

240 3958

LAST WILL AND TESTAMENT OF JESSIE CRESWELL MIDDLEBROOKS

STATE OF ALABAMA)  
JEFFERSON COUNTY)

I, Jessie Creswell Middlebrooks, the widow of James Marvin Middlebrooks, a resident of 2000 Stout Road, Birmingham, Jefferson County, Alabama, and over the age of twenty-one years, being of sound mind and disposing memory, do hereby make and publish this my last will and testament, revoking all former wills which may have been made at any time heretofore by me.

FIRST: I will that all my debts and funeral expenses shall be paid by my Executors as soon after my death as practicable.

SECOND: I will, devise and bequeath unto my beloved brother, Samuel L. Creswell, the use of my home place with its furnishings for the remainder of his life. This home place is located at 2000 Stout Road, Birmingham, Alabama, otherwise known as Lots 1, 2 and 3 Kirkpatrick's Addition to North Birmingham, Section 23, Township 17, Range 3, also the triangle lot beginning at the SW corner of 21st Avenue and 23rd Street, thence 30 feet South 80 feet for beginning, thence to Stout Road to a point 30 feet West of 23rd Street, thence to the point of beginning. I am giving my brother, Samuel L. Creswell, the use of this property for his lifetime because I am grateful and conscious of having been supported and provided for by my brother for many years, believing that my son, James L. Middlebrooks, and his family, or my sister, will find my brother ready to the best of his ability to share it with them if they should ever need a home.

In the event this home place becomes a burden to my brother for any reason, he, Samuel L. Creswell, is the sole one to decide that he no longer wants the place or can keep it and he is the sole one to make this decision without coercion from anyone. If he decides that he cannot keep the place for any reason I authorize that it be sold and the money from the sale of the home be invested in Government Bonds paying semi-annual or annual interest. I authorize that these bonds be made to Samuel L. Creswell and James L. Middlebrooks, my son, and direct that the interest be made payable to Samuel L. Creswell for his care and support during his lifetime. I give

End Page Number One of Two Pages.

Jessie Creswell Middlebrooks

JC  
Q.M.

my income, if any, from the undivided estate of my Mother, Mamie V. Creswell, and Samuel L. Creswell, Sr., to my brother, Samuel L. Creswell, for his lifetime.

THIRD: To my beloved son, James L. Middlebrooks, or his heirs I will, devise and bequeath the residue and remainder of my estate, both real and personal, all cash that I may have on hand at the time of my death and all stocks that I may own. I also wish and give to my son the choice of any furnishings in my home; the remainder I give to my brother, Samuel L. Creswell.

FOURTH: Upon the death of Samuel L. Creswell, I will, devise, and bequeath that my home place at 2000 Stout Road, Birmingham, Alabama, go to my son, James L. Middlebrooks, Jr.

FIFTH: I nominate and appoint my son, James L. Middlebrooks, and my brother, Samuel L. Creswell, as Executors of this my last will and testament and declare that they shall not be required to give any bond for performance of their duties arising hereunder; nor shall they be required to make any inventory of the property coming into their hands as Executors, nor make any report to any court of their proceedings hereunder.

Witness my hand this the 17 day of December, in the year One Thousand Nine Hundred Forty-seven.

Jessie Creswell Middlebrooks  
Jessie Creswell Middlebrooks

Signed and declared to be her last will and testament by  
Jessie Creswell Middlebrooks in our presence, and we in her presence, and in the presence of each other, and at her request, have hereto set our names as witnesses on the day the same bears date.

James C. Ashett  
Name

407 Farley Bldg. B'ham, Ala.  
Address

Adrian Robinson  
Name

411-12 Farley Bldg. B'ham, Ala.  
Address

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

Jessie Creswell Middlebrooks

J.C.

A.R.

CERTIFICATE TO THE PROBATE OF WILL

THE STATE OF ALABAMA,  
JEFFERSON COUNTY.

I, J. Paul Meeks, 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 \_\_\_\_\_

Jessie Creswell Middlebrooks,

Deceased and that said Will \_\_\_\_\_

together with the proof thereof have been recorded in my office in Book of Wills, Vol. \_\_\_\_\_ Page \_\_\_\_\_

In witness of all which I have hereto set my hand, and the seal of the said Court, this the 23 day of June, 19 59.

Form No. 98

J. Paul Meeks, Judge of Probate

THE STATE OF ALABAMA,  
JEFFERSON COUNTY.

PROBATE COURT

I, J. Paul Meeks, 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 Jessie Creswell Middlebrooks, deceased, together with the Certificate  
to the probate thereof

~~XX-XX-XX~~ matter of \_\_\_\_\_

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

Given under my hand and official seal, this

the 23rd day of June, 19 59.

J. Paul Meeks  
Judge of Probate.

STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within Will  
was filed for record the 25 day of June 19 59 at 8 o'clock P M. and

No fee due