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matters have been resolved by order of a court of competent jurisdiction from which no right of appeal exists.

4. Nothing contained herein shall be construed to prohibit the right of Allene Smith Jones to execute releases and subordinations in accordance with her agreement as custodian now in full force and effect between certain of the parties, granting this power of attorney, it being intended that either Allene Smith Jones or John M. Dillard, or his successors, shall have such right to execute releases and subordinations, note and mortgage. All arrangements between the parties or under any court order or decree for Allene Smith Jones to serve as custodian of the funds and to have and exercise any other powers with respect to the notes and mortgages, shall continue in full force and effect.

5. All charges and expenses incurred by the said John M. Dillard as Attorney-in-Fact in executing said releases shall be paid by Asheton, Inc. its successors and assigns.

6. In the event of the death, disability or resignation of John M. Dillard as Attorney-in-Fact, the undersigned parties agree to appoint a successor third party as Attorney-in-Fact for the same purposes hereunder.

7. The undersigned agree that John M. Dillard, as their Attorney-in-Fact, shall have no liability for any acts or deeds done or executed by him hereunder except for willful misconduct done in bad faith. If the authority contained herein shall be revoked or terminated by operation of law without notice, the undersigned agree on behalf of themselves, their executors, administrators, heirs and assigns, in consideration of said Attorney-in-Fact's willingness to act pursuant to this Power of Attorney to save and hold John M. Dillard, as Attorney-in-Fact, harmless from any loss suffered or liability incurred by said Attorney-in-Fact in so acting after such revocation or termination without notice.

8. This Power of Attorney is coupled with an interest and shall continue in effect until terminated by law or until the notes and

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