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Shelby Cnty Judge of Probate, AL
11/06/2013 11:33:41 AM FILED/CERT

Last Will and Testament of

STEVE W. HARPER

I, STEVE W. HARPER, a resident of Shelby County, State of Alabama, being of sound mind and disposing memory and over the age of eighteen (18) years, do hereby make, declare and publish this, my Last Will and Testament, hereby revoking all other Wills and testamentary dispositions heretofore made by me.

ARTICLE ONE

I direct that my Personal Representative, hereafter named, shall pay all debts and charges against my estate, including the expense of my last illness and funeral, as soon after my death as is practicable.

ARTICLE TWO

I give, devise and bequeath to my wife, KIM Y. HARPER, all of my real and personal property to have and to hold absolutely. In the event that my wife shall predecease me or in the event that our deaths are simultaneous, I devise all my real and personal property to my son, RYAN M. BROOKS.

ARTICLE THREE

I intentionally omit any provision under this, my Last Will and Testament, for any other children or other issue of mine, presently living or hereafter born, or adopted, as I believe that the provisions herein are adequate. And, I direct that the terms "children", "issue", "descendants", and terms of similar import as used herein shall be construed to apply equally to those now living or hereafter born to or adopted by me or my now living children, as the case may be.

ARTICLE FOUR

A. If any person named herein and I shall die under such circumstances that there is no sufficient evidence that such person and I have died otherwise than simultaneously, I direct that for all purposes of this will that such person shall be conclusively deemed to have predeceased me.

B. Within nine months after my death, any person or entity, or the personal representative of any person who does not survive me by nine months, may disclaim all or part of any interest in property devised to said person under the provisions of this will be written

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instrument delivered to my personal representative. This instrument shall be recorded in the probate office in which this will is probated, and the disclaimed property shall pass pursuant to ARTICLE TWO of this will.

ARTICLE FIVE

I hereby nominate, constitute and appoint my wife, KIM Y. HARPER, as Personal Representative of this, my Last Will and Testament. I direct that my said Personal Representative shall not be required to give bond in such capacity or to file an inventory or appraisal of my estate, or to make an accounting or settlement to any Court. I hereby authorize and empower my Personal Representative to retain any assets constituting a part of my estate and to invest and reinvest my estate or any part thereof in such securities or other investments as she may deem proper without regard to any law, rule or regulation limiting investment of estate funds; to sell, at either public or private sale, lease or exchange, all or any part of my estate, whether real, personal or mixed, for such consideration and upon such terms and conditions as my Personal Representative may deem proper, and to execute and deliver all instruments necessary or proper to evidence such sale, lease or exchange; to collect all rents, profits, incomes, dividends, or issues due to my estate; to insure, repair or rebuild any buildings or other structures constitution a part of my estate; to settle, compromise or adjust any claims on behalf of or against my estate; and, in general, to do any and all things with respect to my estate that I, myself, might do if living. I further authorize my Personal Representative to borrow any cash needed for the payment of debts, taxes or expenses, and to mortgage or pledge all or any part of my estate to secure the payment thereof in order to avoid as far as possible any sacrifice of any part of my estate by reason of a forced liquidation thereof. I authorize my Personal Representative to do all such things without first obtaining the order of any court.

If my wife, KIM Y. HARPER, should die, resign, or for any reason fail to qualify or continue to act as Personal Representative, then I nominate, constitute and appoint my son RYAN M. BROOKS, as Personal Representative in her stead, and direct that as such Personal Representative, he shall have the same exemptions, powers and authority as hereinabove conferred upon my Personal Representative in this ARTICLE FIVE.

ARTICLE SIX

I give, devise and bequeath to my wife, KIM Y. HARPER, all the residue of my estate to have and to hold absolutely. In the event that my wife shall predecease me or in the event that our deaths are simultaneous, I devise unto my son, RYAN M. BROOKS, all the residue of my

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estate, whether real or personal, of every kind and wherever located, belonging to me at my death, or payable to my estate from any source, and remaining after payment of all debts of my estate and provisions for any devises hereinabove set forth. However, the residuary of my estate shall not include any property over which I have a power of appointment.

ARTICLE SEVEN

I have executed one copy of this my Last Will and Testament, leaving it with my attorney, PAUL W. PATTERSON, II, of PATTERSON COMER LAW FIRM, LLC and I direct that this copy be used as the original in the event that the original is lost or otherwise not presented.

IN WITNESS WHEREOF, I have hereunto placed my hand and seal on this the 26th day of November, 2012.

Steve W. Harper
STEVE W. HARPER

I, STEVE W. HARPER, the Testatrix, sign my name to this instrument this the 26th day of November, 2012, 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, 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 (18) years of age or older, of sound mind, and under no constraint or undue influence.

Steve W. Harper
STEVE W. HARPER

We, Paul W. Patterson, II and J.P. Krebs, the witnesses, sign our name to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testatrix signs and executes this instrument as her Last Will and Testament and that she signs it willingly, and that each of us, in the presence and hearing of the Testatrix, hereby signs this Will as witness to the Testatrix's signing, and that to the best of our knowledge the Testatrix is eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Carl W. Patterson
Witness

J.R. Krebs
Witness

STATE OF ALABAMA

COUNTY OF TUSCALOOSA

Subscribed, sworn to and acknowledged before me by STEVE W. HARPER, the
Testatrix, and subscribed and sworn to before me by Paul W. Patterson, II and
J.R. Krebs, witnesses, this the 20th day of November,
2012.

Brittany A. Pay
Notary Public in and for the State of
Alabama at Large

My Commission Expires: 8-20-2014

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