

LAST WILL AND TESTAMENT

OF

MARY H. GENTRY

STATE OF ALABAMA

COUNTY OF SHELBY

BY THESE PRESENTS, I, **MARY H. GENTRY**, a resident citizen of Shelby County, Alabama, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking any and all former wills or codicils thereto at any time heretofore made by me.

I. STATEMENT OF FAMILY

I am not married at the time of the execution of this will. I have two adult children by a prior marriage at the time of the execution of this will, to-wit: **BETTY C. MATHIS** and **WILMA G. SCOTT**. All references in this will to my children are to the above-named children and to any child born to or adopted by me after the execution of this will.

II. DEBTS AND ADMINISTRATION EXPENSES

I desire and I hereby direct that all of my legal debts, including my funeral expenses and the expenses of my last illness, be paid out of my estate by my Executor, named herein, as soon after my death as may be practical and convenient. In the event there is indebtedness owed by me which has not matured at the time of my death, I authorize my Executor, in his discretion and considering then existing circumstances, either to pay said indebtedness in full, or to pay such indebtedness according to its terms, or to distribute any asset encumbered by such indebtedness or obligation, subject to the obligation.

III. TANGIBLE PERSONAL PROPERTY; REAL PROPERTY

I hereby give, devise and bequeath the rest, residue and remainder of my estate, of whatsoever kind, character, real, personal or mixed, and wheresoever situated, of which I may die seized or possessed, or which I may hereafter acquire or have a right to dispose of at my death, unto my beloved nephew; **LARRY R. HUGHES**, to be his in fee simple absolute, per stirpes.

IV. ACKNOWLEDGMENT OF LEGAL HEIRS

I hereby recognize my daughters, **BETTY C. MATHIS** and **WILMA G. SCOTT**, and specifically do not include them in this, my Last Will and Testament.

V. APPOINTMENT OF EXECUTOR

I nominate and appoint **LARRY R. HUGHES**, to be the Executor of this my Last Will and Testament. I hereby grant unto **LARRY R. HUGHES**, full power and authority to sell and convey any or all of my estate, real and personal, or mixed, upon such terms and prices as said Executor may deem proper for the purpose of distributing my estate as set forth in this, my last Will and Testament without obtaining any prior order of the court therefore. I also grant said Executor, full power and authority in the settlement of my estate, to compromise, adjust, and settle any and all debts and liabilities due to or from my estate, for such sums, and upon such terms and conditions as said executor or alternate shall deem best. Without in any way limiting the generality of the foregoing, I hereby grant to my Executor, **LARRY R. HUGHES** the following specific powers and authority in addition to and not in substitution of the powers conferred by law:

1. To buy, sell, exchange, mortgage, lease or dispose of any or all property, real or personal, at public or private sale, at such time and price and upon such terms and conditions as he may determine.
2. To employ accountants, attorneys and such other agents as he may deem advisable, and to pay reasonable compensation for their services.
3. To compromise, settle or adjust any claim against my estate.

It is my desire and I direct that my Executor, **LARRY R. HUGHES**, **shall not be required to give bond** for the performance of his duties as such, or to **file an inventory or appraisal** of my estate in any court, and that if any bond be required by any statutes, rule or order of court, then I direct that no surety be required thereon.

VI. USE OF THE MASCULINE GENDER

The use of the masculine gender in the foregoing and subsequent paragraphs shall be deemed to include the feminine where the context would so authorize.


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Shelby Cnty Judge of Probate, AL
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IN WITNESS WHEREOF, I, **MARY H. GENTRY**, Testatrix have signed my name to this instrument, consisting of this and Two (2) preceding typewritten pages, on this the 12 day of May, 2005, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Last Will and Testament and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and under no constraint or undue influence, and for purposes of identification I have initialed each such preceding page in the presence of the persons witnessing it at my request.

Mary H Gentry
MARY H. GENTRY

We, Linda Culbert, Margie Stephenson the witnesses, sign our names to this instrument, consisting of this and Two (2) preceding typewritten pages, and being first duly sworn, do hereby declare to the undersigned authority that the Testatrix signs and executes this instrument as her Last Will and Testament in our presence and that **MARY H. GENTRY** signs it willingly and that each of us, in the presence and hearing of the Testatrix, and of each other, hereby sign this Will as witness to the Testatrix signing, and that to the best of our knowledge the Testatrix is twenty-one (21) years of age or older, of sound mind and under no constraint or undue influence, to the best of our knowledge and belief.

Linda Culbert
Witness

660 Hwy 67
Address

Calera, AL 35040

Margie Stephenson
Witness

319 Willow Glen Dr.
Address
Alabaster, AL 35007


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STATE OF ALABAMA

COUNTY OF SHELBY

Subscribed and Acknowledge before me by the said **MARY H. GENTRY**, Testatrix, and
Subscribed and Sworn to before me by said Linda Culbert, and
Margie Stephenson, witnesses, on this 12 day of May, 2005.


Notary Public
My commission expires: 1/24/08

Prepared by:

John A. McBrayer

Attorney at Law

3110 Cummins Street

Pelham, AL 35124

(205) 664-3838



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