THIS INSTRUMENT WAS PREPARED BY
PHILANDER L. BUTLER
ATTORNEY AT LAW
GASTON BUILDING
1827 - 5th AVE. NO., BIRMINGHAM, ALA.

3112

AFFIDAVIT

STATE OF ALABAMA)
)
JEFFERSON COUNTY)

My name is T. J. Gardner. I am Vice President of Smith & Gaston Funeral Directors, Inc., 1500 - 4th Avenue, North, Birmingham, Alabama. I was the administrator of the Estate of Anita S. McIntosh, deceased. She died in Birmingham, Alabama on July 8, 1973. Her death certificate is attached. Anita S. McIntosh was the widow of Will C. McIntosh, deceased, who died in Birmingham, Alabama on August 3, 1973. His death certificate is attached. The Estate of Anita S. McIntosh was administered in Jefferson County, Alabama under Case #78703 and letters were issued to me as administrator on August 15, 1973. The final hearing on my administration was held in Probate Court on January 21, 1976, in which I was discharged as administrator. There were several claims filed against the Estate of Anita S. McIntosh and all were paid except the claim of Burgess Nursing Home in the amount of $696.50. This claim was given to me by Mr. Burgess in September, 1975 and was beyond the statutory time to file a claim against the Estate of Anita S. McIntosh. All other claims in the Estate of Anita S. McIntosh were paid. I have known Mrs. McIntosh and her husband for more than 30 years and I was almost like a son to her. My wife, Mrs. Edna Gardner and my sister, Mrs. A. G. Gaston, were two of the closest friends Mrs. McIntosh had in Birmingham. From my own personal knowledge, I know that Mrs. Anita S. McIntosh was the daughter of a Methodist Bishop and she had no children. She had one sister who lived in Arkansas by the name of Mabel Saunders and Mrs. Saunders now lives in Nassau Bahamas. Mrs. Saunders had a daughter and, of course, this was Mrs. McIntosh's niece. Mrs. McIntosh had another niece and she was named after Mrs. McIntosh and her name was Anita Scott Holloway. Her father was a dentist in Ohio, somewhere, and Mrs. Holloway

BOOK 14 PAGE 159

19760203000006660 2/4 $.00
Shelby Cnty Judge of Probate, AL
02/03/1976 12:00:00 AM FILED/CERT

was the only child, as far as I know. Also, Mrs. McIntosh always said she had two nieces and one sister; however, as I said, one of the nieces is Mrs. Saunders' daughter and the other niece, Anita Scott Holloway, is the daughter of a dead brother of Mrs. McIntosh. I can't recall the name of the dentist now but he was a Dr. Scott. Mrs. McIntosh came out of Nashville, Tennessee where her father and mother were very prominent people. Bishop Scott was a very prominent person in the Methodist Church and they are well known people in Nashville and she was well known in Birmingham. Her husband, Will C. McIntosh, was maintenance supervisor of some housing projects for several years in Birmingham, and I knew he and his wife very well and I know of no other relatives that Mrs. Anita S. McIntosh had. I also am aware of the fact that Will C. and Anita S. McIntosh were the owners of eight acres of land in Shelby County, Alabama and I now understand from Attorney Philander L. Butler of Birmingham that this deed was a joint suvivorship deed and the legal papers that I have in my file with the Shelby County property on it reads as follows:

> Eight acres of land in the SE corner of the SW$\frac{1}{4}$ of the NE$\frac{1}{4}$ of Section 23, Township 22, Range 3 West, Shelby County, Alabama. Said property being 420 feet North and South and 840 feet East and West. Situated in Shelby County, Alabama.

Given under my hand and seal this 29th day of January, 1976.

T. J. Gardner

SWORN TO AND SUBSCRIBED

before me this 29th day of

January, 1976.

Notary Public

Jefferson | 37020 | Arabama

b. CITY, TOWN, OR LOCATION: Birmingham
c. IS PLACE OF DEATH INSIDE CITY LIMITS? YES ☐ NO ☐
c. CITY, TOWN, OR LOCATION: Birmingham 37020
e. IS RESIDENCE INSIDE CITY LIMITS? YES ☐ NO ☐ ON A FARM? YES ☐ NO ☐
d. NAME OF HOSPITAL OR INSTITUTION (If not in hospital, give street address): Burgess Nursing Home
e. LENGTH OF STAY IN 1b:
d. STREET ADDRESS: 21-10th St. West

3. NAME OF DECEASED (Type or print): First Anita | Middle S. | Last McIntosh
4. DATE OF DEATH: Month Day Year: July 8, 1973
5. SEX: Female
6. COLOR OR RACE: Negro
7. MARRIED ☐ NEVER MARRIED ☐ WIDOWED ☒X DIVORCED ☐
8. DATE OF BIRTH: 7-8-1893
9. AGE (In years last birthday): 80
IF UNDER 1 YEAR: Months | Days
IF UNDER 24 HRS.: Hours | Min.
10a. USUAL OCCUPATION (Give kind of work done during most of working life): Housewife
10b. KIND OF BUSINESS OR INDUSTRY:
11. BIRTHPLACE (State or foreign country): Tennessee
12. CITIZEN OF WHAT COUNTRY? USA
13. FATHER'S NAME: S. Scott
14. MOTHER'S MAIDEN NAME: Unknown
14a. NAME OF SURVIVING SPOUSE:
15. WAS DECEASED EVER IN U. S. ARMED FORCES? (Yes, no, or unknown) (If yes, give war or dates of service):
16. SOCIAL SECURITY NO.:
17. INFORMANT'S NAME: Minnie Gaston
Address: P.O. Box 2621

MEDICAL CERTIFICATION

18. CAUSE OF DEATH (Enter only one cause per line for (a), (b), and (c).)
PART I. DEATH WAS CAUSED BY:
IMMEDIATE CAUSE (a): Diabetes mellitus — INTERVAL BETWEEN ONSET AND DEATH: 1 yr
Conditions, if any, which gave rise to above cause (a), stating the underlying cause last.
DUE TO (b):
DUE TO (c):
PART II. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO THE TERMINAL DISEASE CONDITION GIVEN IN PART I(a)
19. WAS AUTOPSY PERFORMED? YES ☐ NO ☐
20a. (Probably) ACCIDENT ☐ SUICIDE ☐ HOMICIDE ☐
20b. DESCRIBE HOW INJURY OCCURRED. (Enter nature of injury in Part I or Part II of item 18.)
20c. TIME OF INJURY Hour a. m. p. m. Month, Day, Year
20d. INJURY OCCURRED WHILE AT WORK ☐ NOT WHILE AT WORK ☐
20e. PLACE OF INJURY (e. g., in or about home, farm, factory, street, office)
20f. CITY, TOWN, OR LOCATION COUNTY STATE
21. I attended the deceased from 6 Jul 73 to 8 Jul 73 and last saw her/him alive on 7 Jul 73
Death occurred at 12:10 A m on the date stated above; and to the best of my knowledge, from the causes stated.
22a. SIGNATURE (Degree or title): [signature] M.D.
22b. ADDRESS: 501 First St N.
22c. DATE SIGNED: 16 Jul 73

23a. BURIAL, CREMATION, REMOVAL (Specify): Burial
23b. DATE: 7-11-73
23c. NAME OF CEMETERY OR CREMATORY: Elmwood Cemetery
23d. LOCATION (City, town, or county) (State): Birmingham, Alabama
24 FUNERAL DIRECTOR ADDRESS: Smith & Gaston, Birmingham, Alabama
25. DATE RECD. BY LOCAL REG.: JUL 18 1973
26. REGISTRAR'S SIGNATURE: Felix E. Hartley

STATE OF ALABAMA
COUNTY OF JEFFERSON

19760203000006660 3/4 $.00
Shelby Cnty Judge of Probate, AL
02/03/1976 12:00:00 AM FILED/CERT

This is to certify that the above is a copy of a certificate as filed in the Bureau of Statistics and Vital Records, Jefferson County Health Department, Birmingham, Alabama.

BOOK 14 PAGE 161

[signature] M.D.
Health Officer

Felix E. Hartley
Registrar of Vital Statistics

December 19, 1975
Date of Issue

[signature]
Authorized Bureau Clerk

Not Valid Without Embossed Seal of the Health Officer of Jefferson County, Alabama.

Jefferson

b. CITY, TOWN, OR LOCATION: Birmingham
c. IS PLACE OF DEATH INSIDE CITY LIMITS? YES ☐ NO ☐
c. CITY, TOWN, OR LOCATION: Birmingham 37020
e. IS RESIDENCE INSIDE CITY LIMITS? YES ☐ NO ☐ ON A FARM? YES ☐ NO ☐

d. NAME OF HOSPITAL OR INSTITUTION (If not in hospital, give street address): Burgess Nursing Home
e. LENGTH OF STAY IN 1b:
d. STREET ADDRESS: 21-10th Ct. West

3. NAME OF DECEASED (Type or print): First Will Middle C. Last McIntosh
4. DATE OF DEATH: Month Day Year: April 3, 1973

5. SEX: Male
6. COLOR OR RACE: Negro
7. MARRIED ☒ NEVER MARRIED ☐ WIDOWED ☐ DIVORCED ☐
8. DATE OF BIRTH: 10-10-1896
9. AGE (In years last birthday): 76
IF UNDER 1 YEAR: Months / Days
IF UNDER 24 HRS.: Hours / Min.

10a. USUAL OCCUPATION (Give kind of work done during most of working life): Engineer
10b. KIND OF BUSINESS OR INDUSTRY:
11. BIRTHPLACE (State or foreign country): Faunsdale, Alabama
12. CITIZEN OF WHAT COUNTRY? USA

13. FATHER'S NAME: John McIntosh
14. MOTHER'S MAIDEN NAME: Hattie L. Prince
14a. NAME OF SURVIVING SPOUSE: Anita McIntosh

15. WAS DECEASED EVER IN U. S. ARMED FORCES? (Yes, no, or unknown) (If yes, give war or dates of service):
16. SOCIAL SECURITY NO.: 418-09-5134
17. INFORMANT'S NAME: Ethel Cook
Address: 21-10th Court West

MEDICAL CERTIFICATION

18. CAUSE OF DEATH (Enter only one cause per line for (a), (b), and (c).)
PART I. DEATH WAS CAUSED BY:
IMMEDIATE CAUSE (a): Ca of the colon — INTERVAL BETWEEN ONSET AND DEATH: 1 yr
Conditions if any, which gave rise to above cause (a), stating the underlying cause last.
DUE TO (b):
DUE TO (c):
PART II. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO THE TERMINAL DISEASE CONDITION GIVEN IN PART II(a)

19. WAS AUTOPSY PERFORMED? YES ☐ NO ☐

20a. (Probably) ACCIDENT ☐ SUICIDE ☐ HOMICIDE ☐
20b. DESCRIBE HOW INJURY OCCURRED. (Enter nature of injury in Part I or Part II of Item 18.)
20c. TIME OF INJURY: Hour a. m. p. m. Month, Day, Year
20d. INJURY OCCURRED WHILE AT WORK ☐ NOT WHILE AT WORK ☐
20e. PLACE OF INJURY (e. g., in or about home, farm, factory, street, office)
20f. CITY, TOWN, OR LOCATION COUNTY STATE

21. I attended the deceased from 2 Jan 73 to 3 Apr 73 and last saw him alive on 2 Apr 73
Death occurred at 6:35 A m on the date stated above; and to the best of my knowledge, from the causes stated.
22a. SIGNATURE (Degree or title): [signature] MD
22b. ADDRESS: 506 First St N
22c. DATE SIGNED: 9 May 73

23a. BURIAL, CREMATION, REMOVAL (Specify): Burial
23b. DATE: 4-6-73
23c. NAME OF CEMETERY OR CREMATORY: Elmwood Cemetery
23d. LOCATION (City, town, or county) (State): Birmingham, Alabama

24. FUNERAL DIRECTOR ADDRESS: Smith/Gaston, Birmingham, Alabama
25. DATE RECD. BY LOCAL REG.: MAY -8 1973
26. REGISTRAR'S SIGNATURE: Felix E. Hartley

STATE OF ALABAMA
COUNTY OF JEFFERSON

BOOK 14 PAGE 102

This is to certify that the above is a copy of a certificate as filed in the Bureau of Statistics and Vital Records, Jefferson County Health Department, Birmingham, Alabama.

[signature] M.D.
Health Officer

December 19, 1975
Date of Issue

Felix E. Hartley
Registrar of Vital Statistics

[signature]
Authorized Bureau Clerk

Not Valid Without Embossed Seal of the Health Officer of Jefferson County, Alabama.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT WAS FILED
1976 FEB -3 AM 10:
JUDGE OF PROBATE