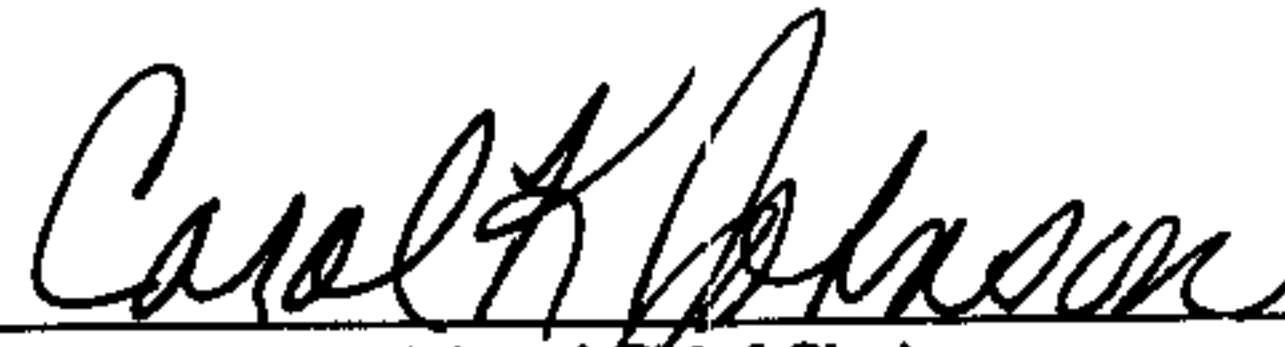


The State of Alabama
JEFFERSON COUNTY

PROBATE COURT

I, Carol K. Johnson, Provisional Chief Clerk of the Court of Probate, in and for said County in said State hereby certify that the foregoing contains a full, true and correct copy of the LAST WILL AND TESTAMENT : ALONG WITH THE CERTIFICATE TO THE PROBATE OF WILL: PETITION TO PROBATE OF WILL: LETTERS TESTAMENTARY WHICH ARE NO LONGER IN FULL FORCE AND EFFECT in the matter of JAMES M KIDD CASE # 82146 as the same appears on file and of record, in this office.

Given under my hand and seal of said Court, this
the 6 day of APRIL, 2001


Provisional Chief Clerk

RECEIVED

APR 12 2001

PROBATE JUDGE'S OFFICE

Inst # 2001-14184

04/13/2001-14184
10:03 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MEL 29.00

IN THE MATTER OF THE ESTATE OF

PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

JAMES M. KIDD

Case No.

82146

Deceased.

PETITION FOR PROBATE OF WILL

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

James M. Kidd, Jr., Eleanor Kidd,

Come your petitioners, and William Bradford Kidd, and upon information and belief, respectfully show unto your Honor the following facts:

1. James M. Kidd died at Birmingham, Alabama on or about the 19th day of October, 1974, and, at the time of such death, was an inhabitant of Jefferson County, Alabama.

2. Surrendered herewith is said decedent's last will and testament naming petitioner as Executors thereof, which was duly signed by said decedent when over twenty-one years of age, and was attested by the following witnesses: namely,

Name	Present Address
Winston B. McCall	831 Frank Nelson Bldg., Birmingham, Ala.
Roderick M. MacLeod, Jr.	3033 Westmoreland Drive, " "
Clifford M. Spencer, Jr.	831 Frank Nelson Bldg., Birmingham, Ala.

3. The following is a true, correct, and complete list of the names, ages, conditions, relationships, and addresses of said decedent's widow, and next-of-kin; namely,

Name, age, condition, relationship	Address
Maybelle B. Kidd, over 21, of sound mind, widow	3070 Salisbury Road Birmingham, Alabama
James M. Kidd, Jr., over 21, of sound mind, son	16 Country Club Road, So. Birmingham, Alabama
Eleanor Kidd, over 21, of sound mind, daughter	3070 Salisbury Road Birmingham, Alabama
William Bradford Kidd, over 21, of sound mind, son	3216 Rockledge Road Birmingham, Alabama

Wherefore, your petitioner pray that your Honor will take jurisdiction of this petition; will cause all such notices or citations to issue to the said widow, next-of-kin, and attesting witnesses as may be proper in the premises; and will cause such proceedings to be had and done, and such proof to be taken, and renders such orders and decrees as will duly and legally effect the probate and record in this Court of said will as the last will and testament of said deceased.

Attest for petitioners:
Winston B. McCall
(name)
831 Frank Nelson Building
(address)

James M. Kidd, Jr.
Eleanor Kidd
William Bradford Kidd
Petitioners
Address: As above

STATE OF ALABAMA
JEFFERSON COUNTY

Before me, the undersigned, a notary public in and for said county in said state, personally appeared James M. Kidd, Jr., Eleanor Kidd & Wm. Bradford Kidd, who, being first duly sworn, make oath that they have read the foregoing petition and know the contents thereof, and that they are 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 19th day of October, 1974.

Notary Public

James M. Kidd, Jr.
Eleanor Kidd
William Bradford Kidd
Petitioners

LAST WILL AND TESTAMENT

OF

82146

JAMES M. KIDD

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, JAMES M. KIDD, a resident of the City of Birmingham, Jefferson County, Alabama, being of sound mind and disposing memory, do hereby make, publish and declare this to be my Last Will and Testament, hereby expressly revoking any and all wills heretofore made by me.

ITEM ONE

I hereby will and direct that all of my just debts, including the debts of my last illness and funeral, including all federal and state estate taxes, be paid out of the moneys and cash specifically willed and bequeathed in ITEM THREE hereof.

ITEM TWO

Having previously made provision for my beloved son, James M. Kidd, Jr., during my lifetime, and in order to equalize equitably the division of my estate to my three children, I make the following specific devises of real estate owned by me:

(a) I will and devise unto my beloved son, William Bradford Kidd, a life estate into all of my lands of which I may die seized and possessed, lying and being in Shelby County, Alabama. The remainder after said life estate of my son, William Bradford Kidd, I give and devise to the children of my son, William Bradford Kidd, if said children are of his own blood and issue, but if my son, William Bradford Kidd, does not have any children of his own blood, then I give the remainder of said lands to my grandsons, James M. Kidd, III, and Donald Bradford Kidd, share and share alike.

I hereby advise my son and grandsons that these lands have been held in the Kidd family since their entry from the Government by my grandfather, John W. Kidd, and no other person has ever owned said lands, and it is my hope that they will preserve them and hold them in honor of the forebears whose remains have there been interred for more than a century.

(b) I will and devise unto my beloved daughter, Eleanor Kidd, the two downtown lots in the City of Birmingham, Jefferson County, Alabama, known as lot 11 and lot 13 in block 104, according to the Elyton Land Survey of Birmingham, which I am legally seized.

ITEM THREE

I give and bequeath to my three children, Eleanor Kidd, James M. Kidd, Jr., and William Bradford Kidd, and to my wife, Maybelle B. Kidd, share and share alike, all money, in banks, money in Certificates of Deposit, stocks, bonds, automobiles, debts, or money owing me, giving my Executors hereinafter named full power and right to allocate, divide, and distribute same in their discretion, in the event any of my said children should predecease me.

Witness my hand and seal this 26th day of May, 1961, at Birmingham, Alabama.
for Probate and Recording

FILED
409 MAY 28 1961

James M. Kidd

without issue of his or her own blood, I will and bequeath the share in my estate of said child so predeceasing me to my surviving children, share and share alike.

In the event any of my said children should predecease me, leaving surviving issue of his or her own blood, I will, devise and bequeath the share in my estate of said child so predeceasing me to the children of my said deceased child, share and share alike, and I direct any surviving child or children to act as trustees to manage and collect all rent and income and pay all taxes and legal charges, and keep property in good repair for benefit of said grandchildren; and I direct said trustees to keep separate accounts for each such grandchild and devote such portion of the net income of said trust estate as they in their discretion shall deem necessary for the education and support and maintenance of said grandchildren. This trust shall terminate upon the youngest child of said deceased child reaching the age of twenty-one years, at which time said trustees are directed to distribute such trust property then remaining to the said grandchildren then living, share and share alike, to be theirs absolutely as of said date.

ITEM FOUR

To my wonderful and beloved wife, Maybelle B. Kidd, if surviving at my death, I will, devise and bequeath all of the rest and residue of my estate, real, personal and mixed. If my said wife is not living at my death, then all of my real, personal, and mixed property is willed to my children, then living, share and share alike.

ITEM FIVE

I hereby nominate, constitute and appoint as the Executors of this my Last Will and Testament, my beloved sons, James M. Kidd, Jr., and William Bradford Kidd, and my beloved daughter, Eleanor Kidd, and I hereby expressly exempt my executors from giving any bond or bonds of any nature or character whatsoever as a condition precedent to their being either appointed, qualified, or administering upon my estate. All bonds and the filing of any inventory or of any partial and final settlement are hereby expressly waived.

In Testimony Whereof, I have hereunto set my hand and seal at Birmingham, Alabama, on this the 19 day of April, 1971.

James M. Kidd (SEAL)

Signed, sealed, published and declared by the above named Testator, JAMES M. KIDD, as and for his Last Will and Testament, in the presence of each of us, and each of us in his presence, and in the presence of each other, and at his request, have hereunto set our hands and seals as witnesses on the day the same bears date.

William Bradford Kidd (SEAL)

Eleanor Kidd (SEAL)

Cap. J. M. Kidd (SEAL)

FJUD.
RECORD

409 PAGE 283

CERTIFICATE TO THE PROBATE OF WILL

THE STATE OF ALABAMA,
JEFFERSON COUNTY.

I, J. PAUL WEEKS, Judge of the Court of Probate, in and for said State

do hereby certify that the foregoing instrument of writing has this day, in said Court, and before

been duly proven by the proper testimony to be the genuine last Will and Testament

James M. Kidd

Deceased and that said Will

has been recorded in my office in Judicial Record, Vol. 409 Page 280-283,

and I have hereto set my hand, and the seal of the said Court, this date October 30, 1974

J. Paul Weeks

Judge of Probate

IN THE MATTER OF THE ESTATE OF)

IN THE PROBATE COURT OF
JEFFERSON COUNTY
ALABAMA

James M. Kidd

Deceased)

October TERM 1974

CASE NO. 82146

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 James M. Kidd, Jr., Eleanor Kidd and
William Bradford Kidd

Execut ors named in said will, who ha ve complied with the requisitions of law and who
are authorized to take upon themselves the execution of such will.

Witness my hand this date, October 30, 1974

J. Paul Meeks
J. PAUL MEEKS
Judge of Probate

I, _____, Assistant Probate Judge - Deputy Clerk Register
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, _____

Assistant Probate Judge
Deputy Clerk Register

Inst # 2001-14184

04/13/2001-14184
10:03 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MEL 29.00