

LAST WILL OF DEBORAH K. SIMS

Monday, January 16, 2001

I, Deborah K. Sims, a resident of the State of Alabama, County of Shelby, declare that this is my will. My Social Security Number is [REDACTED]

REVOCATION OF PREVIOUS WILLS

I revoke all wills and codicils that I have previously made.

MARITAL STATUS

I am lawfully divorced from John B. Sims, my beloved ex-husband.

CHILDREN

I have the following children now living: Amber Dawn Upton, Anthony Wayne Childers and ~~Ryan Courtney~~ Childers. *Courtney Ryan*

DISPOSITION OF PROPERTY

All beneficiaries must survive me for 45 days to receive property under this will. As used in this will, the phrase survive me means to be alive or in existence as an organization on the 45th day after my death.

All personal and real property that I leave in this will shall pass subject to any encumbrances or liens placed on the property as security for the repayment of a loan or debt.

If I leave property to be shared by two or more beneficiaries, it shall be shared equally by them unless this will provides otherwise.

If I leave property to be shared by two or more beneficiaries, and any of them does not survive me, I leave his or her share to the others equally unless this will provides otherwise for that share.

Entire estate means all property I own at my death that is subject to this will.

I leave my entire estate to my beloved ex husband John B. Sims except as noted below. If my ex-husband John B. Sims does not survive me, I leave my entire estate to my children Amber Dawn Upton, Anthony Wayne Childers and ~~Ryan Courtney~~ Childers in equal shares. I leave to my beloved daughter Amber Dawn Upton all of my jewelry and personal wearing apparel. I leave to my beloved grand-daughter Victoria Renee Schmidt all nursery items located in the home of my beloved ex-husband John B. Sims. I *DK*

Inst # 2001-03029

01/29/2001-03029
10:00 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MNB 20.00

DKJ
Courtney Ryan

leave to my two beloved sons Anthony Wayne Childers and ~~Ryan Courtney Childers~~ personal items at the discretion of my beloved ex-husband John B. Sims. The remainder of my estate, I leave to my beloved ex-husband John B. Sims.

PERSONAL REPRESENTATIVE

I name my ex-husband John B. Sims to serve as my personal representative.

No personal representative shall be required to post bond.

PERSONAL REPRESENTATIVE'S POWERS

I direct my personal representative to take all actions legally permissible to have the probate of my will done as simply and as free of court supervision as possible under the laws of the state having jurisdiction over this will, including filing a petition in the appropriate court for the independent administration of my estate.

I grant to my personal representative the following powers, to be exercised as he or she deems to be in the best interests of my estate:

- 1) To retain property without liability for loss or depreciation.
- 2) To dispose of property by public or private sale, or exchange, or otherwise, and receive and administer the proceeds as a part of my estate.
- 3) To vote stock, to exercise any option or privilege to convert bonds, notes, stocks or other securities belonging to my estate into other bonds, notes, stocks or other securities, and to exercise all other rights and privileges of a person owning similar property.
- 4) To lease any real property in my estate.
- 5) To abandon, adjust, arbitrate, compromise, sue on or defend and otherwise deal with and settle claims in favor of or against my estate.
- 6) To continue or participate in any business which is a part of my estate, and to incorporate, dissolve or otherwise change the form of organization of the business.

The powers, authority and discretion I grant to my personal representative are intended to be in addition to the powers, authority and discretion vested in him by operation of law by virtue of his office, and may be exercised as often as is deemed necessary or advisable, without application to or approval by any court.

PAYMENT OF DEBTS

Except for liens and encumbrances placed on property as security for the repayment of a loan or debt, I want all debts and expenses owed by my estate to be paid in the manner provided for by the laws of Alabama.

PAYMENT OF TAXES

I want all estate and inheritance taxes assessed against property in my estate or against my beneficiaries to be paid in the manner provided for by the laws of Alabama.

NO CONTEST PROVISION

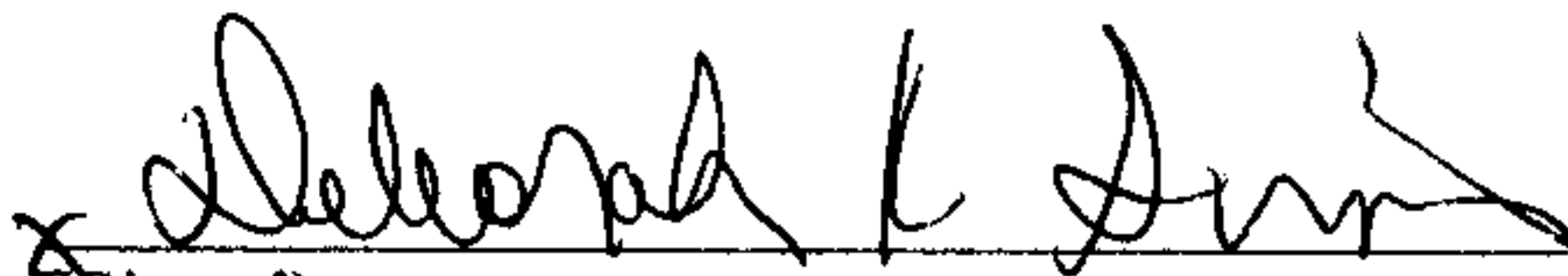
If any beneficiary under this will contests this will or any of its provisions, any share or interest in my estate given to the contesting beneficiary under this will is revoked and shall be disposed of as if that contesting beneficiary had not survived me.

SEVERABILITY

If any provision of this will is held invalid, that shall not affect other provisions that can be given effect without the invalid provision.

SIGNATURE

I, Deborah K. Sims, the testator, sign my name to this instrument, this 16 day of Jan, 2001, at Alabaster, Alabama
Shelby County. I declare that I sign and execute this instrument as my last will, that I sign it willingly, and that I execute it as my free and voluntary act. I declare that I am of the age of majority or otherwise legally empowered to make a will, and under no constraint or undue influence.


(Signed)

WITNESSES

We, the witnesses, sign our names to this instrument, and declare that the testator willingly signed and executed this instrument as the testator's last will.

In the presence of the testator, and in the presence of each other, we sign this will as witnesses to the testator's signing.

To the best of our knowledge, the testator is of the age of majority or otherwise legally empowered to make a will, is mentally competent and under no constraint or undue influence.

We declare under penalty of perjury that the foregoing is true and correct, this
____ day of January, A.D., 2001 in Alabaster, Alabama.

Witness #1: x John B. Sims
Residing at: 1119 Henry Dr. Alabaster AL 35007

Witness #2: x Lynn Averett
Residing at: 380 Longmeadow Way Maylene AL 35114

AUTHENTICATION

Inst # 2001-03029

State of Alabama)
(ss.
County of Shelby)

01/29/2001-03029
10:00 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MMB 20.00

We, Deborah K. Sims, John B Sims, and
Lynn Averett, the testator and the witnesses, respectively, whose names
are signed to the attached or foregoing instrument, being first duly sworn, do hereby
declare to the undersigned authority that the testator signed and executed the instrument
as his/her last will and that he/she signed willingly (or willingly directed another to sign
for him/her), and that he/she executed it as his/her free and voluntary act for the purposes
therein expressed, and that each of the witnesses, in the presence and hearing of the
testator, signed the will as witness and that to the best of his/her knowledge the testator
was at that time 18 years of age or older, of sound mind and under no constraint or undue
influence.

Testator: x Deborah K. Sims

Witness: x John B Sims

Witness: x Lynn Averett

Subscribed, sworn to and acknowledged before me by Deborah K. Sims, the testator, and
subscribed and sworn to before me by John B. Sims and
Lynn Averett, witnesses, this 16 day of June
A.D., 2001.

[Signature]
Notary Public, State at Large, State of Alabama

