

LAST WILL AND TESTAMENT

OF

LARRY MILLWEE



20240226000050150 1/5 \$34.00
Shelby Cnty Judge of Probate, AL
02/26/2024 02:18:51 PM FILED/CERT

I, LARRY MILLWEE, of Shelby County, Alabama, which I declare to be my domicile, hereby declare this instrument to be my Last Will and Testament, and hereby revoke all previous Wills and Codicils heretofore made by me.

ARTICLE ONE

I direct that all my just debts, funeral expenses and expenses in connection with the administration of my estate, including all estate and inheritance taxes which may be assessed against my estate, or any part thereof, wherever situated, whether or not passing under my Will, and including the taxable value of any policies of insurance on my life, be paid as soon as practicable after my death. However, I direct that the payment of any debt secured by mortgage or pledge of real or personal property may be postponed, extended or refinanced by my Executor in his discretion.

ARTICLE TWO

I declare that I am currently married to TAMMY JONES MILLWEE, and that all references in this Will to "my wife" are references to TAMMY JONES MILLWEE. I have two children, now living, all of whom are over the age of nineteen (19) years, and whose names are as follows: BRIAN EUGENE MILLWEE and MADILYN MICHELLE HAITHCOCK. I have no deceased children. All references in this Will to "my children" or "child of mine" includes

not only the above children, but also any child hereafter borne to or adopted by me, and this Will shall not be revoked by any such future birth or adoption.

ARTICLE THREE

I hereby make the following specific bequest: To TAMMY JONES MILLWEE and BRIAN EUGENE MILLWEE, I leave my property at County Road 515, Hanceville, Alabama, consisting of roughly $\frac{1}{2}$ of 47.87 acres, as joint tenants with right of survivorship.

To my daughter, MADILYN MICHELLE HAITHCOCK, the sum of \$10,000.00 (Ten Thousand Dollars), only in the event my wife has predeceased me.

To my grandson BRODY HAITHCOCK, the sum of \$10,000.00 (Ten Thousand Dollars), only in the event my wife has predeceased me.

ARTICLE FOUR

I give, devise and bequeath all of the rest, remainder and residue of my property, real, personal or mixed, of whatever nature and wheresoever situated to my wife, TAMMY JONES MILLWEE.

ARTICLE FIVE

If any principal of my estate shall become distributable to a minor, my Executor may, in her discretion, pay over such principal at any time to the guardian of the property of such minor, or retain the same for such minor during minority. In case of such retention, my Executor may apply such principal and the income therefrom to the support, maintenance, and education of such minor, either directly or by payments to the guardian of the property or person of such minor, or to the person with whom such minor may reside, in any case without requiring any



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bond; and the receipt for any such person shall be a complete discharge to my Executor who shall not be bound to see to the application of any such payment. Any unapplied principal and income shall be paid over to such legatee upon his/her attaining majority, or if he/she shall die before attaining majority, to his/her estate. In holding any funds for any minor my Executor shall have all the powers and discretions hereinafter conferred upon her.

ARTICLE SIX

I hereby nominate, constitute and appoint TAMMY JONES MILLWEE, as Executor of this my Last Will and Testament, and hereby expressly exempt her from giving any bond or other security as such Executor and from the filing of any inventory of the property coming into her hands and the making of any report to or settlement in any court or other judicial authority, with respect to any proceedings hereunder. I authorize my Executor to continue the operation of any business that I may own at the time of my death for the period of time and in the manner that she considers advisable and in the best interest of my estate, such ownership being in the form of sole proprietorship, partnership interest, or interest in any corporation. She may sell or liquidate any businesses at the time and on the terms and conditions that she considers advisable and in the best interest of my estate, considering in his decision, the best interests of my beneficiaries.

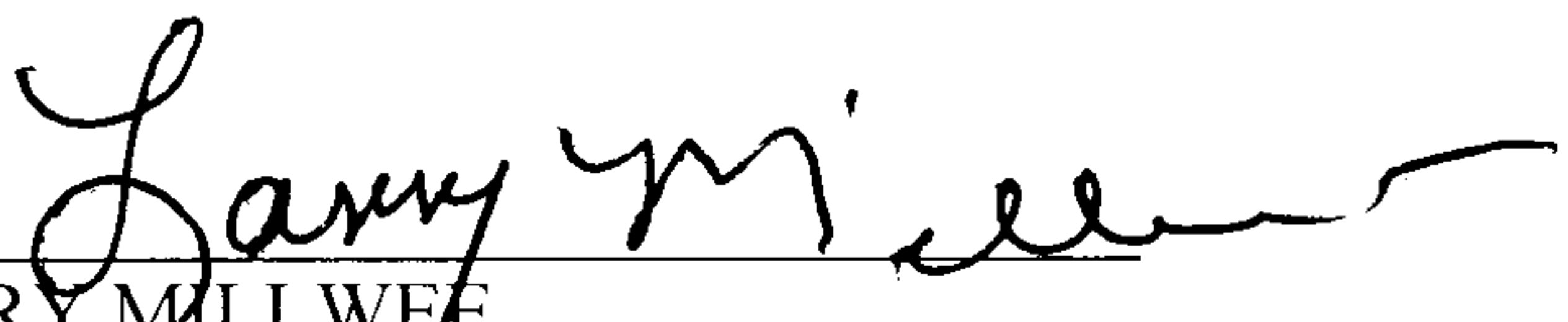
Subject to the foregoing, I hereby confer upon said Executor the continuing, absolute, discretionary power to deal with any property, real or personal, held in my estate, as freely as I might in the handling of my own affairs. Without in any way limiting the generality of the foregoing, I confer upon my said Executor full and complete power to sell, convey, exchange or otherwise dispose of, and to mortgage, pledge or otherwise encumber any property, real or



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otherwise dispose of, and to mortgage, pledge or otherwise encumber any property, real or personal, owned by me at the time of my death, or coming into her hands as such Executor, on any terms as she might deem fit. Such general and specific powers may be exercised independently and without the prior or subsequent approval of any court or judicial authority, and no person dealing with my said Executor shall be required to inquire into the propriety of any of her actions. In the event that TAMMY JONES MILLWEE, should predecease me or should fail to qualify as Executor for whatever reason, then I nominate, constitute and appoint BRIAN EUGENE MILLWEE, as Alternate Executor, with the same exemptions and powers as granted to TAMMY JONES MILLWEE.

I, LARRY MILLWEE, the Testator, sign my name to this instrument consisting of five (5) pages, including this page, this 26 day of February, 2024, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my free and voluntarily act for the purposes therein expressed, and that I am nineteen (19) years of age or older, of sound mind, and under no constraint or under influence.


LARRY MILLWEE

We, Emily Grimaldi and Kathryn Allen, the witnesses, sign our names 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 willingly, and that each of us, in the presence and hearing of the Testator, hereby signs this Will as witness to the Testator's signing, and that to the best of our knowledge, the Testator is nineteen (19) years of age or older, of sound mind, and under no constraint or undue influence.



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Emily Gremaldi
Witness

1208 1st N Alabaster, AL 35007
Address

KATHY MARR
Witness

1208 1st N Alabaster AL 35007
Address

STATE OF ALABAMA)

COUNTY OF Shelby)

SUBSCRIBED, SWORN TO AND ACKNOWLEDGED before me by LARRY
MILLWEE, the Testator, and subscribed and sworn to before me by
Emily Gremaldi and KATHY MARR, witnesses, this 26 day
of February, 2024.

(SEAL)

Emily Gremaldi
Notary Public

My commission expires:

4/26/2026