

4343

STATE OF ALABAMA,)
JEFFERSON COUNTY.)

19169

I, Samuel F. Cunningham, of Birmingham, Alabama, being of sound mind and disposing memory hereby revoke all former wills and make this my last will and testament.

FIRST.

I direct that all my just debts and funeral expenses be paid by my executor herein named as soon after my death as may by him be found convenient, the balance of cash on hand, if any, I give in equal parts to my son, Verna F. Cunningham, and my two grand sons, William T. Cunningham, and Clarence Ray Cunningham.

SECOND.

I give to my son, Samuel B. Cunningham, my double barrel breech loading shotgun made in Leige, Belgium; also my mantle clock.

THIRD.

I give to my daughter, Mrs. Mattie I. Macke, my Star Piano; my dining room and kitchen furniture.

FOURTH.

I give my son, Verna F. Cunningham, my Elgin gold plated watch, chain, and charm; my Winchester rifle; my .45 single action blue steel Colts pistol.

FIFTH.

I give each of my grandsons, William T. Cunningham and Clarence Ray Cunningham, two mattrosses; one feather bed; two feather pillows; and six quilts.

SIXTH.

I give, devise, and bequeath to my son, Verna F. Cunningham, and my grand sons, William T. Cunningham, and Clarence Ray Cunningham, share and share alike, all my right, title, and interest in and to all real estate owned by me in Shelby County, Alabama, being Five Hundred and Thirty-seven (537) acres, more or less.

SEVENTH.

All the real property of which I shall die seized and possessed, or to which I shall be entitled at the time of my decease, not otherwise disposed of by the terms of this will and wheresoever located I devise, give, and bequeath, to my heirs, share and share alike including with my legal heirs share and share alike with said heirs, my two grand sons, William T. Cunningham and Clarence Ray Cunningham. It is understood that if said property cannot be divided equitably among said beneficiaries that the same shall be sold by the executor herein named and the proceeds divided in accordance with the terms of this instrument.

EIGHTH.

I hereby appoint my son, Verna F. Cunningham, to be executor of this will. I hereby direct and request that my said executor shall be required to execute a bond with sureties approved by the Probate Judge of Jefferson County, Alabama.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this the 8th day of August, 1942.

Samuel F. Cunningham
Samuel F. Cunningham.

Signed and published as his last will by the said Samuel F. Cunningham 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.

Oliver Cotton

Arthur Long

Will Record 64 Page 119

Will Record 55 Page 114

CERTIFICATE TO THE PROBATE OF WILL

THE STATE OF ALABAMA,
JEFFERSON COUNTY.

I, H. R. Howze, Judge of the Court of Probate, in and for said

State and County, do hereby certify that the foregoing instrument of writing has 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 Samuel F. Cunningham Deceased and that said Will

together with the proof thereof have been recorded in my office in Book of Wills, Vol. 55 Page 113-114.

In witness of all which I have hereto set my hand, and the seal of the said Court, this the 11 day of May 19 44.

Form No. 98-2-48-5M

(Seal)

Will Record 64 Page 120

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 instrument of writing has 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 Samuel F. Cunningham Deceased and that said Will

together with the proof thereof have been recorded in my office in Book of Wills, Vol. 64 Page 118-120.

In witness of all which I have hereto set my hand, and the seal of the said Court, this the 24 day of July 19 46.

(Seal) Eugene H. Hawkins, Judge of Probate

Form No. 98-2-48-5M

CERTIFICATE TO COPIES

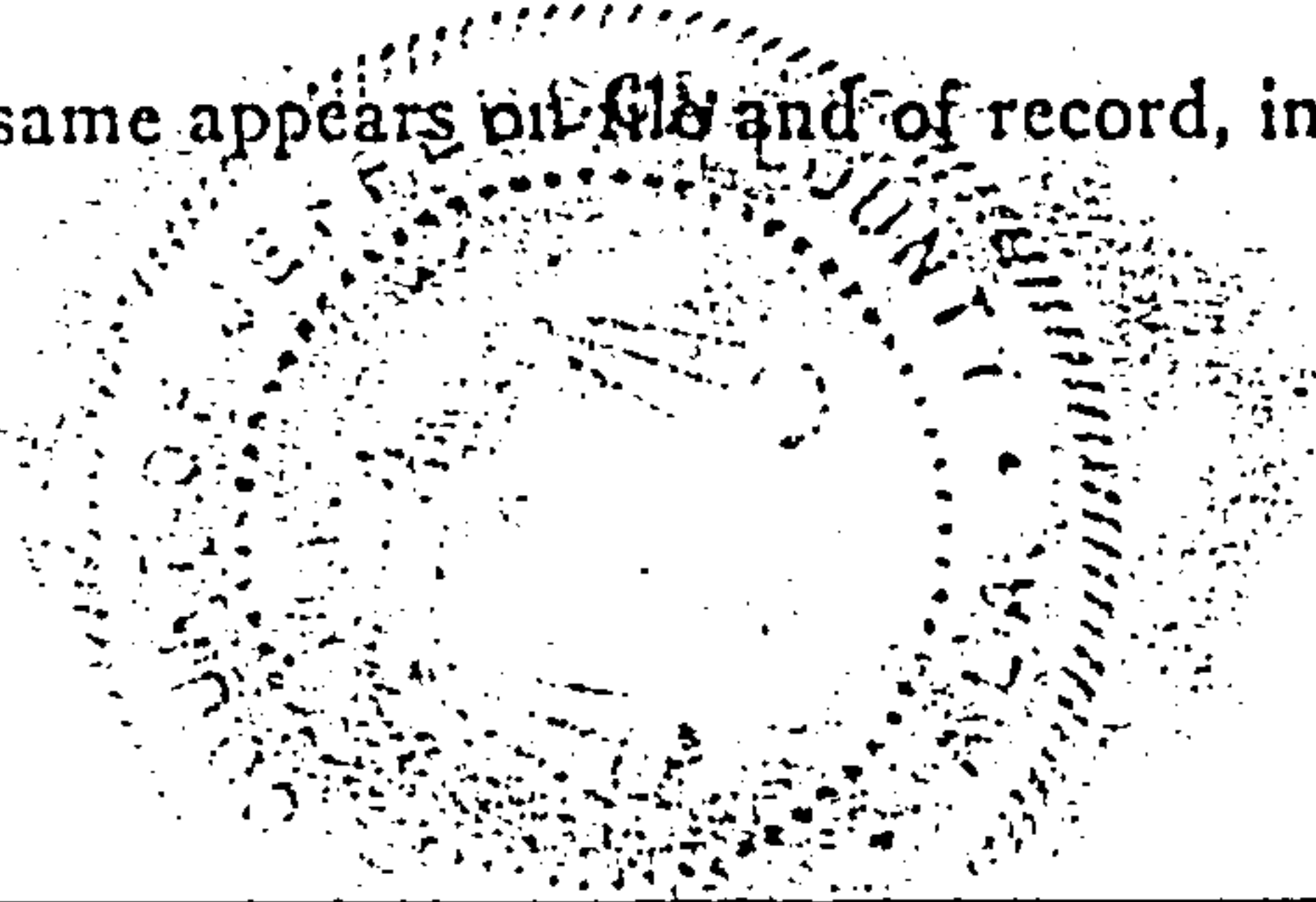
THE STATE OF ALABAMA,
JEFFERSON COUNTY.

PROBATE COURT

I, Tom C. Garner, 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 of Samuel F. Cunningham, deceased, together with the Certificates to the Probate Thereof,

in the matter of _____

as the same appears on file and of record, in this office.



Given under my hand and official seal, this
the 14th day of September, 19 54.
Tom C. Garner
Judge of Probate.

STATE OF ALABAMA, SHELBY COUNTY
I, E. C. Walker, Judge of Probate, hereby certify that the within Copy of Will
was filed for record the 15 day of Sept, 19 54, at 2 o'clock PM
and recorded in Book 168 Page 214 and the mortgage tax of \$1.00
Deed Tax of \$1.00 has been paid.
E. C. Walker Judge of Probate