

= Will of: Fannie A. Baker =

State of Alabama }
Etowah County }

I, Fannie A. Baker, a resident of Etowah County, State of 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 by me heretofore.

First: I commit my soul to the God who gave it.

Second: I will that all my debts and funeral expenses shall be paid by my Executrix as soon after my deceased as practical; and I hereby give, devise, and bequeath unto my Executrix hereinafter named the property set out in this paragraph for the purpose of paying my said debts, and a lien is hereby created on said property untill all of my said debts are fully paid. The property referred to herein is described as follows: - Two houses and lots on the corner of 5th Streets and Walnut Streets, Gadsden, Etowah County, Alabama; the lot on the corner of said 5th St. and Walnut St. being known as the Shahan lot, the other lot adjoining the said Shahan lot on the north and facing 5th Street, both of said lots being on the West side of 5th Street, Gadsden, Alabama.

Third: I will and bequeath all my personal property to my five children, Robert H. Baker, Fannie May Baker, Mrs. Lila King, Jean M. Baker, and Eleanor B. Baker; the division and distribution of said property to vest absolutely in my executrix hereinafter named.

Third: I give, devise and bequeath unto my daughter, Fannie May Baker, an undivided one-fifth interest in the Clarkson Farm at Tysonville, Alabama, in Macon County, containing 1720 acres, more or less; an undivided one third interest in forty acres of land in Owls Valley, Gadsden, Etowah County, Alabama, known as the Jarvin Place. Two house and lots on Coosa Street, near Agricola Pipe Shops, Gadsden, Alabama; One house and lot on "Billy Goat Hill" known as the "Keptner Place". One house and lot on the corner of S. 6th and Bay Street, Gadsden, Alabama. One house and lot on North side of Hill Avenue, Gadsden, Ala. An undivided one third interest in the lots owned by me in the Abercrombie Addition to Gadsden, Alabama. The 2nd house and lot owned by me nearest 6th Street, on the S. side of Birmingham Street, Gadsden. The West 50 feet off of home place lot on Walnut Street,

between 6th and 7th Streets, Gadsden, Alabama.

Fourth: I give, will, devise and bequeath to my daughter, Lila King, a life time estate in and to the property described in this paragraph herein and after, said property to be held by her for her use and benefit during her natural life, and at the death of my said daughter, Lila King, I give, will, devise and bequeath said property hereinafter described in this paragraph in fee simple to the children of my said daughter Lila King, who may be living at her death jointly; and if any of the said children of my said daughter, at the time of her death is under the age of twenty-one years, the said property hereinafter described in this paragraph is not to be sold for distribution of the proceeds of said sale, until all of the said children of my said daughter Lila King, are of twenty-one years of age or over. In the event my said daughter Lila King, should die without leaving children, then I will, devise and bequeath said property hereinafter described in this paragraph in fee simple, jointly to my children then living. The property referred to herein is described as follows, to-wit:-

One house and lot on the S. side of Birmingham Street, Gadsden, Ala. known as the Charlie Long lot.

One house and lot on Third Ave. Gadsden, Alabama, known as the "Allis Place".

One house and two lots S. side of Steel Plant near Scull Crusher, purchased by me from J. R. Gamblin.

One house and lot on corner of Cleveland Avenue and Lee Street, Gadsden, Alabama.

Two houses and lots back of Gadsden Car Works known as Fitzgerald Place.

House number 619 and lot fronting 50 feet on North side of Walnut Street, bounded on the East by the Lewis lot, and located between 6th + 7th Streets, Gadsden, Alabama.

Also farm in Shelby County, Alabama, known as the Columbianna farm, consisting of two hundred (200) acres, more or less.

Fifth: I give, devise, will and bequeath unto my son, Robert H. Baker, an undivided two-fifths interest in the Clarkson Farm at Tyeonville, Alabama, in Macon County, said farm containing 1720 acres, more or less,

Also a lot fifty feet wide fronting on Walnut Street off of the East side of the home lot or place on Walnut Street, Gadsden, Alabama.

Sixth: I give, devise, will and bequeath unto

my daughter, Jean M. Baker, an undivided one fifth interest in and to the Clarkson Farm, at Tysonville, Macon Co. Alabama; consisting of 1720 acres, more or less.

An undivided one third interest in 40 acres of land in Owl's Valley, Gadsden, Alabama, known as the Farris Place.

The first house and lot owned by me nearest 6th Street on the S. side of Birmingham Street, Gadsden, Ala.

all of the Arnold Place, back of Car Works, Gadsden, Alabama, on the north side of Tuscaloosa Street.

And one house and lot north of the Arnold Place, located on Plainview Ave. Gadsden, Ala.

An undivided one half interest in the home place consisting of a lot 59 feet wide fronting on Walnut Street, between 6th & 7th Streets, Gadsden, Alabama, being an undivided half interest in all of the home place after deducting therefrom the lot herein above devised to my daughter, Fannie May Baker; and the lot hereinbefore devised to my son, Robert H. Baker.

House and lot on north side of Bay Street just West of 6th Street, Gadsden, Alabama.

An undivided one third interest in and to the lots owned by me in the Abercrombie Addition.

Seventh: I give, devise, will and bequeath unto my daughter, Eleanor B. Baker, an undivided one-fifth interest in the Clarkson Farm, at Tysonville, Macon Co. Alabama, containing 1720 acres, more or less.

An undivided one third interest in 40 acres of land in Owl's Valley, Gadsden, Ala. known as the Farris Place.

House and lot facing 12th Street, the 3rd house and lot from the S.E. corner of 12th and Gardner Streets, Gadsden, Alabama.

House and lot on S. 6th Street, just South of Jeff Davis home place, being on the West side of said 6th Street, Gadsden, Alabama.

The 2nd house and lot owned by me nearest 6th Street, on the S. side of Birmingham Street, Gadsden, Ala.

~~An undivided one third interest in the lots owned~~ by me in the Abercrombie Addition, Gadsden, Alabama.

An undivided half interest in the home place consisting of a lot 59 feet wide fronting on Walnut Street, between 6th and 7th Streets, Gadsden, Ala. being an undivided half interest in all the home place, after deducting therefrom the lot herein above devised to my daughter Fannie May Baker, and the lot herein before devised to my son Robert H. Baker. X

Eighth: (8). I give, will and devise and bequeath all property owned by me, now hereinafter set out, to my three

daughters, Fannie May Baker, Jean M. Baker, and Eleanor Baker, share and share alike.

Ninth: I nominate and appoint my daughter, Fannie May Baker, as Executrix of this my Last Will and Testament, and declare that she shall not be required to give any Bond, for the performance of her duties arising hereunder, nor shall she be required to make an inventory of the property coming in to her hands as such executrix, nor make and report to any Court of her proceedings hereunder.

Witness my hand this 19th day of April, 1921.
Fannie A. Baker.

Signed and declared to be her Last Will and Testament, by Fannie A. Baker, in our presence, and we, in her presence and in the presence of each other and at her request have hereunto set our names as witnesses on the day the same bears date.

Alto V. Lee.

Geo. L. Faucett.

Filed in Office: June 28, 1921.

L. L. Herzberg, Judge of Probate.

"Proof of Will"

The State of Alabama:

Etowah County:

Probate Court: July 16th, 1921.

In the Matter of the Estate
of: Fannie A. Baker, Deceased.

Present, Hon. L. L. Herzberg, Judge of Probate.

Before me, L. L. Herzberg, Judge of Probate, in and for said County, personally appeared in open Court, Alto V. Lee, who, having been by me, first duly sworn and examined, did depose and say on oath, that he is a subscribing witness to the instrument of writing now shown to him and which purports to be the Last Will and Testament of Fannie A. Baker, deceased, late an inhabitant of this County; that said Fannie A. Baker, since deceased, signed and executed said instrument on the day the same bears date, and declared the same to be her last Will and Testament, and that affiant set his signature thereto on the day the same bears date as a subscribing witness to the same, in the presence of said Fannie A. Baker, and that such other witness subscribed his name as a witness in his

presence and in the presence of said Fannie A. Baker that said Fannie A. Baker, was of sound mind and disposing memory, and, in the opinion of the deponent, fully capable of making her Will at the time the same was so made, as aforesaid. Affiant further states that said Fannie A. Baker was on the day of the said date of said Will of the full age of twenty-one years and upwards.

Alto V. Lee (L.S.)

Sworn to and subscribed before me, this July 16th, 1921.

L. L. Herzberg, Judge of Probate.

Made: July 16th, 1921.

L. L. Herzberg, Judge of Probate.

= "Proof of Will" =

The State of Alabama:

Etowah County:

Probate Court: July 16, 1921.

In the matter of the Estate of:
Fannie A. Baker, Deceased.

Present, ^{Hon} L. L. Herzberg, Judge of Probate.

Before me, L. L. Herzberg, Judge of Probate in and for said County, personally appeared in open Court Geo. L. Faucett who, having been by me, first duly sworn, did depose and say on oath, that he is a subscribing witness to the instrument of writing now shown to him and which purports to be the Last Will and Testament of Fannie A. Baker, deceased, late an inhabitant of this County; that said Fannie A. Baker, since deceased, signed and executed said instrument, on the day the same bears date, and declared the same to be her Last Will and Testament, and that affiant set his signature thereto on the day the same bears date as a subscribing witness to the same in the presence of said Fannie A. Baker, and that such other witness subscribed his name as a witness in his presence, and in the presence of said Fannie A. Baker; that said Fannie A. Baker was of sound mind and disposing memory, and, in the opinion of the deponent, fully capable of making her Will at the time the same was so made, as aforesaid. Affiant further states that said Fannie A. Baker, was on the day of said date of said Will of the full age of twenty-one years and upwards.

Geo. L. Faucett (L.S.)

Sworn to and subscribed before

me, this July 16th, 1921.

Made: July 16th, 1921. L. L. Herzberg, Judge of Probate

THE STATE OF ALABAMA:
THE COUNTY OF ETOWAH:

I, Wiley Hickman, Judge of Probate in and for said County and State, do hereby certify that the within and foregoing is a true, correct and complete copy of Last Will and Testament and Proof of Will of Fannie A. Baker, deceased, as recorded in Will Record "B" at pages 472-473-474-475 & 476 on file in the Probate Office of said County.

Given under my hand and seal this the 22 day of March, 1962.

Wiley Hickman
JUDGE OF PROBATE COURT
ETOWAH COUNTY, ALABAMA



STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON *6-29-62*
RECORDED & \$..... MTG. TAX
& \$..... DEED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Conrad M. Fowler
JUDGE OF PROBATE

COPY
MAR 24 1962

LAST WILL AND TESTAMENT
AND
PROOF OF WILL
OF

FANNIE A. BAKER, DECEASED

Robert R. King
Atty at Law
Room 1827 Hagedorn Bldg
Madison Ala

RECORDED: WILL RECORD "B"
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