

916
THE LAST WILL AND TESTAMENT OF

DWIGHT CATHER

91115

STATE OF ALABAMA
JEFFERSON COUNTY

NO. 527 PAGE 523
RECORDED

I, DWIGHT CATHER, a resident of Jefferson County, State of Alabama, being of sound and disposing mind and memory, do make, publish and declare this instrument as and for my Last Will and Testament, hereby revoking any and all other wills and codicils thereto heretofore made by me.

ITEM ONE

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

ITEM TWO

I give, bequeath and devise all of my property, real, personal and mixed of whatsoever kind and character and wheresoever located to my true and loving wife, DORIS V. CATHER, in fee simple.

ITEM THREE

I hereby nominate and appoint my beloved wife, DORIS V. CATHER, as executrix of this my Last Will and Testament. I hereby direct that my said executrix be relieved from giving any bond, filing inventory, or making annual or other return to any Court and empower her as executrix to sell the whole or any part of my property, both real and personal, at public or private sale, without order of any Court and without advertisement or other formality and in her sole discretion to carry out the purposes of

in office 6th
day of Sept. 1977
for Probate and Records
O. W. Stone
Judge of Probate

Dwight Cather Book 230 PAGE 176
Dwight Cather

this instrument. I hereby expressly give and grant to my executrix full power and authority to sell or otherwise dispose of any or all of my real property.

IN WITNESS WHEREOF, I have signed my name at the foot and end of this my Last Will and Testament and affixed my seal this the 14 day of March, 1977.

Dwight Cather (L.S.)

The foregoing instrument, consisting of two pages, including this page; each page being typewritten only on one side, was at the date thereof by the said DWIGHT CATHER, signed, sealed, published and declared to be his Last Will and Testament, in the presence of us, who at his request and in his presence and in the presence of each other, have subscribed our names as attesting witnesses thereto.

James E. Gilbert residing at 948 Edwards, Tulsa, Okla

Wanda A. Spencer residing at 7626 1st Ave North
Tulsa, Okla.

91115

JUD.
RECORD 527 PAGE 525

BOOK 230 PAGE 178

CERTIFICATE TO THE PROBATE OF WILL

The State of Alabama

JEFFERSON COUNTY

I, O. H. Florence, Judge of the Court of Probate, in and for said State and County, do hereby certify that the foregoing instrument of writing ha^s this day, in said Court, and before me as the Judge thereof, been duly proven by the proper testimony to be the genuine last Will and Testament of Dwight Cather Deceased and that said Will together with the proof thereof have been recorded in my office in Judicial Record, Volume 527, Page 522-524.

In witness of all which I have hereto set my hand, and the seal of the said Court, this date Sept. 6, 1977.

PROBATE-98

O. H. Florence, Judge of Probate.

IN THE MATTER OF THE ESTATE OF

DWIGHT CATHER

Deceased.

PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

Case No.

91115

NO.
RECORD

527 PAGE 527

PETITION FOR LETTERS TESTAMENTARY

TO THE HONORABLE J. PAUL MECKS, JUDGE OF PROBATE OF JEFFERSON COUNTY, ALABAMA:

Come your petitioner,

DORIS V. CATHER

and, upon information and belief, respectfully show unto your

Honor the following facts:

1. In the last will and testament of Dwight Cather, deceased, which said will has been or shall be duly probated and admitted to record in this Court, your petitioner is named as the Executrix thereof.

2. Your petitioner is an inhabitant (is an-are) of the State of Alabama, above the age of twenty-one years, and in no respect disqualified under the law from serving as such Executrix

3. Under said will your petitioner is exempted from giving any bond as such Executrix. The said decedent died seized and possessed of certain real and personal property, the value of which is estimated, in the aggregate, to be Unknown at this time.

Wherefore, to the end that the properties constituting said estate may be collected and preserved for those who appear to have a legal interest therein, and that said will may be executed according to the requests and directions of said decedent, your petitioner pray that your Honor will take judicial notice of the probate of the will of the decedent, and will grant letters testamentary to petitioner in this matter - without entering into bond, as is provided by the terms of said will. - upon entering into bond in such sum as is required by statute and with security or securities to be approved by your Honor.

Attorney for petitioner

ROBERT C. MCKEE

7628 First Ave. No

B'ham., (AL) 35206

(address)

Doris V. Cather

Doris V. Cather

7319 4th Ave So

B'ham., AL 35206

Petitioner

Address:

VERIFICATION

STATE OF ALABAMA
JEFFERSON COUNTY

Before me, the undersigned, a notary public in and for said county in said state, personally appeared Doris V. Cather who, being first duly sworn, make oath that she has read the foregoing petition and know the contents thereof, and that she is informed and believe, and, upon such information and belief, aver that the facts alleged therein are true and correct.

Subscribed and sworn to before me this

day of

Notary Public

Doris V. Cather

Doris V. Cather

Affiant-Petitioner

¹Delete if petition is for letters testamentary with bond.

²Delete if petition is for letters testamentary without bond.

BENCH NOTE

Filed in the office of the Judge of Probate of Jefferson County, Alabama, prayer granted, and petition ordered recorded this 10 day of Sept. 1977

O. H. Florence
Judge of Probate

IN THE MATTER OF THE ESTATE OF

IN THE PROBATE COURT OF
JEFFERSON COUNTY,
ALABAMA

Dwight Cather

Deceased

August TERM 1977

91115

CASE NO.

JUD.
RECORDED

527 PAGE 529

LETTERS TESTAMENTARY

BE IT REMEMBERED AND MADE KNOWN TO ALL WHOM IT MAY CONCERN:

That the will of the above-named deceased having been duly admitted to record in said County, Letters Testamentary are hereby granted to Doris V. Cather

Execut rix named in said will, who ha s complied with the requisitions of law and who is authorized to take upon herself the execution of such will.

Witness my hand this date, September 6, 1977

O. H. Florence
O. H. FLORENCE,
Judge of Probate

I, _____, Chief Clerk of the Court of Probate of Jefferson County, Alabama, hereby certify that the foregoing is a true, correct and full copy of the Letters Testamentary issued in the above-styled cause as appears of record in said Court. I further certify that said Letters are _____ in full force and effect.

Witness my hand and seal of said Court this date, _____

Chief Clerk

noted to be correct

BOOK 230 PAGE 181

CERTIFIED COPY

I, the Undersigned, Judge of the Court of Probate for Jefferson County, Alabama, hereby certify that the foregoing is a true, correct and full copy of the instru-

ment 5 herewith set out as appears of record in said Court. Witness my hand and seal of said Court,

this 20th day of March, 1989

Judge of Probate

George R. Reynolds

1. Dead Tax \$
2. Mtg. Tax
3. Recording Fee 15.00
4. Indexing 1.00
TOTAL 16.00

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

89 MAR 14 AM 9:27

Thomas A. Lawrence, Jr.
JUDGE OF PROBATE

1. Dead Tax \$
2. Mtg. Tax
3. Recording Fee
4. Indexing

081 341063 BOOK