

THIS INSTRUMENT PREPARED
BOBBI MATHENY
109 Chesser Lane
Chelsea, Alabama 35043

DURABLE POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

1. **Power of Attorney:** I, BOBBIE WINTER MATHENY also know as BOBBI MATHENY of CHELSEA, ALABAMA, do hereby make, constitute, and appoint, my son, Jason Shane Beneke of Columbiana, Alabama, as my true and lawful Attorney-In-Fact, for me and in my name, place, and stead and on behalf of me for my use and benefit to do each of the following things:
 - (a) **General Powers.** Generally to do, sign, or perform in my name, place, and stead any act, deed, matter, or thing whatsoever, that ought to be done, signed, or performed, or that in the opinion of the Attorney-In-Fact ought to be done, signed, or performed in and about the premises, of every nature and kind whatsoever, to all intents and purposes whatsoever, as fully and effectually as I could do if personally present and acting. The enumeration of specific powers hereunder shall not in any way limit the general powers conferred herein, and totally provide or have provided health care for me, as if I were signing myself.
 - (b) **Monies.** To receive from or disburse to any source whatever monies through checking or savings or other accounts or otherwise, to endorse, sign, and issue checks, withdrawal receipts, or any other instrument, and to open and close any accounts in my name along or jointly with any other person.
 - (c) **Real and Personal Property.** To buy, lease, sell, alter, maintain, pledge, or in any way deal with real and personal property and sign each instrument necessary or advisable to complete any real or personal property transaction, including but not limited to, deeds, deeds of trust, closing statements, notes, and bills of sale.
 - (d) **Tax Returns.** To make, sign, and file each income or gift tax return or declaration required by the United States or any state, county, municipal or other legally constituted authority for any period of time prior to my death, and otherwise to represent me in all tax matters.
 - (e) **Insurance.** To acquire, maintain, cancel, or in any manner deal with any policy of life, accident, disability, hospitalization, medical, or casualty insurance, and to prosecute each claim for benefits due under any policy.
 - (f) **Litigation.** To sue, defend, or compromise suits and legal actions and to employ counsel in connection with the same.
 - (g) **Borrowing.** To borrow money from any source, including, without limitation, banks, savings and loan associations, finance companies, credit unions, insurance companies, charge accounts, and governmental organizations on such terms and conditions, with or without security, as the Attorney-In-Fact deem advisable, and to

- sign each instrument or advisable to complete any such borrowing transaction.
- (h) Investments. To invest or reinvest each item of money or other property without being restricted to those authorized or prescribed by present or future law. Principles of diversification need not be observed.
 - (i) Continue Business. To engage in and transact any and all lawful business of whatever or kind for me and in my name, whether as partner, joint venturer, stockholder, or in any other manner or form.
 - (j) Support. To provide for the support and protection of me, including, without limitation, provision for food, lodging, housing, medical services, recreation, and travel.
 - (k) Medical Care. To contract for my entry into and maintenance in, or release from, any hospital, nursing home, or other type of health care institution, including the authority to approve and give consent to any type of surgery or other medical treatment, it being my intention to grant unto my Attorney-In-Fact all authority necessary to act for me and in my stead in regard to all matters pertaining to my person.
 - (l) Dues and Contributions. To pay dues to any club or organization to which I belong, and to make contributions and pledges of contributions to any church or to any charitable organization.
 - (m) Safe Deposit Box. To have free and private access to any safe deposit box in my name or rented by me in any bank, including authority to have it drilled, with full right to deposit or withdraw therefrom or to terminate the lease of the box.
 - (n) Money from U.S. or Other Government. To receive and give receipt for any money or other obligation due or to become due to me from the United States of America, or any agency or subdivision thereof, and to effect redemption of any bond or other security wherein the United States of America, or any agency or subdivision thereof, is the obligor or payor, and to give full discharge therefore.
 - (o) Nominee, Proxy, and Voting Trust. To hold investments in the name of a nominee; to vote stock by proxy; and to enter voting trusts.
 - (p) Additions to Revocable Trust. To transfer any property owned by me to any revocable trust created by me, and to withdraw and/or receive the income or corpus of any such trust and to execute and deliver to the Trustee a receipt for any such amount or amounts received.
 - (q) Agents. To contract for or employ agents, accountants, advisors, attorneys, and others for services in connection with the performance by said Attorney-In-Fact of any powers herein, and to appoint a substitute or substitutes to perform any of the acts that my Attorney-In-Fact is by this instrument authorized to perform, with the right to revoke such appointment of a substitute or substitutes at the pleasure of my Attorney-In-Fact, and any such authorization to a substitute shall not terminate with the death or disability of my Attorney-In-Fact.
 - (r) Employee Benefits. To create and contribute to an IRA or employee benefit plan (including a plan for a self-employed individual) for my benefit; to select any payment option under any IRA or employee benefit plan in which I am a participant (including plans for self-employed individuals), or to change options I have selected; to elect distributions in any amount at any time; to execute any waivers, options, or elections available to me; to make and change beneficiary designations; to make voluntary contributions to such

plans; and to borrow money and purchase assets therefrom and sell assets thereto, if authorized by any such plan.

(s) Resign as Fiduciary. To renounce any fiduciary position to which I have been or may be appointed or elected, including but not limited to personal representative, trustee, guardian, Attorney-In-Fact, and officer or director of a corporation; to resign any such positions in which capacity I am presently serving; and to file an accounting or settle by a receipt and release or such other informal information method as my Attorney-In-Fact shall deem appropriate.

(t) Gifts. To make gifts, grants or other transfers without consideration either outright or in trust (including the forgiveness of indebtedness and the completion of any charitable pledges I may have made), to such persons or organizations as my Attorney-In-Fact shall select; to make payments for the college and post-graduate tuition and medical care of my spouse and dependents; to consent to the splitting of gifts under Section 2513 of the Internal Revenue Code and any successor sections thereto and/or similar provisions of any state or local gift tax laws; and to pay any gift tax that may arise by reason of such gift.

2. **Ratification.** I hereby ratify and confirm each act done or caused to be done by my Attorney-In-Fact in and about the premises by virtue of this power of attorney.

3. **Inducement.** For the purpose of inducing any party to act in accordance with the powers granted in this power of attorney, I hereby warrant that if this power of attorney is terminated for any reason whatsoever, I and my successors will save such party harmless from any loss suffered or liability incurred by such party in acting in accordance with this power of attorney prior to the receipt by such party of actual notice of any such termination. Any party may rely upon an affidavit executed by my Attorney-In-Fact stating that he does not have actual knowledge or the termination of the power by revocation or by my death. All multiple counterpart originals shall have equal force and effect, and any party may rely upon a photocopy of this power without production of the original.

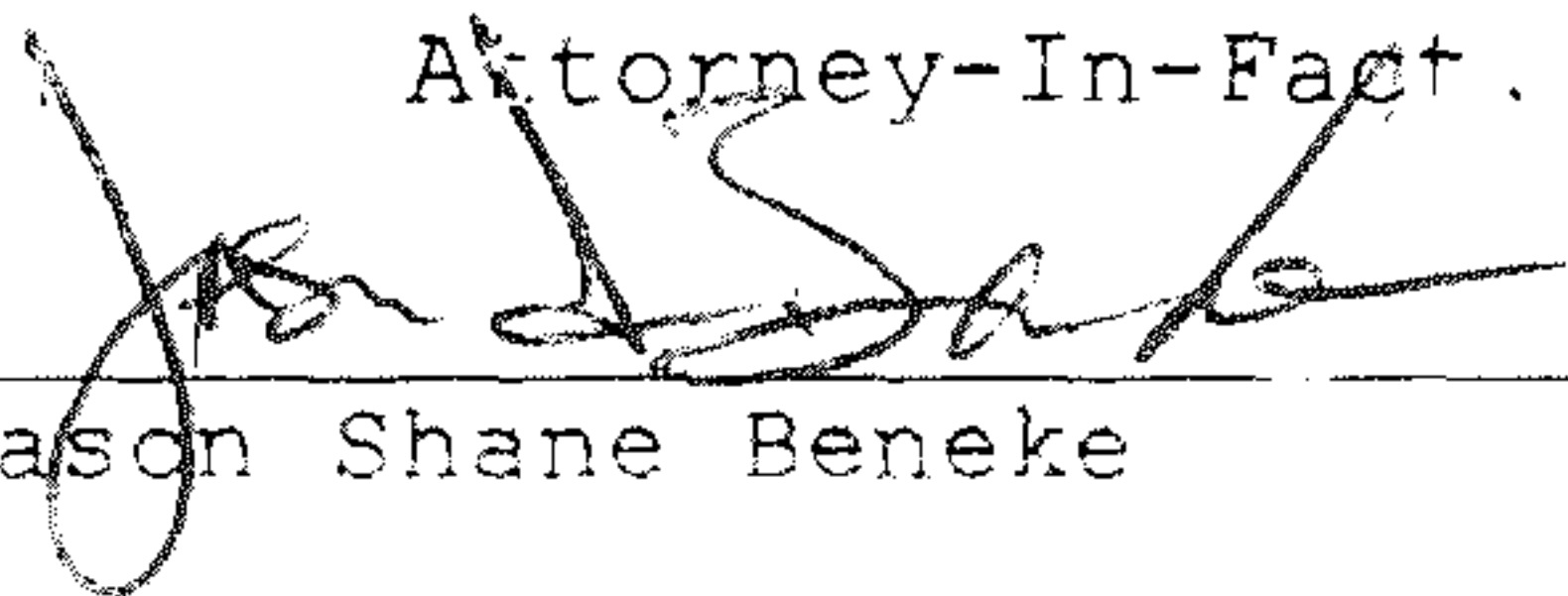
4. **Durability.** This power of attorney shall not be affected by any disability, incompetence, or capacity which I may suffer at any future time or times, whether or not the same shall be adjudicated by any court, it being my intent that the authorization and powers granted herein shall remain exercisable notwithstanding any such subsequent occurrence, and that this power of attorney shall be construed to satisfy the Tennessee Uniform Durable Power of Attorney Act, T.C.A. Section 34-6-101 et seq.

5. **Guardianship.** By executing this instrument upon the advice of legal counsel, I have carefully and deliberately created the means and manner by which I desire that my person and property be cared for, managed and protected in the event I shall become unable to execute such responsibilities myself. Accordingly, it is my intention and my desire that I herewith express in the strongest possible terms, that no guardian or conservator be appointed for me so long as there is an Attorney-In-Fact named in this instrument who are willing and able to act and serve under this instrument. I request that any court of competent jurisdiction that receives and is asked to act upon a petition for the appointment of a guardian or conservator for me give the greatest

appointment of a guardian or conservator for me give the greatest possible weight to my intention and desires as expressed herein. However, to the extent that a guardianship or conservatorship may become necessary, I herewith nominate, constitute and appoint my Attorney-In-Fact to serve as my guardian, conservator and/or in any similar representative capacity, and if I am not permitted by law to so nominate, constitute and appoint, then I request in the strongest possible terms that any court of competent jurisdiction which may receive and be asked to act upon a petition by any person to appoint a guardian, conservator or similar representative for me to give possible weight to the request.

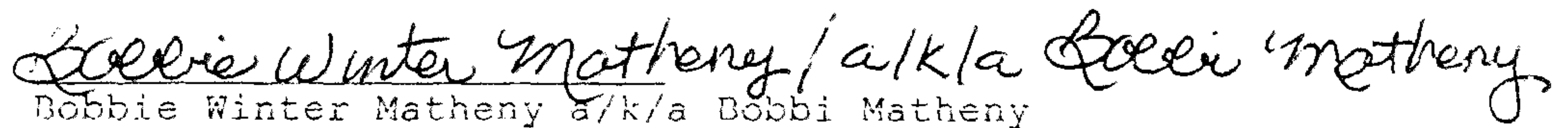
6. **Amendment and Revocation.** This instrument may be amended or revoked by me, and my Attorney-In-Fact may be removed by me at any time by the execution by me of a written instrument of revocation amendment, or removal delivered to my Attorney In Fact. If this instrument has been recorded in the public records, then the instrument of revocation, amendment or removal shall be filed or recorded in the same public records. My Attorney-In-Fact may resign by the execution of a written resignation delivered to me, or if I am mentally incapacitated, by delivery to any person with whom I am residing or who has the care and custody of me.

7. **Attorney's Signature.** The following is a specimen of the signature of my Attorney-In-Fact.



Jason Shane Beneke

IN WITNESS WHEREOF, I have signed this power of attorney this the 27th day of November, 2011.


Bobbie Winter Matheny a/k/a Bobbi Matheny

STATE OF Tennessee
COUNTY OF Knox

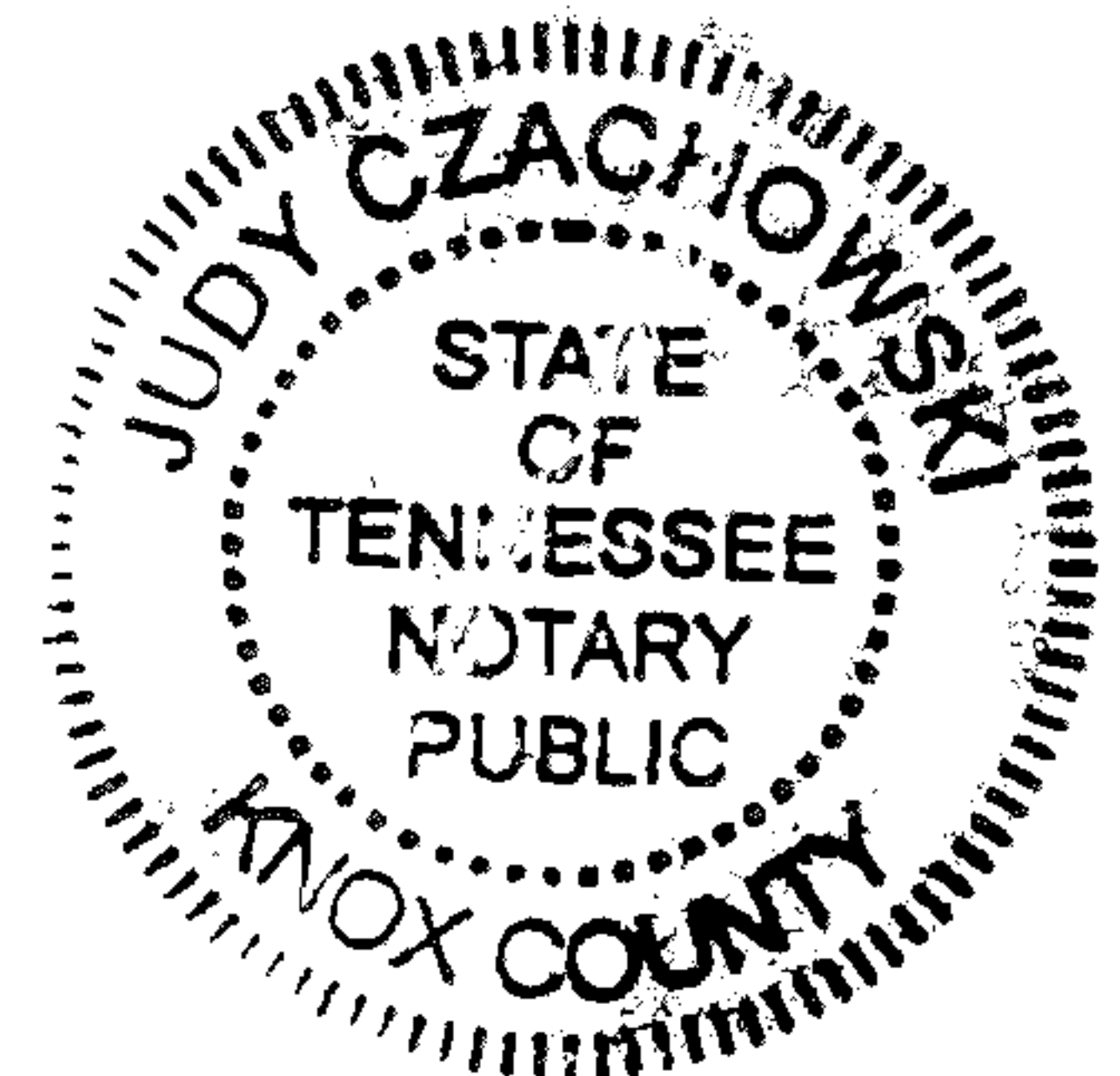
Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State, Bobbie Winter Matheny also known as Bobbi Matheny, the within named bargainer, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence, and who acknowledged that he executed the within instrument for the purposes therein contained.

Witness my hand and seal at office, in Knox County, this 27th day of November, 2011.



NOTARY PUBLIC

My Commission Expires:
4/29/15



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
03/03/2026 12:10:57 PM
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