

## LAST WILL AND TESTAMENT

I, Sarah F. Strong, of Brewton, Alabama, being of sound mind and disposing memory, do make, publish and declare this my last will and testament, hereby expressly revoking and all wills or testamentary instruments heretofore made by me.

I T E M I.

I direct that my just debts and funeral expenses be paid by my executor, hereinafter named, as soon after my death as may be found convenient.

If it should be necessary to borrow money to pay any estate or inheritance tax that might become due by my estate, I authorize my executor to borrow such amount as may be necessary for this purpose from the First National Bank of Mobile, or from any person, firm or corporation that it may desire, and to repay such loan at such time as might appear to my said executor to be to the best interest of my estate.

I want to be buried in Montevallo Cemetery at Montevallo, Alabama, and want my executor to see that a proper and suitable marker is placed over my grave.

I T E M II.

All the rest and residue of my property, of every kind and description, I give, devise and bequeath to The First National Bank of Mobile, in trust, to be administered as follows:

I direct that my said trustee shall at least once each three months make distribution of the net income from the trust herein created as follows:

(a) Pay over to my niece, Mrs. Archine N. Vineyard, of Jackson, Tennessee, as long as she shall live, for her own use, one-third of said net income; and upon her death to her lineal descendants then living in accordance with the laws of the State of Alabama now in effect.

(b) Pay over to my niece, Jane Fancher, of Clay, Kentucky,

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for her own use (or, in the event she shall not have attained the age of twenty-one years, and/or until she shall have attained such age, to her guardian or trustee as herein named, for the use of the said Jane Fancher), so long as she shall live, one-third of such net income; and upon her death to her lineal descendants then living, in accordance with the laws of the State of Alabama now in effect.

(c) Pay over to my nephew, James Fancher, of Selma, Alabama, for his own use, so long as he shall live, one-third of said net income; and upon his death to his lineal descendants then living, in accordance with the laws of the State of Alabama now in effect.

Should either the said Mrs. Archie N. Vineyard, Jane Fancher of James Fancher have no lineal descendants living, then that part of the net income to which such deceased beneficiary would have been entitled if living shall be paid to the survivors of the three, or, where only one of the three survives, then to the survivor and the lineal descendants then living (if any) of such of the three of them as shall have theretofore died; or, if there be no such lineal descendants surviving, then the entire net income shall be paid to the survivor of the three beneficiaries.

Should any emergency arise in the life of any beneficiary or beneficiaries hereunder during the life of the trust hereinabove created, on account of any disaster or severe illness, or otherwise, whereunder additional funds should be needed, I request that the Trustee of said trust fund shall make the necessary advancement and/or payment to meet such emergency, the amount so advanced to be deducted from future payments of net income to such beneficiary; or, such advancement may be charged against the beneficiary for whose use the same was paid, and deducted from her or his share of the assets of said trust upon the termination thereof, according to the judgment of the trustee.

I hereby authorize and empower my said trustee to handle, manage, operate, lease, convey, control, sell, lend, vote, hypothecate or mortgage or otherwise dispose of any or all of the

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Property, of every kind and description, or any business or enterprise which it may at any time hold in trust under the terms of this will, or which may at any time belong to the trust hereinbefore created, and to invest and reinvest all funds at any time belonging to said trust in such manner and on such terms and conditions, and in such securities and/or other properties as it may deem to be to the best interest of said trust; and the said trustee shall not be limited to such investments as are now or may hereafter be termed "legal investments" for trust funds. And it shall not be necessary for my trustee to obtain any court order in order to sell, mortgage or otherwise dispose of any or all of the property at any time belonging to said trust.

I hereby exempt my said trustee from giving bond as such trustee.

I direct that the trust hereinabove created for my estate shall continue during the lives of Mrs. Archie N. Vineyard, Jane Fancher and James Fancher, and until the death of the survivor of them. Upon the termination of the trust herein created for my estate, the corpus of the trust shall be divided, per stirpes, among the then surviving lineal descendants of the said Mrs. Archie N. Vineyard, James Fancher and Jane Fancher in accordance with the laws of descent and distribution of the State of Alabama as now in effect. In the event that either of the three shall have no lineal descendants living at the time of the termination of the trust, the corpus of the trust shall be divided, per stirpes, among the then living lineal descendants of such of the three as shall at such time have lineal descendants living. Should there be no surviving lineal descendants of either the said Mrs. Archie N. Vineyard, Jane Fancher or James Fancher at the time of the termination of said trust, then the corpus of the trust shall be divided among my heirs at law in accordance with the present laws of descent and distribution of the State of Alabama.

I hereby nominate, constitute and appoint The First National Bank of Mobile, of Mobile, Alabama, as trustee to act as guardian for my niece, Jane Fancher, to receive from the Trustee of the

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trust fund herein created for my estate, all moneys to which she shall be entitled until she shall have attained the age of twenty-one years, and to act as guardian for my said niece until she shall have attained such age. And I do hereby exempt the said Bank from giving bond as such trustee or guardian.

I hereby constitute, nominate and appoint The First National Bank of Mobile executor of this my last will and testament, and do hereby expressly relieve and exempt it from giving bond as such executor.

I hereby authorize and empower my said executor to handle, manage, operate, lease, vote, encumber, lend, sell, convey, mortgage or otherwise dispose of any and all of my property--real, personal and mixed--in such manner and on such terms and conditions as to it may seem to be to the best interest of my estate. It is my intention to confer upon my said executor, and I do hereby confer upon it as full power in the premises as I myself could exercise were I living; and it shall not be necessary for said executor to obtain any court order to sell all or any part of the property belonging to my estate.

The executor herein named shall pay from the net income derived from my estate during the time that it is being administered and until final settlement is made thereof, one-third to Mrs. Archie N. Vineyard, of Jackson, Tennessee, one-third to Jane Fancher of Clay, Kentucky (or, until she shall have attained the age of twenty-one years, to her guardian or trustee herein named), and one-third to James Fancher of Selma, Alabama. In the event of the death of either of such beneficiaries before the settlement of my estate, the portion of such net income as would have gone to such deceased beneficiary had he or she survived shall be paid as is herein provided for the disposition thereof by the trustee of the trust herein created for my estate.

As soon after my death as the law and the circumstance of the case will permit, I direct that my executor shall make final settlement of my estate and thereupon turn over to The First

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National Bank of Mobile, as Trustee for the trust fund herein created for my estate, all of the assets in its hands belonging to my estate.

No disposition, charge or encumbrance of either the net income or the principal of the trust fund, or any part thereof, by the beneficiaries hereunder, or any one of them, by any manner or means or by any plan or subterfuge--except as herein expressly provided--shall be of any validity or legal effect, or be in any wise regarded by the trustee herein named.

INWITNESS WHEREOF, I have hereunto set my hand and affixed my seal and declared this to be my last will and testament in the presence of the undersigned witnesses, on this the 15th day of July, 1948.

SARAH F. STRONG (SEAL)

SIGNED, SEALED AND DECLARED to be her last will and testament by Sarah F. Strong in our presence, and we in her presence and the presence of each other, and by her direction and at her request, have hereunto set our hands as witnesses, on this the day that said will bears date.

MARY C. LUKER

THOS. E. MCMILLAN

ED LEIGH MCMILLAN

#### CODICIL

I, Sarah F. Strong, do make and declare this to be a Codicil to my Last Will and Testament this day made.

1st: I give to Archie Vineyard my diamond ring.

2nd: I give to Jane Fancher my piano.

3rd: I give to James Fancher my automobile.

4th: I give my antique furniture to the daughters of Archie Vineyard to be divided equally between them.

I hereby ratify my said Last Will and Testament in all other respects.

IN WITNESS WHEREOF I have hereunto set my hand and  
affixed my seal, this 15th day of July, 1948.

SARAH F. STRONG (SEAL)

SIGNED, SEALED AND DECLARED to be a Codicil to her Last  
Will and Testament by Sarah F. Strong in our presence, and we in  
her presence and in the presence of each other, and by her direc-  
tion and at her request, have hereunto set our hands as witnesses,  
on this the day that said Codicil bears date.

MARY C. LUKER.

THOS. E. MCMILLAN

ED LEIGH MCMILLAN

STATE OF ALABAMA

ESCAMBIA COUNTY

I, Thomas A. Peavey, Judge of Probate in and for said State  
and County hereby certify that the foregoing is a true and correct  
copy of the Will and Codicil of Sarah F. Strong as admitted to  
probate on the 12th day of November, 1951.

Given under my hand and seal of the Probate Court of said  
State and County this the 29th day of November, 1951.

Thos. A. Peavey  
Judge of Probate