



20260102000001940 1/5 \$34.00
Shelby Cnty Judge of Probate, AL
01/02/2026 01:51:00 PM FILED/CERT

Last Will and Testament

of

Gerald W. Baker

I, **Gerald W. Baker** a resident of 1041 Farmingdale Road, Harpersville, Shelby County, Alabama, being of sound mind and disposing memory, do make publish and declare this instrument as my LAST WILL AND TESTAMENT, hereby revoking any and all other Wills and Codicils or any other testamentary dispositions heretofore made by me.

ARTICLE I

I direct that all my debts and burial expenses be paid as soon after my death as may be practicable. In the event there is any indebtedness owing by me, whether secured or unsecured, which has not matured at the time of my death, I authorize my Personal Representative to pay such indebtedness either in full or according to the terms and tenor of any instrument evidencing such indebtedness as my Personal Representative may deem best advisable under the then existing circumstances. I further direct that all estate and inheritance taxes which may be asserted or levied with respect to my estate, or any part thereof, whether or not passing under my Will, shall be paid out of my residuary estate as an expense of administration and without apportionment.

ARTICLE II

I do expressly give, devise and bequeath unto my beloved Spouse, **Pamela L. Baker**, all of my property, real, personal or mixed, of whatever kind or character in whosoever custody and wheresoever situated, furnishings, my automobile(s), and all the real estate, to have and to hold unto her absolutely, if she is living at the time of my death. If my Spouse, **Pamela L. Baker**, does not survive me, then I bequeath all my property, real, personal or mixed, of whatever kind or character in whosoever custody and wheresoever situated, furnishings, my automobile(s), and all the real estate to have and to hold unto my beloved children, **Lisa Jo Green**, **Lindsey Baker Brereton**, and **Leah Baker Harry**, per stirpes, subject to the following specific bequeaths:

To **Lindsey Baker Brereton**, one hundred percent interest in the old Lambert Property, Parcel ID: 07 5 22 2 000 007.000.

To **Leah Baker Harry**, one hundred percent interest in the property located at 1041 Farmingdale Rd, Harpersville, AL 35078, (10 acres and residence), also known as Parcel ID: 07 9 32 0 000 007.000

To **Leah Baker Harry**, one hundred percent interest in Lots 25, 26, 27, & 28 of the Tanyard

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Branch Estates (Approximately 15 ½ acres), also known as Parcel ID's: 07 9 32 4 000 006.000, 07 9 32 4 000 006.003, 07 9 32 4 000 006.004, 07 9 32 4 000 006.005 that are entirely part of instrument #20021113000564690.

To **Leah Baker Harry**, one hundred percent interest in any real estate held jointly with Leah and Ryan Harry, mainly Parcel ID's 07 9 32 4 000 006.001 and 07 9 32 4 000 006.002.

To **Leah Baker Harry**, the deeded right to maintain and farm, for as long as she desires, that portion of my real estate that is presently used, or has been used, for agriculture, timber, school tours, events, and other similar activities. I further give to her the right to use all farm implements, all structures, equipment, vehicles, and attachments.

It is my desire that this specific devise become a testamentary trust named Old Baker Farm Trust, for the purpose of leaving and funding said trust with that portion of my real estate, not specifically devised in this document, that is presently used, or has been used, for agriculture, timber, school tours, events, and other similar activities to be held in trust and farmed as specified herein. Leah Baker Harry shall be the trustee and if she is not able to accept the position of trustee, Lindsey Baker Brereton shall be the alternate trustee. If Lindsey Baker Brereton is unable to be the trustee, an independent, bonded, and insured fiduciary shall be selected as trustee upon a vote of the three beneficiaries, or their then living oldest child acting as their representative. All disagreements shall be mediated and arbitrated as cost effectively as possible in Shelby County, Alabama to ensure continued farming of the land, nothing shall be granted to prevent continual farming and specified use of the land.

The purpose of the trust is to allow Leah Baker Harry the right to farm as specified and if the farm is producing income, Leah Baker Harry will cover all property taxes on the land being farmed and will cover any reasonable trust expenses outside of property taxes, not to exceed five thousand dollars (\$5000) yearly. Any costs over the five thousand dollars (\$5000) will be equally shared by the beneficiaries. The above specific devise for continued farming is incorporated into this trust in its entirety.

In the event Leah Baker Harry decides to no longer farm the land, as aforementioned, or existential issues arise such as zoning restrictions that are approved that prevent continued farming, that portion of my real estate that is presently used, or has been used, for agriculture, timber, school tours, events, and other similar activities that has not already been specifically devised shall be equally divided, fee simple, tenants in common, to my three children, beneficiaries of the trust, Lisa Baker Green, Lindsey Baker Brereton, and Leah Baker Harry, per stirpes.

ARTICLE III

I do expressly give, devise and bequeath unto my beloved Spouse, **Pamela L. Baker**, all of the money in my checking and savings accounts to be hers alone and to hold unto her absolutely, if she is living at the time of my death. If my Spouse, **Pamela L. Baker**, does not survive me, then all of the money in my checking and savings accounts shall be distributed to my beloved children and beneficiary, as listed in Article II, per stirpes.

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ARTICLE IV

EXECUTOR

I hereby nominate **Leah Baker Harry (XXX-XX-X406)** of **184 Furrow Lane, Harpersville, Alabama 35078**, as my Personal Representative of this my LAST WILL AND TESTAMENT. I hereby direct that my Representative shall not be required to give or furnish any bond, or other security, in any jurisdiction, or file any inventory, or make any accounting and/or settlement in or with any Court in the administration of the affairs of my estate. I hereby vest in my Representative full power and authority to sell, transfer, and convey any and all of the personal or real property to which I may be possessed and might exercise if I still survived to appropriate the complete administration of the WILL.

In the event that **Leah Baker Harry** shall be unwilling or unable to serve as my Representative, then I expressly appoint as secondary Representative **Lindsey Baker Brereton(XXX-XX-X628)** of **8430 Forest Drive, Foley, Alabama 36535** and she shall have vested in her and be given the same authority and powers as if she was the original Representative named hereunder.

ARTICLE V

REPRESENTATIVE POWERS

Without limitation of the powers conferred by statute or general rules of law, my Representative shall have the following powers and authorities in addition to others now or hereafter conferred by law, with respect to any property contained in my estate:

To retain any property owned by me at the time of my death;

To invest any funds in any corporate shares, bonds, or other securities or property, real or personal (including any common or commingled fund or funds) notwithstanding that such investments may not be of the character allowed to Personal Representatives by statute or general rules of law and without any duty to diversify investments, it is being my intention to confer the broadest investment powers and discretion upon the Personal Representative;

To sell (at public or private sale, without application to any court) or otherwise dispose of any property, real or personal, for cash or upon credit, in such manner and on such terms and conditions as it may deem best and no person dealing with it shall be bound to see to the application of any monies paid;

To manage, operate, repair, improve, mortgage, and lease for any term (whether longer or shorter than the duration of any trust hereunder) any real estate;

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Except to the extent prohibited by law, to cause any securities to be registered in the names of its nominees, or to hold any securities in such condition that same will pass by delivery;

To employ such attorneys, accountants, custodians, investment counsel, and other persons as it may deem proper;

To distribute in cash or in kind upon the termination of any trust hereunder;

To open and maintain one or more bank, custodian or other account or accounts in any bank or trust company (including a Corporate Personal Representative hereunder), and to deposit to the credit of such account or accounts all of the funds belonging to the trust which may at the time be in the possession of the Personal Representative; from time to time to withdraw a portion or all of said funds so deposited by check signed by the Personal Representative, and any such bank or trust company is hereby authorized to pay such checks and also to receive the same for deposit, to the credit of any holder thereof who is signed or endorsed; to delegate to any one or more of its proper agents the right to sign checks against the aforementioned account or accounts for the purposes of the trust, and any bank or trust company in which said account or accounts are maintained is hereby authorized and directed to any such checks, provided, however, that prior thereto such delegation is evidenced by an appropriate instrument in writing deposited with the said bank or trust company by the Personal Representative; and

In general, to exercise all powers in the management of any trust hereunder which any individual could exercise in the management of similar property owned in his own right, upon such terms and conditions as to it may deem best, and to execute and deliver all instruments and to do all acts which it may deem necessary or advisable in connection with the administration of any trust established hereunder.

All references in this Item as to any property contained in my estate or in any trust created hereunder shall be deemed to include specifically, without limitation, stock or other securities of the Corporation Trustee, its holding company, affiliate or successor, and except as otherwise provided herein, the Personal Representative is authorized to deal with such stock or securities in the same manner as provided with respect to any other property contained in my estate or any trust.

ARTICLE VI **MISCELLANEOUS PROVISION**

I am making and executing this Will in triplicate, two of the copies to be retained by me, and one copy to be placed with my other secure documents, and I direct that either of these instruments be admitted to Probate as my Will without the other. So that there may be no presumption of revocation of this Will by me, in the event the copies retained by me cannot be found after my death, I do hereby declare that I will not at any time revoke this Will except by a later Will expressly revoking this Will, or by the destruction of all copies hereof. The production of either copy of this Will after my death shall be prima facie evidence that Will was in full force and effect at the time of my death, unless a Will is produced executed by me at a date subsequent hereto.



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I, **Gerald W. Baker**, the testator sign my name to this instrument this the 13 day of November, 2025, and being first duly sworn, do hereby declare to the undersigned authority that 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 19 years of age or older, of sound mind and under no constraint or undue influence.

Gerald W. Baker
Gerald W. Baker

We, Melissa Willb, Mischelle Crogan
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 her LAST WILL that she signs it willingly, and that each of us, in the presence and hearing of the testator's, hereby signs this **WILL** as witness to the testator signing, and that to the best of our knowledge the testator is 19 years of age or older, of sound mind, and under no constraint or undue influence.

Melissa Willb
WITNESS
Mischelle Crogan
WITNESS

STATE OF ALABAMA *
SHELBY COUNTY *

Subscribed, sworn to and acknowledged before me by **Gerald W. Baker**, the testator, and subscribed and sworn to before me by Melissa Willb and Mischelle Crogan, witnesses, this the 13 day of November, 2025

[Signature]
NOTARY PUBLIC
November 9, 2026
MY COMMISSION EXPIRES

Instrument created by:
Jonathan M. Arnold, Esq.
Fortune, Beard, Arnold, & Arnold, LLP

MARISOL OLGUIN
NOTARY PUBLIC, ALABAMA STATE AT LARGE
MY COMMISSION EXPIRES NOV. 09, 2026