

Last Will and Testament

OF

ELIZABETH LECROY

I, Elizabeth LeCroy a resident of the County of Shelby, State of Alabama being over the age of nineteen (19) years and of sound and disposing mind and memory, do hereby make, publish and declare this my Last Will and Testament hereby revoking and annulling any and all former wills and codicils thereto by me at any time heretofore made.

ARTICLE ONE

I direct that all my debts, including the expenses of my last illness and funeral, shall first be paid out of my estate by my Executor hereinafter named as soon as possible after my death.

ARTICLE TWO

a. I give, devise and bequeath to my beloved husband, **Jeffery Blake LeCroy**, all my property wheresoever situated, whether real, personal or mixed, which I own individually or jointly with others and in which I might have an equity at the time of my death, in equal parts, to share and share alike, to be their own absolutely in fee simple.

b. Should Jeffery Blake LeCroy, predecease me, then I hereby give, devise and bequeath his share of my estate to beloved children, Jeffery Blake LeCroy, Jr. and Holley Kristin (LeCroy) Sweeney, in equal shares, to be theirs absolutely, in fee simple per stirpes.

c. Should either either of my beloved children predecease me, then I hereby give, devise and bequeath his/her share of my estate to his/her children, to be their own in fee simple, to share and share alike.

ARTICLE THREE

I hereby nominate, constitute and appoint **Jeffery Blake LeCroy**, as Executor of this my Last Will and Testament. In the event Jeffery Blake LeCroy is unwilling or unable to fulfill the duties of Executor, I hereby nominate, constitute and appoint **Holley Kristin (LeCroy) Sweeney** as Alternate Executrix of this my Last Will and Testament. In the event either of the above named Executor/Executrix are unable or unwilling to fulfill the duties of Executor/Executrix, I hereby nominate, constitute and appoint **Jeffery Blake LeCroy, Jr.** as Alternate Executor of this my Last Will and Testament.

ARTICLE FOUR

A. I request that no Executor herein named, be required to give bond for the performance of his or her duties arising hereunder and that notwithstanding this request, any bond required by law, statute or rule of court shall have no sureties required thereon. I further exempt my said Executor from having to file any inventory of assets coming into his or her hands as such Executor and from having to file any accounting, report or settlement with any court.

B. No Executor shall be liable for any loss or depreciation in value sustained by the estate as a result of the Executor retaining any property upon which there is later discovered hazardous materials or substances requiring remedial action pursuant to any federal, state, or local environmental law, unless the Executor contributed to the loss or depreciation in value through willful default, willful misconduct, or gross negligence.

C. To the maximum extent permitted by law, the Executor may withhold a distribution to a Beneficiary hereunder until receiving from the Beneficiary an indemnification

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agreement in which the Beneficiary agrees to indemnify the Executor against any claims filed against the Executor as an "owner" or "operator" under the Comprehensive Environmental Response and Compensation Liability Act 1980, as from time to time amended or any regulations thereunder provided.

ARTICLE FIVE

I hereby grant to my Executor, the absolute discretionary power to deal with any of my property, real, personal or mixed, owned individually or jointly with others, the authority to do all acts which I could do if I were living, in the handling of my affairs. Such power may be exercised independently and without prior or subsequent approval of any court, and no person dealing with any said fiduciary of mine shall be required to inquire into the propriety of any of his or her actions. Without in anyway limiting the generality of the foregoing, I hereby grant to my Executor, the following specific powers in addition to, and not in substitution of powers conferred by law:

A. To compromise, settle or adjust any claim or demand by or against my Estate and to rescind or modify any contract or agreement of which I am party.

B. To retain any security or other property owned by me at the time of my death so long as such retention appears advisable and to exchange any such security or property for other securities or properties and to retain such items received in exchange.

C. To sell, exchange, partition, divide, assign, transfer, lease and convey any of my property, real, personal, or mixed, owned individually or jointly with others, at public or private sale, at such time and price and upon such terms and conditions, including financing thereof, as my fiduciary may determine.

D. To invest and re-invest in such stocks, bonds and other securities as my fiduciary may deem advisable, all without diversification as to kind or amount and with out being restricted in any way by the Constitution of Alabama and any statute or court decision now or hereafter existing which regulates or limits the investment authority of fiduciaries.

E. To employ accountants, attorneys and such other agents as my fiduciary may deem advisable and to pay reasonable compensation for their services and to charge same to my Estate.

F. To (i) conduct environmental assessments, audits, and site monitoring to determine compliance with any environmental law or regulation thereunder; (ii) take all appropriate remedial action to contain, clean up or remove any environmental hazard including a spill, release, discharge or contamination, either on its own accord or in response to an actual or threatened violation of any environmental law or regulation thereunder; (iii) institute legal proceedings concerning environmental hazards or contest or settle legal proceedings brought by any local, state, or federal agency concerned with environmental compliance, or by a private litigator; (iv) comply with any local, state, or federal agency order or court order directing an assessment, abatement, or clean up of any environmental hazards; and (v) employ agents, consultants and legal counsel to assist or perform the above undertakings or actions. Any expenses incurred by the Executor under this sub-paragraph may be charged against income or principal as the Executor shall determine.

G. No Executor shall be liable for any loss or depreciation in value sustained by the trust as a result of the Executor retaining any property upon which there is later discovered to be hazardous materials or substances requiring remedial action pursuant to any federal, state, or local environmental law, unless the Executor contributed to the loss or depreciation in value through willful default, willful misconduct, or gross negligence. Notwithstanding any contrary provision of this instrument, the Executor may withhold a distribution to a Beneficiary from a trust hereunder until receiving from the Beneficiary an indemnification agreement in which the Beneficiary agrees to indemnify the Executor against any claims filed against the Executor as an "owner" or "operator" under the Comprehensive Environmental Response, Compensation and Liability Act of 1980 as from time to time amended or any regulation thereunder.

ARTICLE SIX

This Will is drawn in duplicate, each copy of which is signed by me and one copy of which





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is retained in the Office of my attorney, Margaret M. Casey, 2163 Highway 31 So., Suite 102, Pelham, AL 35124. In the event, either copy should become lost, defaced or destroyed, the remaining copy shall be admitted to probate as my true Will and testament; it being my intention to recover and destroy both copies in the event I should revoke this Will.

I, Elizabeth LeCroy, the testatrix, sign my name to this instrument this 25th day of July, 2014, and being first duly sworn, do hereby declare to the undersigned authority 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 purpose therein expressed, and that I am nineteen (19) years of age or older, of sound mind, and under no constraint or undue influence.

Elizabeth LeCroy
Elizabeth LeCroy

We, Kristen Moore, Honie Jo Button, the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that Elizabeth LeCroy signs and executes this instrument as her Last Will and that she signs it willingly and that each of us, in the presence and hearing of Elizabeth LeCroy, hereby signs this Will as witness to the her signing, and that to the best of our knowledge she is nineteen (19) years of age or older, of sound mind, and under no constraint or undue influence.

Kristen Moore
WITNESS
ADDRESS: 2163 Hwy 31 South, Pelham
AL 35124

Honie Jo Button
WITNESS
ADDRESS: P.O. Box 360345
Birmingham, AL 35236

STATE OF ALABAMA)
SHELBY COUNTY)

Subscribed, sworn to and acknowledged before me by Elizabeth LeCroy, the testatrix, and subscribed and sworn to before me by Kristen Moore and Honie Jo Button, witnesses, this 25th day of July, 2014.

M. L. Torrey
NOTARY PUBLIC
MY COMMISSION EXPIRES: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 14, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS



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Prepared By:
Margaret M. Casey, Attorney
2163 Hwy 31 So - Ste 102
Pelham, AL 35124
205-987-2211

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