgage or pledge of any property; to satisfy, discharge, release or extend the term of any mortgage or deed of trust; to apply for zoning, rezoning or other governmental permits; to pay, compromise or contest real estate taxes, assessments, water charges and sewer rents; to abstain from the payment of real estate taxes, assessments, water charges and sewer rents, repairs, maintenance and upkeep of the property; to abandon property if deemed to be worthless or not of sufficient value to warrant keeping or protecting; to permit property to be lost by tax sale, foreclosure or other proceeding or to convey property for a nominal consideration or without consideration; to negotiate, execute, acknowledge and deliver all contracts, purchase agreements, brokerage agreements, amendments, deeds, leases, mortgages, notes, security agreements, checks, drafts, guarantees, bills of purchase, assignments, extensions, satisfactions, releases, waivers, consents, affidavits, transfer tax returns, closing documents, and any other agreements, writings and instruments of any nature affecting the property, as my attorney-in-fact may deem necessary or appropriate; to deposit any sums to any bank, savings or similar account maintained by me in connection with the property or the purchase thereof; to deal with all matters relating to insurance regarding the property, including the procurement and maintenance thereof; to

prosecute, defend, intervene in, arbitrate, appeal, compromise, settle and otherwise deal with any claim, action or proceeding in connection with the property or the purchase thereof; to employ such agents, attorneys, accountants, investment counsel, trustees, caretakers and other persons and entities providing services or advice, irrespective of whether my attorney-in-fact may be associated therewith, and to rely upon information or advice furnished thereby or to ignore the same, and to delegate duties hereunder and pay such compensation, as my attorney-in-fact may deem necessary or appropriate; to do, execute, perform and finish for me and in my name all things which my attorney-in-fact shall deem necessary or appropriate in connection with the purchase of the real property.

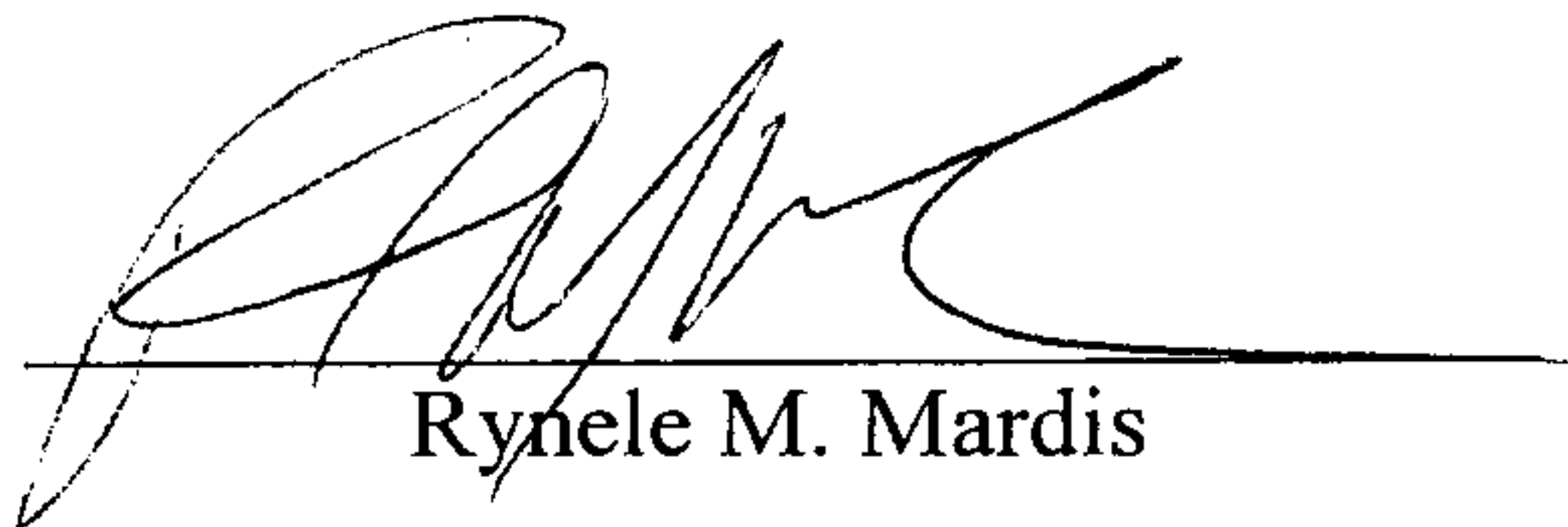
This power of attorney is a durable power of attorney, and it shall not be affected by my becoming disabled, incompetent or incapacitated. It is my intent that the authority conferred herein shall be exercisable notwithstanding my physical disability or mental incompetence.

This power of attorney, however, shall terminate on September 13, 2013.

To induce any third party to act hereunder, I hereby agree that any third party receiving a duly executed copy or facsimile of this power of attorney may act hereunder, and that revocation or termination hereof shall be ineffective as to such third party unless and until actual notice or knowledge of such revocation or termination shall have been received by such third party. I, for myself and my heirs, executors, legal representatives and assigns, hereby agree to indemnify and hold harmless any such third party from and against any and all claims that may arise against such third party by reason of such third party having relied upon the provisions of this power of attorney.

This power of attorney shall be governed by Alabama law, although I request that it be honored in any state or other location in which I or my property may be found. If any provisions hereof shall be unenforceable or invalid, such unenforceability or invalidity shall not affect the remaining provisions of this power of attorney.

IN WITNESS WHEREOF, I have executed this power of attorney this 13th day of September, 2012.


Rynele M. Mardis

WITH THE UNITED STATES ARMED FORCES
AT FORT DIX, NEW JERSEY 08640

I, Nicholas Mitchell, DoD Attorney, a person authorized to administer oaths under Title 10 U.S.C. 1044a, hereby certify that Rynele M. Mardis, whose name is signed to the

foregoing power of attorney, and who is known to me, acknowledged before me on this day that, being informed of the contents of said power of attorney, he executed the same voluntarily on this 13th day of September, 2012.

Given under my hand this 13th day of September, 2012.

I, the undersigned officer, do hereby certify that I am, on the date of this certificate, a person with the power described in Title 10 U.S.C. 1044a of the grade, branch of service, and organization stated below in the active service of the United States Armed Forces, or an authorized civilian attorney under Title 10 U.S.C. 1044a, and that by statute no seal is required on this certificate, under authority granted to me by Title 10 U.S.C. 1044a.


Officer

Name of Officer and Position: Nicholas Mitchell, DoD Attorney
Grade and Branch of Service: GS-12, Army
Command or Organization: ASA Dix, Fort Dix, New Jersey 08640