

STATE OF ALABAMA
JEFFERSON COUNTY

**LAST WILL AND TESTAMENT
OF
DONALD BROOKS ESTES**

Inst # 2000-15634

05/11/2000-15634
10:07 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 NWS 13.50

KNOW ALL MEN BY THESE PRESENTS, that I, Donald Brooks Estes of Shelby County, Alabama, being of sound mind and over the age of eighteen (18), do hereby make, publish and declare this document to be my Last Will and Testament, expressly revoking any and all former Wills and Codicils heretofore made by me.

I

I hereby appoint Helen E. Sain to be the Executrix of this my Last Will and Testament and of my estate. If for any reason she should fail or cease to serve as my said Executrix, I appoint Elizabeth Sweeney Executrix of this my Last Will and Testament and of my estate.

I hereby direct that my Executrix shall not be required to give any bond as such, nor to file any inventory or appraisal, nor make a formal settlement of my estate.

I hereby authorize and empower my Executrix in her discretion, to sell, exchange, convey, transfer, assign, mortgage, pledge, lease or rent the whole or any part of my estate; to invest, reinvest, or retain investments of my estate; and to perform all acts and to execute all documents which my Executrix may deem necessary or convenient in regard to my property provided that such powers do not conflict with my directions and bequests that are hereinafter stated.

II

I direct that following my death that all my reasonably due bills and the expenses of my last illness and funeral be paid from my estate except that if I owe any mortgage or other loans, I do not require that it or they be paid immediately.

III

I give, devise and bequeath in equal shares all of my estate to my children—Elizabeth A. Sweeney; Donald Brooks Estes, Jr.; B. Leigh Estes and Judd M. Estes. No child is to inherit a share if he or she does not survive me by thirty days. If any child of mine should not survive me by thirty days and should have living issue and/or one or more adopted children at the time of my death, the share that would have gone to my deceased child if he or she had survived me by thirty days, is to go in equal shares to that child's living child or children who are blood related or adopted grandchildren of mine at the time of my death. If any child of mine should not survive me by thirty days, and should not have living issue, the share that would have gone to that child if he or she had survived me is to go in equal shares to my other children or if any other child has not survived me but had living issue or an adopted child or children at the time of my death, the share that would have gone to that said deceased child is to go in equal shares to his or her said living issue and any adopted child or children who were such at the time of my death.

I, Donald Brooks Estes, the Testator, sign my name to this instrument this the 25th day of April, 2000, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Last Will and that I sign it willingly, that I execute it as my free and voluntary act for the purposes herein expressed, that I am eighteen (18) years of age or older, of

sound mind, and under no constraint or undue influence.

Donald Brooks Estes

Donald Brooks Estes, Testator

We, Paula C. Thomas and Henry R. Ducher, the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testator signs and executes this instrument as his Last Will and that he signs it willingly and that each of us, in the presence and hearing of the Testator, hereby signs this Will as Witness to the Testator's signing and that to the best of our knowledge the Testator is eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Paula C. Thomas

Witness

Henry R. Ducher

Witness

STATE OF ALABAMA

JEFFERSON COUNTY

Subscribed, sworn to and acknowledged before me by Donald Brooks Estes, the Testator and subscribed and sworn to before me by

Paula C. Thomas, and Henry R. Ducher,

Witnesses, this 25th day of April, 2000.

Margaret Leary Alford

Notary Public For The State

Of Alabama At Large

Until 6/30/2003

05/11/2000-15634

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SHELBY COUNTY JUDGE OF PROBATE

003 HNS

13.30