

159817

Last Will and Testament

OF

JAMES PAUL RENSHAW

JR 1534 PG 566

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, JAMES PAUL RENSHAW, of the County of Jefferson, and State of Alabama, being of sound mind and disposing memory do hereby make, publish and declare this instrument as and for my Last Will and Testament, hereby revoking any and all Wills and Codicils heretofore made by me.

ARTICLE ONE

I direct that all of my legal debts, my funeral expenses, unpaid charitable pledges and the costs of administration of my estate be paid as soon as practicable after my death. My Personal Representative may in her sole discretion, pay from my domiciliary estate all or any portion of the costs of ancillary administration and similar proceedings in other jurisdictions.

ARTICLE TWO

I hereby give, devise and bequeath all the rest, residue and remainder of my estate, of whatsoever kind and character, and wheresoever situated, including real, personal and mixed property to my beloved daughter, JUDY RENSHAW BURTON, to have and to hold unto herself absolutely.

ARTICLE THREE

In the event that my beloved daughter, JUDY RENSHAW BURTON, shall have predeceased me, dies with me in a common disaster, then in that event, I do hereby give, devise and bequeath all the rest, residue and remainder of my estate of whatsoever kind and character and wheresoever situated, including real, personal and mixed

FILED IN OFFICE THIS THE 11 DAY
OF June, 19 97 FOR
PROBATE AND RECORD.

George R. Reynolds
JUDGE OF PROBATE

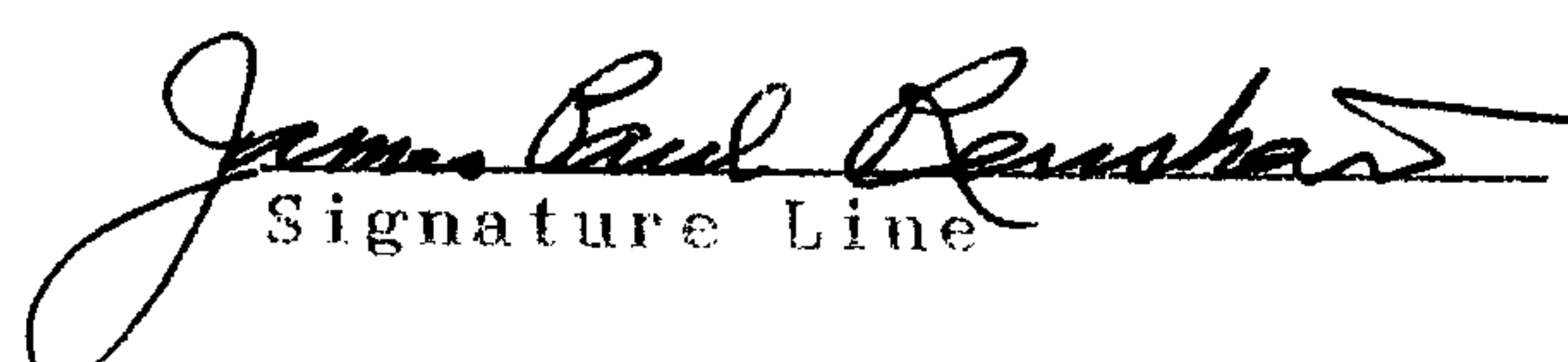
James Paul Renshaw
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property that I may own or have the power of testamentary disposition over at my death, to my beloved son-in-law, JOHN L.D. BURTON, JR. and to my beloved grandchildren, JOHN L.D. BURTON, III., and ERIC PAUL BURTON, in equal shares, ONE-THIRD(1/3) each, share and share alike, absolutely, and in fee simple or to their respective lineal descendants, per stirpes; However, in the event that any of my above named beneficiaries should predecease me or dies with me in a common disaster without issue, then in that event, his respective share shall be divided equally between the then surviving above beneficiaries of mine, absolutely and in fee simple or to their respective lineal descendants, per stirpes

In the event that my said beneficiary has not attained the age of Twenty-Five (25) years at the time of my death, I give, bequeath and devise unto the Trustee hereinafter named, the above estate to which said beneficiary would be entitled if he had attained the age of Twenty-Five (25) years at the time of my death, to hold in trust for the use and benefit of said beneficiary. After division into shares pursuant to this Paragraph, when my grandchildren, JOHN L.D. BURTON, III., and ERIC PAUL BURTON, attains the age of Twenty-Five (25) years, my Trustee shall distribute to such grandchild all of the Principal of his share as then constituted. If my grandchild has already attained the age of Twenty-Five (25) years at the time this trust is divided into separate shares pursuant to this Paragraph, my Trustee shall, upon making the division, distribute to such grandchild all of his share, respectively. During such period, the Trustee shall pay or apply to or for the benefit of each such beneficiary such sums of income or principal of such share as the Trustee, in his sole discretion, shall determine to be necessary, proper or desirable for the health, support, maintenance and education of such beneficiary.

If my grandchild, having survived me, shall die before attaining the age of Twenty-Five (25) years, his entire remaining share shall be paid or distributed absolutely to his descendants living at the time of distribution in equal shares, per stirpes, or


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if there are none, then to my descendants then living in equal shares, per stirpes.

ARTICLE FOUR

POWERS OF PERSONAL REPRESENTATIVE AND TRUSTEE: Without limitation of the powers conferred by statute or general rules of law, my Personal Representative and Trustee shall have the following powers and authorities in addition to others now or hereafter conferred by law, with respect to any property contained in my estate:

1. To retain any property owned by me at the time of my death.

2. To invest any funds in any corporate shares, bonds, or other securities or property, real or personal (including any common or commingled fund or funds), notwithstanding that such investments may not be of the character allowed to Trustees by statute or general rules of law and without any duty to diversify investments, it being my intention to confer the broadest investment powers and discretion upon the Trustee.

3. To sell (at public or private sale, without application to any Court) or otherwise dispose of any property, real or personal, for cash or upon credit, in such manner and on such terms and conditions as it may deem best and no person dealing with it shall be bound to see to the application of any monies paid.

4. To manage, operate, improve, mortgage and lease for any term (whether longer or shorter than the duration of any trust hereunder) any real estate.

5. Except to the extent prohibited by law, to cause any securities to be registered in the names of its nominees, or to hold any securities in such condition that same will pass by delivery.

6. To employ such attorneys, accountants, custodians, investments counsel, and other persons as it may deem advisable and to pay them such reasonable compensation as it may deem proper.

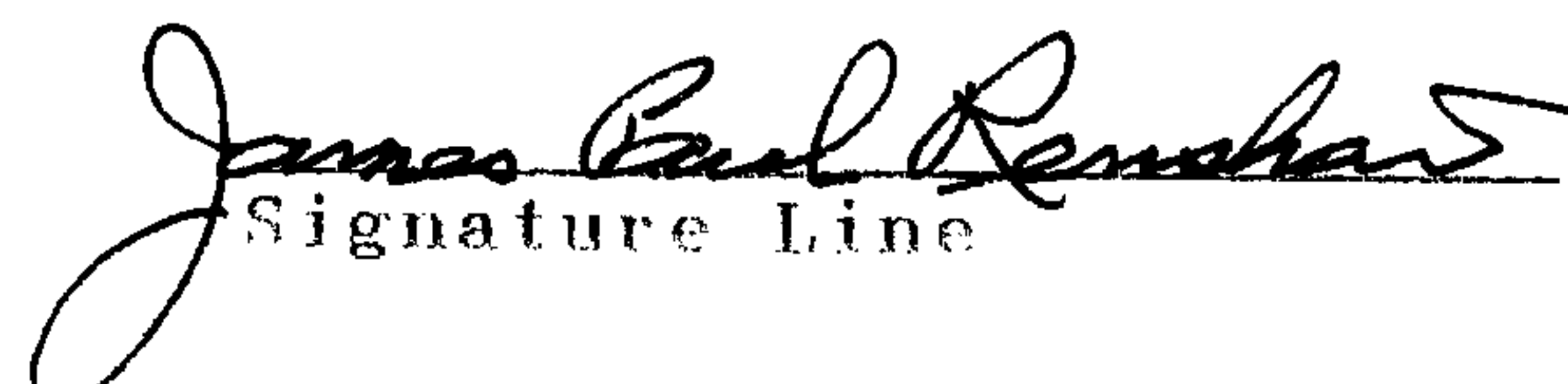
James Paul Renshaw
Signature Line

7. To distribute in cash or in kind upon the termination of any trust hereunder

8. To open and maintain one or more bank, custodian or other accounts in any bank or trust company (including a Corporate Trustee hereunder), and to deposit to the credit of such account or accounts all of the funds belonging to the trust which may at the time be in the possession of the Trustee; from time to time to withdraw a portion or all of said funds so deposited by check signed by the Trustee, and any such bank or trust company is hereby authorized to pay such checks and also to receive the same for deposit, to the credit of any holder thereof who so signed or endorsed; to delegate to any one or more of its proper agents the right to sign checks against the aforementioned account or accounts for the purposes of the trust, and any bank or trust company in which said account or accounts are maintained is hereby authorized and directed to pay such checks, provided, however, that prior thereto such delegation is evidenced by an appropriate instrument in writing deposited with the said bank or trust company by the Trustee; and

9. In general, to exercise all powers in the management of any trust hereunder which any individual could exercise in the management of similar property owned in his own right, upon such terms and conditions as it may seem best, and to execute and deliver all instruments and to do all acts which it may deem necessary or advisable in connection with the administration of any trust established hereunder.

10. To determine as the Personal Representative/Trustee may deem just and equitable the manner of ascertainment of income and principal and apportionment between income and principal of all receipts and disbursements; to allocate all deductions as permitted under Federal and State income tax statutes, in each tax year, among a group consisting of the Personal Representative/Trustee and those persons to whom Estate/Trust income may in such tax years, have been distributed in such shares and proportions as the Personal


Signature Line

Representative/Trustee may determine, to the extent permissible under the applicable statute and in the absence of a valid allocation so made, such deductions for any tax year shall be divided among the members of such group in proportion to the amounts distributed to or retained by each during such tax year.

ARTICLE FIVE

I appoint, JOHN L.D. BURTON, JR., as Guardian/Trustee of my grandchildren to serve during the minority of said grandchildren, and I direct that no bond or other undertaking be required for his performance of the duties of office for said Guardian/Trustee.

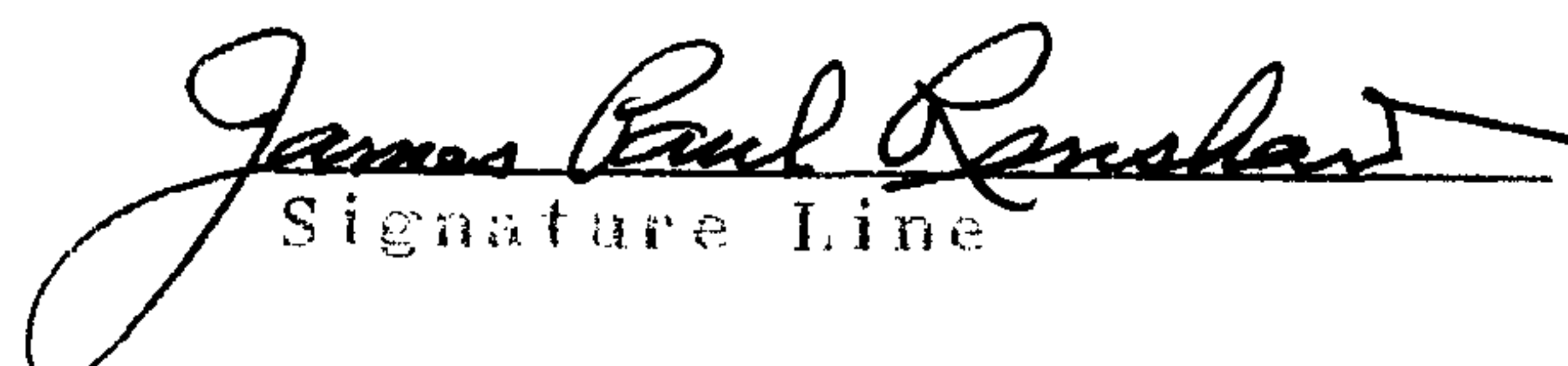
If at any time during the minority of any grandchildren of mine, JOHN L.D. BURTON, JR. shall not be acting as Guardian/Trustee of such grandchildren, Then I nominate RAYMOND J. RENSHAW to be Guardian/Trustee during minority of such grandchildren and property of such grandchildren under the same terms.

ARTICLE SIX

If my beloved daughter, JUDY RENSHAW BURTON, and I die simultaneously, or under circumstances making it difficult or impossible to determine who died first, I direct that my daughter be deemed to have survived me and my estate shall be administered and distributed, in all respects, in accordance with such provisions, irrespective of any provisions of law establishing a contrary presumption.

ARTICLE SEVEN

I appoint JUDY RENSHAW BURTON, to be the Personal Representative of this my Last Will and Testament. I direct that as my Personal Representative, she shall not be required to furnish any bond, nor file any inventory of property or make any report or final settlement to any court of any proceeding hereunder. I further vest my said Personal Representative, with full power and authority to sell, transfer and convey any property, real or personal, which I may own or have control over at my death, without first obtaining permission from any court, at such time and price

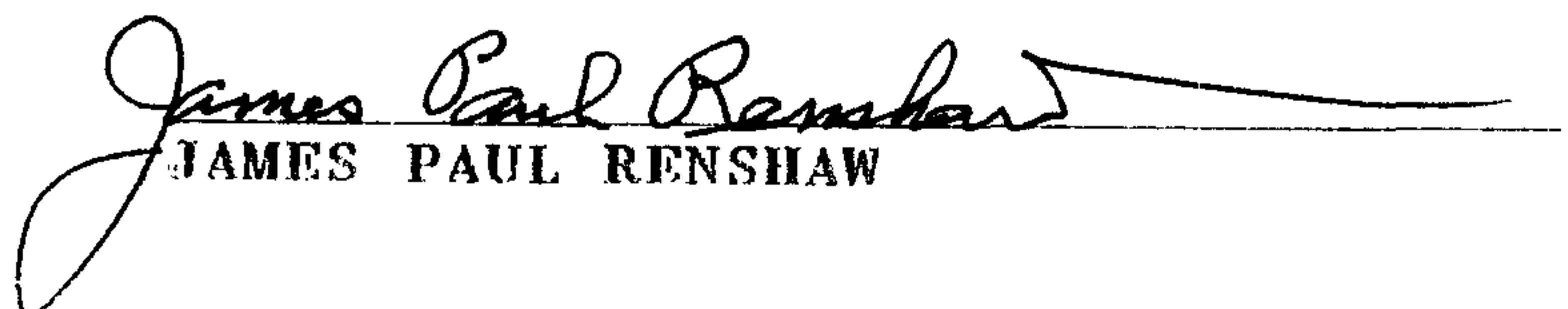

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and upon such terms and conditions including credit as my said Personal Representative may determine and to do every other act and thing necessary or appropriate for the complete administration of my estate. If JUDY RENSHAW BURTON, shall predecease me or for any reason shall fail to qualify as my Personal Representative hereunder, then in such event, I appoint JOHN L.D. BURTON, JR., as my Alternate Personal Representative of my Estate; and in such capacity shall possess and exercise all the powers and authority herein conferred on my Personal Representative. I direct that my Alternate Personal Representative shall not be required to furnish any bond, nor file any inventory of the property coming into his hands, or make any report or final settlement to any court of any proceeding hereunder.

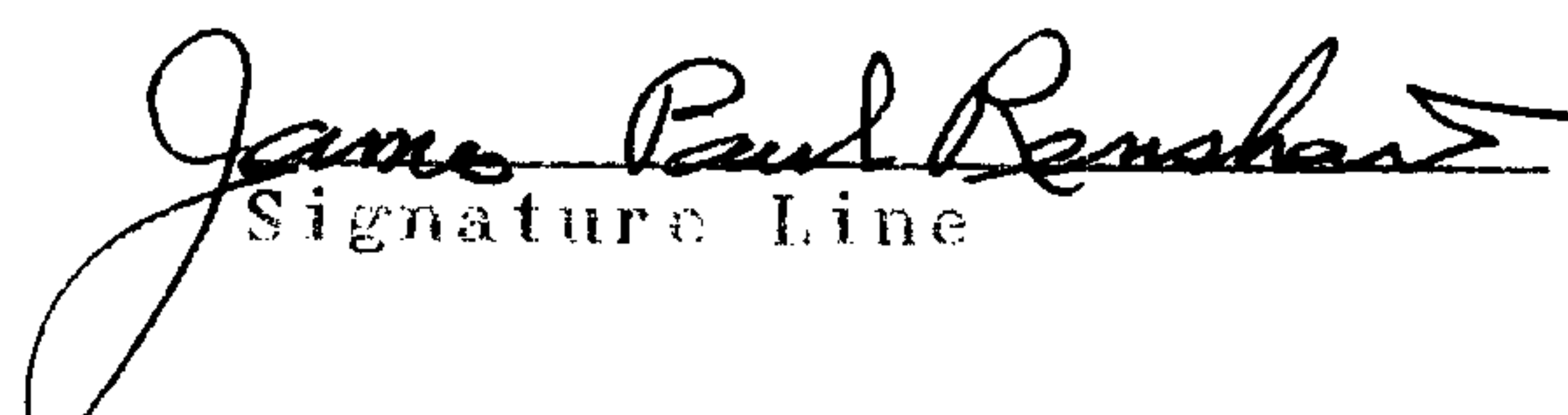
ARTICLE EIGHT

It is my specific intent that throughout this Will, the feminine gender shall be deemed to include the masculine and the masculine to include the feminine whenever the context admits such construction.

I, JAMES PAUL RENSHAW, the Testator, do sign my name to this instrument this the 22 day of April, 1996, at Gardendale, Alabama and first being 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 nineteen years of age or older, of sound mind, and under no constraint or undue influence.


JAMES PAUL RENSHAW

We, the undersigned witnesses, sign our name 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 Testament, and that he signs it


Signature Line

willingly and that each of us, in the presence and the hearing of the Testator, hereby sign this Will as witness to his signing, and that to the best of our knowledge he is over the age of nineteen years, and of sound mind, and under no constraint or undue influence.

Lewis B Howell of 1420 Northbrook Drive
Witness Gardendale, AL 35071
Address

Gerald R Smith Jr. of 1420 Northbrook Drive
Witness Gardendale, AL 35071
Address

Raymond Jackson Renshaw of 5057 Sutherland Rd.
Witness Mont. Chire, AL 35117
Address

STATE OF ALABAMA)
JEFFERSON COUNTY)

Subscribed, sworn to and acknowledged before me by JAMES PAUL RENSHAW, the Testator and subscribed and sworn to before me by the above witnesses Lewis B. Howell,
Gerald R. Smith Jr. and Raymond Jackson Renshaw.
Known to me, this the 22 day of April, 1996.

Melvinia J. Peltney
NOTARY PUBLIC
NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: May 4, 1999.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

This instrument prepared by:
Tillman Carreker, Jr.
1420 Northbrook Drive
P. O. Box 189
Gardendale, AL 35071
(205) 608-0222

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JR 1534 PG 573

CERTIFICATE TO THE PROBATE OF WILL

The State of Alabama
JEFFERSON COUNTY

I, George R. Reynolds, Judge of the Court of Probate, in and for said State and County, do hereby certify that the foregoing instrument _____ of writing ha s this day, in said Court, and before me as the Judge thereof, been duly proven by the proper testimony to be the genuine last Will and Testament _____ of James Paul Renshaw Deceased and that said Will _____ together with the proof thereof have been recorded in my office in Judicial Record, Volume JR1534 , Page 566-572

In witness of all which I have hereto set my hand, and the seal of the said Court, this date June 11, 1997 .
George R. Reynolds , Judge of Probate.

CERTIFICATE TO COPIES

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Shelby Cnty Judge of Probate, AL
04/08/2004 10:45:00 FILED/CERTIFIED

The State of Alabama
JEFFERSON COUNTY

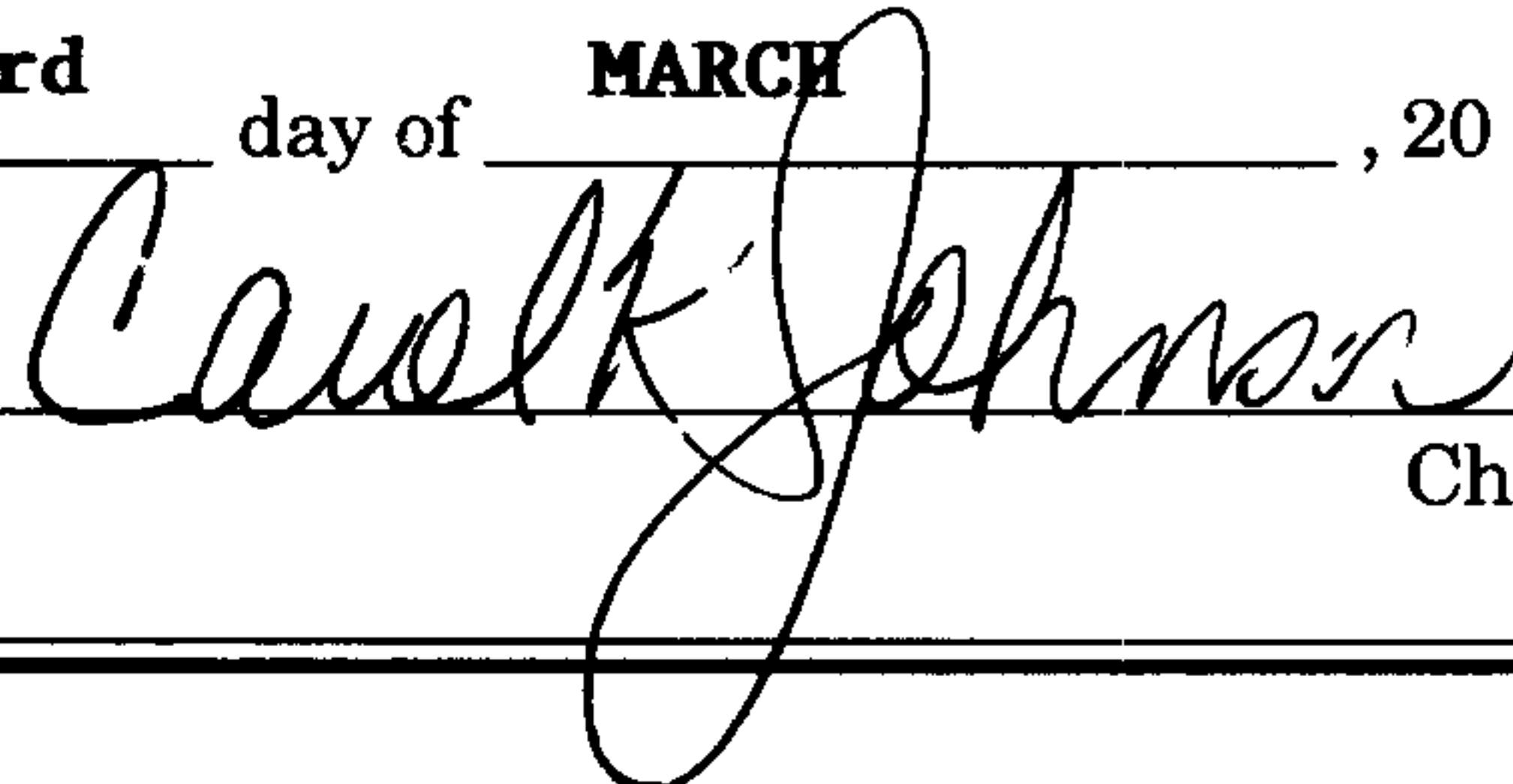
PROBATE COURT

I, Carol K. Johnson, Chief Clerk of the Court of Probate, in and for said County in said State hereby certify
that the foregoing contains a full, true and correct copy of the **LAST WILL & TESTAMENT**

in the matter of **JAMES PAUL RENSHAW**

as the same appears on file and of record, in this office.

Given under my hand and seal of said Court, this
the **3rd** day of **MARCH**, 20**04**


Chief Clerk