

WILL PROCEEDINGS

Wills 27 Page 400

STATE OF ALABAMA }

JEFFERSON COUNTY }

I, Geo. A. McAllister of the County of Jefferson State of Alabama, being of sound and disposing mind and memory hereby declare and publish this as my last will and testament and hereby revoking all former wills by me made.

1st. It is my will and desire, and I hereby instruct that all of my just debts be paid, this to include my funeral expenses.

2nd. I hereby will and bequeath to my Sisters Effie McAllister and Emma McAllister all of my property, real estate, money and all personal property, of which I may be possessed at my death, to have and to hold for and during their natural lives, they shall have a right to sell and convey, any or all of said property, at any time they may so desire, and appropriate the proceeds as they may deem proper.

3rd. At the death of both of my said sisters Effie and Emma, the residue of my Estate at the death of both of said sisters, shall go to the bodily heirs of my five sisters namely: Ella Steward, Lettie Stewart, Mary Fitzpatrick, Effie McAllister and Emma McAllister. Share and share alike, if any of my said sisters should die without issue, the property shall be divided among the bodily heirs of my said sisters who may have children.

4th. I hereby name and appoint my Sisters Effie and Emma executrix of this my will, without bond, and in case one should die the remaining one shall perform and carry out the work intended for both.

In witness whereof I have hereunto set my hand and seal this 19th day of September 1904.

Geo. A. McAllister

Signed and subscribed as his last will and testament by the said Geo. A. McAllister, in our presence and we in his presence and in the presence of each other have hereunto subscribed our names as witnesses on the day of the date of said will.

T. B. Alford

T. W. Norris

STATE OF ALABAMA }

JEFFERSON COUNTY }

I, George A. McAllister, of Birmingham, Jefferson County, Alabama, being of sound and disposing mind and memory do hereby make and declare the following to be a codicil, or amendment to the last will and testament heretofore made and declared by me. Said last will and testament hereby amended and to which this codicil is filed being written in the hand writing of T. B. Alford, now deceased, and bearing date of the 19th day of September, 1904, and containing four paragraphs and my signature thereto being attested by the said T. B. Alford and T. N. Norris.

ONE. I hereby will and bequeath to my sisters, Effie McAllister and Emma McAllister all of my property, real estate, money and all personal property, wheresoever the same may be located, which I may own or of which I may be possessed, or to which I may be entitled at my death, and the title to the same to vest in my two said sisters, Effie McAllister and Emma McAllister, for and during their natural life only. I do further give, devise and bequeath to the one of my said sisters, Effie McAllister or Emma McAllister, who shall survive the other and entire right and ownership in and to all of my property as set out herein which shall have vested in the other sister by the terms of this will. It being my intention that the survivor of my two sisters named in this paragraph shall automatically succeed to all the rights, privileges, immunities and benefits of both of my said sisters under the terms of this will.

Page One.
Codicil to last Will and
Testament of
George A. McAllister

I do hereby give and grant unto my said sisters, Effie McAllister and Emma McAllister, full power and control of all my property set out herein during their lives, such power being vested in the survivor of the two and include the absolute and unconditional right of my said sisters or either of them to sell and convey any or all of the real estate hereby bequeathed and for and at such price and on such terms and conditions as they may deem best to do and they and each of them are given full power to invest, handle or expend the proceeds of any such sale made by them in such manner as they may see fit to do and I do hereby give and grant unto my said sisters, or either of them, the same power over my personal property as I have given to them over my real estate, the said power given to my said sisters named herein being given to them both jointly and separately.

And it is my will and desire and I do hereby direct that my said sisters named herein, nor either of them, be required to make any bond as executrix of my estate or to account to any court, or to file in any court any inventory or account of my said property of any class or kind whatsoever controlled or expended by them or either of them.

In testimony whereof, I, the said George A. McAllister, have to this codicil to my last will and testament, contained in this and the one preceding sheet set my hand and seal; my hand to the bottom of the one preceding sheet and my hand and seal to this the last sheet, this the 1st day of February, 1932.

George A. McAllister (SEAL)

The writing contained in this and the one preceding sheet was signed and sealed by the above named George A. McAllister, and by him published and declared as being the codicil of his last will and testament, in our presence and we in his presence, and in the presence of each other, and at his request have hereto set our names as witnesses on the day the same bears date.

W. H. Beasley

Ingram Beasley

CERTIFICATE TO THE PROBATE OF WILL

THE STATE OF ALABAMA |

JEFFERSON COUNTY |

I, Eugene H. Hawkins, Judge of the Court of Probate, in and for said State and County, do hereby certify that the foregoing instruments of writing have this day, in said Court, and before me as the Judge thereof, been duly proved by the proper testimony, to be the genuine last Will and Testament and Codicil thereto of George A. McAllister Deceased and that said Will and codicil together with the proof thereof have been recorded in my office in Book of Wills, Vol 27, page ..

Eugene H. Hawkins, Judge of Probate

THE STATE OF ALABAMA |

JEFFERSON COUNTY |

I, Euguen H. Hawkins, Judge 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 and Codicil thereto of Geo. A. McAllister, deceased, together with the Certificate of the Probate thereof as the same appears on file and of record, in this office.

Given under my hand and official seal, this the 30th day of January, 1940.

Eugene H. Hawkins, Judge of Probate

Filed in this office March 15, 1940 at 10 am and recorded in Deed Record 108 at page 125 and examined.

L. C. Walker, Judge of Probate