

Probate Judge order setting apart homestead and personal property

to widow and minor child.

State of Alabama,
Shelby County)

Probate Court

June Term 1937.

In the matter of the estate of W. E. Holcombe, deceased.

This being the day set for the hearing of acceptance to the report of J. A. Jackson, and Sam Stinson, filed in this cause on May the 1st 1937 and there being no exceptions filed to said report; and there being no answer, demurrer plea exceptions filed to the petition of Mrs. Tilla Holcombe widow of W E Holcombe, deceased, filed on April 21st 1937; the allegation of said petition are taken as confessed.

The court having fully considered said petition and said report and the complete file in said cause and having examined witnesses is of the opinion that said petition should be and the same is hereby granted.

And it appearing from said petition said report and oral testimony of witnesses that the said W E Holcombe, now deceased, departed this life on or about January 25th 1937 being at that time a resident of Shelby County, Alabama, that at the time of his death his personal property was worth in value \$132.50 and not more and that all the real estate owned by him was worth \$800.00 and not more and less than 160 acres in area. And it appearing to the satisfaction of the court that said Mrs. Tilla Holcombe is the widow of the said W E Holcombe deceased and that Wilma Holcombe was the only minor child of the said W E Holcombe at the time of his death and it further appearing to the satisfaction of the Court that all heirs and next of kin of the said W E Holcombe residing in this State either accept service and waive further notice of this hearing or was duly served by the Sheriff of this County with notice as required by law and that notice to the non resident heirs and next of kin residing without the State of Alabama was given by publication in the Shelby County Democrat a newspaper of general circulation in Shelby County, Ala., in the issues of May 27 1937, June 3rd 1937, and June 10th 1937.

It is therefore, ordered, adjudged and decreed by the Court that the said petition of Tilla Holcombe be, and the same is hereby granted; that the report of J A Jackson and Sam Stinson, commissioners filed in this Court on May 1st 1937 be, and the same is hereby accepted, approved and confirmed.

It is furthered ordered, adjudged and decreed by this Court that there is by this decree set aside to the said Tilla Holcombe widow of the said W E Holcombe and the said Wilma Holcombe, minor child of the said W E Holcombe, the following personal property to their exclusive use and benefit with full title to hold or sell and convey to-wit:

Household furniture owned by the said W E Holcombe at the time of his death. One one-horse wagon. One corn and cotton planter-two Georgia Stocks One Chattanooga Turn. plow. One cow and calf. One hay rake. One corn sheller. One one-horse harrow. One Jr. cultivator. One Ghee Whiz.

It is further ordered, adjudged and decreed by this Court that the following real estate be, and the same is hereby set aside to the said Mrs. Tilla Holcombe, widow of the said W E Holcombe, and the said Wilma Holcombe, the sole minor child of the said W. E. Holcombe absolutely in fee simple as their homestead to share and share alike to-wit:

The NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 18, Tp 21, Range 1 E. Shelby County, Alabama.

It is further ordered, adjudged and decreed by the court that this decree be recorded in deed record of Shelby County Alabama in indexed in the direct index from W. E. Holcombe to Tilla Holcombe and Wilma Holcombe, and in the indirect index to Tilla Holcombe from W. E. Holcombe and to Wilma Holcombe from W. E. Holcombe and that the cost of said recording be taxed as a part of the cost of this cause.

Done in term time, this the 26th day of June, 1937
L. C. Walker, Judge of Probate.

Filed for record in this office June 26th 1937 at 10 AM and recorded in deed record 102, page 2 and examined. L. C. Walker, Judge of Probate