

I certified that it is a true a correct copy

Joshua P. 3/5/09

COPY - Original filed at
Martin, Lord & Osman, P.A.
Laconia NH



20090305000081730 1/6 \$26.00
Shelby Cnty Judge of Probate, AL
03/05/2009 04:07:44PM FILED/CERT

DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that I, WILLIAM J. GYOREK, of Chelsea, Alabama, do hereby appoint my wife, Vyella F. Gyorek, of Chelsea, Alabama, my sole agent and attorney-in-fact.

In the event that the person I appoint above is unable or declines to serve as endorsed hereon, then I hereby appoint my daughter, F. Elaine Real, of Leeds, Alabama, as my alternate sole agent and attorney-in-fact.

My attorney-in-fact shall have full power and authority to act for me and in my name and stead with respect to any and all business of every sort, kind, nature and description which may now or hereafter relate to my affairs, personal property, or real property, or which I could lawfully transact in my own behalf if present, and in that connection, without limiting the generality of the foregoing, I authorize my sole agent and attorney-in-fact:

1. To act in all respects regarding any insurance policies which I own or in which I have or may have a beneficial interest, including but not limited to the following acts: transfer of ownership, change of beneficiary, cancellation of policy, purchase of insurance or additional insurance and exercise of any options available with respect to said policies;
2. To collect or pay out any money; to make, sign and deliver checks and drafts against any account which I may have in any bank; to accept or endorse all checks, drafts and bills payable to me; to make disbursements of monies belonging to me in such manner, at such times and for such purposes as my attorney may, in my attorney's sole discretion and judgment, deem best;
3. To exercise general supervision and control over any securities and other personal property of any nature whatsoever belonging to me;
4. To vote all stocks, in person or by proxy, and to collect dividends, profits or accruals therefrom and thereon, and to invest, sell, reinvest and manage the same, all as my attorney may, in

my attorney's sole discretion and judgment, deem best;

5. To demand and receive, sue for and recover any and all monies or rights of any nature whatsoever and from whatever source derived that may now be due to me or which may at any time hereafter become due and to give in all respects proper receipts, releases and acquittances therefor, with no liability on the part of any obligor making payments to my attorney to see to the application of the proceeds of such payments or collections;

6. To borrow as deemed advisable and to pledge or mortgage my real and personal property as security for any such loans;

7. To commence and prosecute, or to defend all legal actions and proceedings involving any matter in which I may have an interest or concern;

8. To represent me and appoint others to represent me in all tax matters before all officers of the Internal Revenue Service and any State Department of Revenue; and to make and verify income tax returns (whether joint income tax returns or individual), claims for refund, requests for extension of time and consents in my name; to execute petitions to the Tax Court and complaints in the Federal and State courts and cause me to be represented in such proceedings;

9. To sell for cash or on terms, rent, lease, mortgage, repair, improve and maintain real property; collect rent, notes and mortgages received upon sale of real property and to pay all taxes, charges, interest or other expenses incidental thereto;

10. To make gifts on my behalf to my agent and to others to take advantage of any tax savings opportunities to my estate conditioned upon my estate being of sufficient value to provide for my adequate and comfortable care during my lifetime;

11. To have full access to any safe deposit box rented in my name, to remove the contents and surrender the box;

12. To apply to the Social Security Administration to become representative payee of my Social Security benefit payments and to then act as my representative payee in accordance with

applicable law;

13. To make any and all applications to other State or Federal medical or other assistance programs for benefits to which I may be entitled and to make any transfers relating thereto to my agent and to others, in accordance with my estate planning documents, even if the proposed transfer leaves me without sufficient assets or income to provide for my care without relying on Medicaid, other public assistance or charity;

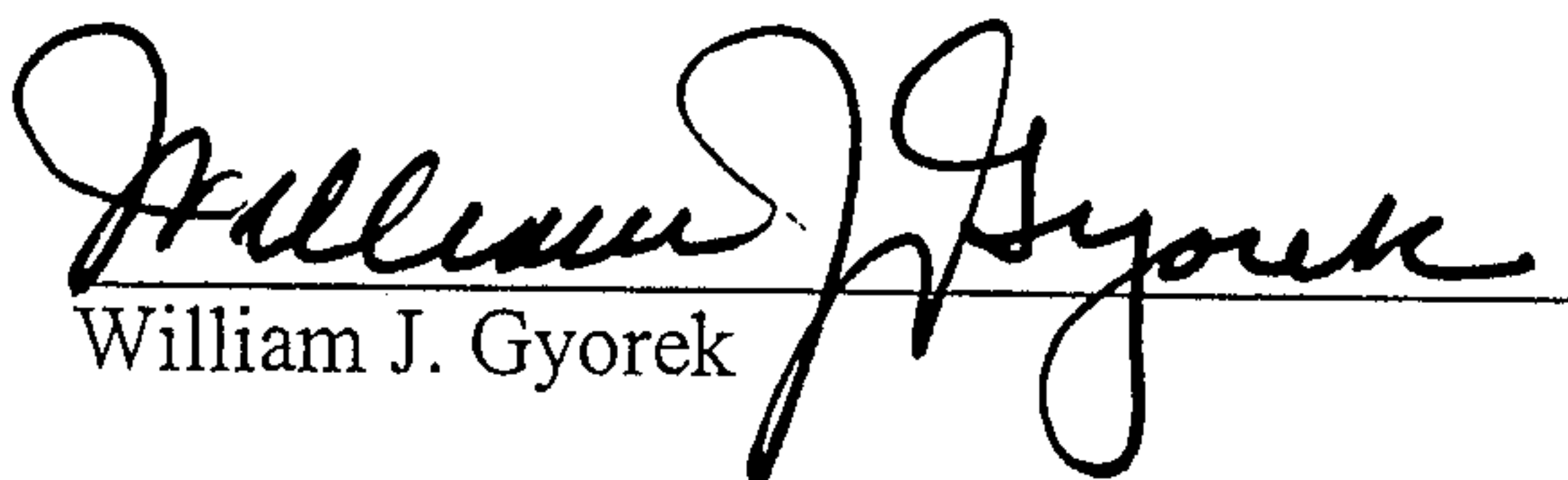
14. To execute any documents necessary to authorize the disclosure of my Protected Health Information to my agent or to others; and

15. To make, execute and deliver any document or paper, under seal or otherwise, necessary to carry out the purposes and intent hereof.

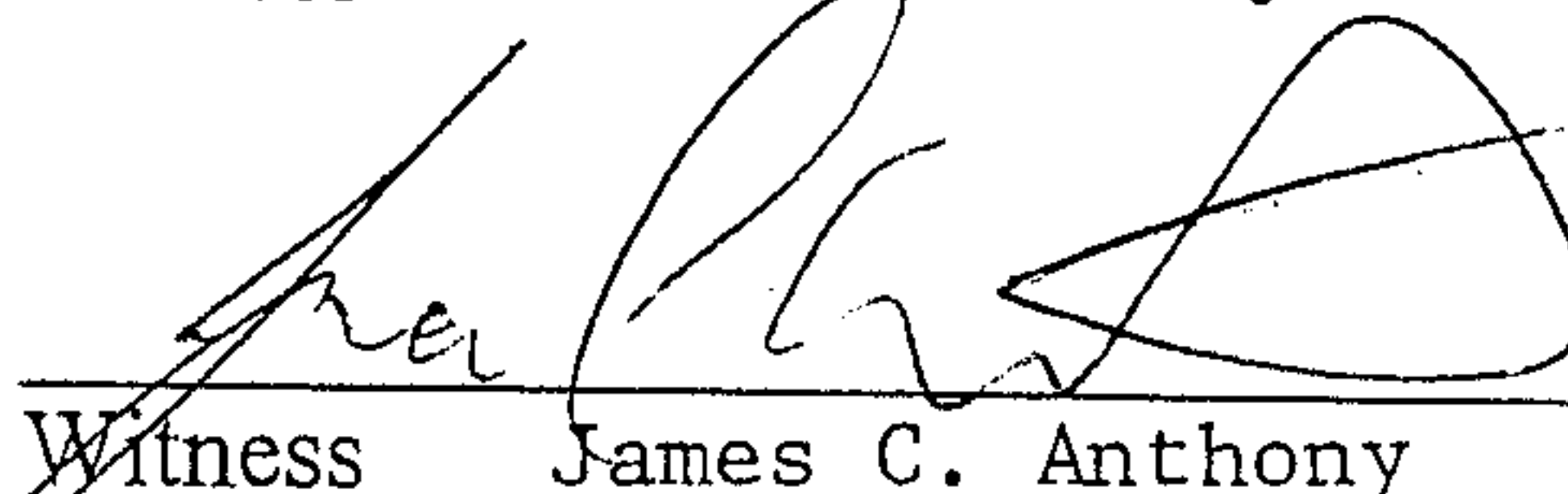
And I hereby ratify and confirm each and every act which my agent and attorney-in-fact may do under and by authority hereof and hereby agree to be as firmly bound thereby as if I had done them myself.

This Durable Power of Attorney shall not be affected by the subsequent disability or incompetence of the principal.

IN WITNESS WHEREOF, I have hereunto set my hand this 4 day of August, 2005.


William J. Gyorek


Witness Charles R. Taylor


Witness James C. Anthony

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STATE OF ALABAMA

COUNTY OF Shelby

On this 4th day of August, 2005, before me, the undersigned officer, personally appeared William J. Gyorek, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

Beverly McCloskey


Notary Public

My Commission Expires: 8-9-06

INFORMATION CONCERNING THE DURABLE POWER OF ATTORNEY

THIS IS AN IMPORTANT LEGAL DOCUMENT. BEFORE SIGNING THIS DOCUMENT YOU SHOULD KNOW THESE IMPORTANT FACTS:

Notice to the Principal: As the "Principal" you are using this Durable Power of Attorney to grant power to another person (called the "Agent" or "Attorney in Fact") to make decisions, including, but not limited to, decisions concerning your money, property, or both, and to use your money, property, or both on your behalf. If this written Durable Power of Attorney does not limit the powers that you give to your Agent, your Agent will have broad and sweeping powers to sell or otherwise dispose of your property, and to spend your money without advance notice to you or approval by you. Under this document, your agent will continue to have these powers after you become incapacitated, and unless otherwise indicated your Agent will have these powers before you become incapacitated. You have the right to retain this Power and not to release this Power until you instruct your attorney or any other person who may hold this Power of Attorney to so release it to your Agent pursuant to written instructions. You have the right to revoke or take back this Durable Power of Attorney at any time, so long as you are of sound mind. If there is anything about this Durable Power of Attorney that you do not understand, you should seek professional advice.


Principal, William J. Gyorek

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I, Vyella F Gyorek, have read the attached power of attorney and am the person identified as the Agent for the Principal. I hereby acknowledge that when I act as Agent or "attorney in fact," I am given power under this Durable Power of Attorney to make decisions about money, property, or both belonging to the Principal, and to spend the Principal's money, property, or both on the Principal's behalf, in accordance with the terms of this Durable Power of Attorney. This Durable Power of Attorney is valid only if the Principal is of sound mind when the Principal signs it. When acting in the capacity of Agent, I am under a duty (called a "fiduciary duty") to observe the standards observed by a prudent person, which means the use of those powers that is reasonable in view of the interests of the Principal and in view of the way in which a person of ordinary judgment would act in carrying out that person's own affairs. If the exercise of my acts is called into question, the burden will be upon me to prove that I acted under the standards of a fiduciary. As the Agent, I am not entitled to use the money or property for my own benefit or to make gifts to myself or others unless the Durable Power of Attorney specifically gives me the authority to do so. As the Agent, my authority under this Durable Power of Attorney will end when the Principal dies and I will not have the authority to manage or dispose of any property or administer the estate unless I am authorized to do so by a New Hampshire Probate Court. If I violate my fiduciary duty under this Durable Power of Attorney, I may be liable for damages and may be subject to criminal prosecution. If there is anything about this Durable Power of Attorney, or my duties under it, that I do not understand, I understand that I should seek professional advice.

Vyella F. Gyorek
Agent