

Last Will and Testament

OF

JOHN P. PARTRIDGE

STATE OF ALABAMA

SHELBY COUNTY

I, **JOHN P. PARTRIDGE**, a resident of Shelby County, Alabama, being of sound mind and disposing memory, do hereby make, publish and declare this my Last Will and Testament, hereby revoking all other or former wills or testamentary dispositions which might have been made by me at any time heretofore:

FIRST: I will and direct that my just debts and funeral expenses be paid as soon after my decease as is convenient.

SECOND: I will, devise, and bequeath all of my property and estate, of every kind and character, real, personal, or mixed, wheresoever situate, of which I may die seized and possessed or to which I may be entitled at the time of my decease, to my beloved wife, **PEGGY S. PARTRIDGE**, to be hers absolutely.

THIRD: In the event that the death of my said wife shall occur prior to my death, or at approximately the same time as a result of a common disaster or calamity, I will, devise, and bequeath all of my property and estate, of every kind and character, real, personal, or mixed, wheresoever situate, of which I may die seized and possessed or to which I may be entitled at the time of my decease, to my children, **MICHAEL D. PARTRIDGE**, **WENDY L. PARTRIDGE**, **ANDREW S. PARTRIDGE**, and **BYRON K. PARTRIDGE**, share and share alike, per stirpes.

FOURTH: I nominate and appoint my wife, **PEGGY S. PARTRIDGE**, to be the Executrix of this my Last Will and Testament. In the event my said wife predeceases me or shall be unable or unwilling to serve for any reason, then I nominate and appoint my son, **MICHAEL D. PARTRIDGE**, to be the Executor of this my Last Will and Testament. It is my will and desire that my Executrix or Executor, regardless of which of those named above shall so serve, shall not be required to give any bond or security for the performance of their duties as such Executrix or

John P. Partridge

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Wallace Ellis (File)

Executor, or to account to any court for their acts and doings as such Executrix or Executor, and that they are hereby expressly exempted from filing an inventory or making any report of final settlement of my estate. Said Executrix or Executor shall have full power, without the necessity for any order from any court, to sell (for payment of debts and all other purposes), exchange, convey, lease, invest, reinvest, mortgage or encumber all or any portion of my estate in such manner and upon such terms and conditions as they may approve.

I, **John P. Partridge**, the Testator, sign my name to this instrument this 3rd day of ~~August~~^{Sept}, 2002, 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 therein expressed, and that I am eighteen years of age or older, of sound mind, and under no constraint or undue influence.

John P. Partridge
John P. Partridge

We, Vanda Felton and Lance Brasher, 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 years of age or older, of sound mind, and under no constraint or undue influence.

Vanda Felton
Witness

Lance Brasher
Witness

STATE OF ALABAMA)

SHELBY COUNTY)

Subscribed, sworn to and acknowledged before me by **John P. Partridge**, the Testator, and subscribed and sworn to before me by Vanda Felton and Lance Brasher, witnesses, this the 3rd day of ~~August~~^{Sept}, 2002.

Janice E. Culver
Notary Public