

By way of partition of the real estate of their deceased father, John Henry Cox, in and to which they have heretofore been owners as tenants in common, all of the undersigned parties have covenanted and agreed that C. Shuford Cox and Florinda Cox Dill shall take the sum of \$6,600.00 each as their full right, title and interest in and to said real estate, and that the interest of Horace N. Cox will be the conveyance to him outright of that portion of Dellvista Heights Subdivision designated as the "Home Tract", containing 3.90 acres, more or less, in addition to all the rest and remainder of any sums becoming due on said Note and Mortgage, thus,

THIRD, our attorney shall equally divide all monies authorized to be collected by him between C. Shuford Cox, Horace N. Cox and Florinda Cox Dill, and shall forthwith pay over and distribute to each of them the same until C. Shuford Cox and Florinda Cox Dill shall have each received a total sum of \$6,600.00, without interest, after which event our attorney, for us and in our place and stead, and on behalf of himself individually, shall in due form of law assign all of the right, title and interest of the undersigned in and to said Note and Mortgage to Horace N. Cox, who shall then be deemed for all purposes whatsoever to be and become the sole owner thereof. In this connection, Horace N. Cox shall have the option to have our attorney pay over any sums coming to him, as above set forth, in full prepayment of the \$6,600.00 interests of C. Shuford Cox and Florinda Cox Dill.

No party or parties dealing with our attorney shall be liable to see to the application of the proceeds herein authorized to be collected by him.

Anything which our attorney shall do in pursuance of these presents after revocation of this power of attorney by us shall be valid in favor of such person or persons claiming the benefit thereof who before the doing thereof shall not have had notice of such revocation. We do hereby ratify and confirm all acts and deeds which our attorney shall cause to be done in pursuance of these authorities, including such acts and deeds as he shall perform between the revocation hereof by our deaths and notice of such revocation reaching our attorney.

The terms and conditions of this Power of Attorney and Agreement shall inure to the benefit of, and become binding upon, the undersigned parties, their heirs, assigns, executors and administrators.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 15th day of June, A. D., 1963.

In the Presence of:

R.C. Dill

John D. Dillard

C. Shuford Cox (LS)

Florinda C. Dill (LS)

HN Cox (LS)

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