

**IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA**

IN THE MATTER OF THE ESTATE OF )  
WILBUR JACKSON JAMES, JR. ) CASE NO. PR-2004-000666  
DECEASED. )

**DISCLAIMER AND RENUNCIATION**

WHEREAS, Wilbur Jackson James, Jr. (the "Deceased") died testate on or about the 28<sup>th</sup> day of November, 2004, domiciled in Shelby County, State of Alabama, leaving a Will, which was duly admitted to probate in the Probate Court of Jefferson County on the 8<sup>th</sup> day of December, 2004.

WHEREAS, the Deceased was survived by his wife, Perry Lawler James.

WHEREAS, Paragraph 6.2(a) of the Deceased's Last Will and Testament (said Will having been admitted to record in the Probate Court of Shelby County, Case No. PR-2004-000666) appoints the Deceased's wife, Perry Lawler James, as trustee of the Family Trust created under Article Four of the Deceased's Last Will and Testament;

WHEREAS, pursuant to beneficiary designation on record with Charles Schwab, the Deceased named (i) his wife, Perry Lawler James, as primary beneficiary of his Schwab IRA Account No. 1063-0081 (the "Deceased's IRA"); (ii) the trustee of said Family Trust as contingent beneficiary if his wife, Perry Lawler James, disclaims a fractional interest of the Deceased's IRA, and (iii) his children, Vanessa J. Bragg and Christopher Jackson James, as second contingent beneficiary if the trustee of said Family Trust disclaims a fractional interest of the Deceased's IRA;

WHEREAS, Perry L. James (the "First Disclaimant") desires to disclaim a fractional interest of the Deceased's IRA;

WHEREAS, Perry L. James, as trustee of the Family Trust created under the Deceased's Will, (the "Second Disclaimant") desires to disclaim the entire fractional interest of the Deceased's IRA that becomes payable to the Family Trust as a result of disclaimer by the First Disclaimant.

NOW THEREFORE, premises considered, in accordance with the Alabama Uniform Disclaimer of Property Interests Act, Code of Alabama, Sections 43-8-290 to 43-8-298, (the "Act"), and in accordance with Section 2518 of the Internal Revenue Code of 1986, as amended the First Disclaimant does by this instrument definitely and finally disclaims, renounces and refuses to accept seven percent (7%) of the value of the Deceased's IRA (Charles Schwab Account No. 1063-0081), and the Second Disclaimant does by this instrument definitely and finally disclaims, renounces and refuses to accept the entire seven percent (7%) of the value of the Deceased's IRA (Charles Schwab Account No. 1063-0081) herein disclaimed by the First Disclaimant.



The undersigned First Disclaimant and Second Disclaimant do hereby confirm that this Disclaimer is being filed within nine (9) months of the date of the Deceased's death.

It is the intention of the First Disclaimant and of the Second Disclaimant that this Disclaimer and Renunciation constitute a qualified disclaimer as defined in Section 2518 of the Internal Revenue Code of 1986, as amended.

The undersigned First Disclaimant and Second Disclaimant hereby confirm that they have not accepted any interest in or benefit from the property hereby disclaimed and renounced and that they have not received and will not receive any consideration in money or monies worth for making their respective Disclaimers.

IN WITNESS WHEREOF, the undersigned, have executed this Disclaimer and Renunciation on this 4th day of August, 2005.

FIRST DISCLAIMANT:

Perry Lawler James  
Perry Lawler James

SECOND DISCLAIMANT:

Perry L. James  
Perry Lawler James, as trustee of the Family Trust  
created under the Last Will and Testament of Wilbur  
Jackson James, Jr.

STATE OF ALABAMA )

JEFFERSON COUNTY )

On this 4th day of August, 2005, Perry Lawler James, individually, and Perry Lawler James as trustee of the Family Trust created under the Last Will and Testament of Wilbur Jackson James, Jr., known to me to be the individual described in, and who executed, the foregoing Disclaimer and Renunciation, personally appeared before me and acknowledged the execution thereof voluntarily on the day the same bears date.

Dinda K. Morris  
NOTARY PUBLIC  
My Commission Expires: 5/30/2009