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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

7672

LAST WILL AND TESTAMENT

48053

-of-

WILL RECORD 167 PAGE 161

FILED  
OCT 9 1967  
O. H. FLORENCE

Earle Murray Hays

NY-866

I, EARLE MURRAY HAYS, of Birmingham, Alabama, being of sound and disposing mind, memory and understanding, do make, publish and declare this instrument in writing as and for my last Will and Testament, hereby expressly revoking any and all former Wills and Codicils by me at any time heretofore made or published.

FIRST: It is my desire and I hereby direct that my Executors hereinafter named, pay off and discharge all my just debts as soon after my decease as may be practicable.

SECOND: I hereby give, bequeath and devise unto my Mother, LILLIE C. HAYS, and/or my Father, BERT BOWDEN HAYS, both now residing at 1211 Junipter Street, Gadsden, Alabama, or to their heirs or assigns, the sum of Fifteen Thousand (\$15,000) Dollars.

THIRD: I hereby give, bequeath and devise unto my Niece, RICHARDENE MILLER, 1211 Junipter Street, Gadsden, Alabama, the sum of Twenty-five Hundred (\$2,500) Dollars.

FOURTH: I hereby give, bequeath and devise unto my Brother, CHARLES V. HAYS, 1211 Junipter Street, Gadsden, Alabama, the sum of Twenty-five Hundred (\$2,500) Dollars.

FIFTH: I hereby give, bequeath and devise unto my Cousin, MEYER EARLE SAUNDERS, 15 College Court, Montgomery, Alabama, the sum of One Thousand (\$1,000) Dollars.

SIXTH: All the rest, residue and remainder of my estate of every kind and description, real, personal and mixed, howsoever and wheresoever the same may be situated, now owned or that which may hereafter be acquired by me, I give, devise and bequeath unto my Wife, MRS. CARABEL N. HAYS, 1531, 21st Way, South Birmingham, Alabama, absolutely and in fee simple.

SEVENTH: In the event my Wife, CARABEL N. HAYS, predeceases me, all the rest, residue and remainder of my estate of every kind and description, real, personal and mixed, howsoever and wheresoever the same may be situated, now owned or that which may hereafter be acquired by me, I give, bequeath and devise unto my Mother, LILLIE C. HAYS, and/or my Father, BERT BOWDEN HAYS, or their heirs or assigns, absolutely and in fee simple.

LASTLY, I hereby nominate, constitute and appoint HARRY J. HERFF and HOWARD A. INTERMILL, 1411 No. Capitol Avenue, Indianapolis, Indiana, Executors of this, my last Will and Testament, to serve without bond or surety.

WITNESS my hand and seal this 26th day of February, 1944, at Camp Stoneman, California.

Earle Murray Hays  
EARLE MURRAY HAYS

SIGNED, SEALED, PUBLISHED AND DECLARED by said Testator Earle Murray Hays as and for his last Will and Testament, in the presence of us, who at his request, in his presence, and in the presence of each other, have hereunto subscribed as attesting witnesses.

Name William Lawrence Lewis Address 3rd Fleet USN  
Name H. O. Intermill Address Marion Hotel Indianapolis Ind  
Name Peter W. Palmer Address San Francisco Fighters Wing  
A.S.N.O-913715. Capt.

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Shelby Cnty Judge of Probate, AL  
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WILL RECORD 157 PAGE 152

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 ha S 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 Earle Murray Hays Deceased and that said Will \_\_\_\_\_

together with the proof thereof have been recorded in my office in Book of Wills, Vol. 167 Page 152-162

In witness of all which I have hereto set my hand, and the seal of the said Court, this the 9th day of July 19 62.

Form No. 98

J. Paul Meeks, Judge of Probate

BOOK 19 PAGE 156

The State of Alabama  
JEFFERSON COUNTY

CIRCUIT COURT,  
TENTH JUDICIAL CIRCUIT OF ALABAMA  
IN EQUITY

I, the undersigned, as Register of the Circuit Court, Tenth Judicial Circuit of Alabama, do hereby certify that  
the foregoing contains a full, true and correct copy of the instrument herewith set out as appears of record in said Court.

Witness my hand and seal of said Court, this the 31 day of March, 19 77.

D. L. Cockrell, Register.  
By: Yvonne Skuff Deputy Register.

148-866

19770419000036290 3/18 \$.00  
 Shelby Cnty Judge of Probate, AL  
 04/19/1977 12:00:00 AM FILED/CERT

C. H. [Signature]  
 REGISTER

E. O. D. [Signature]

IN THE MATTER OF:  
 THE ESTATE OF  
 EARLE MURRAY HAYS,  
 DECEASED.

IN THE PROBATE COURT OF  
 JEFFERSON COUNTY, ALABAMA

October TERM 1965

CASE NO. 48053

DECREE ON PETITION FOR INSTRUCTIONS

This cause coming on to be heard on the petition of Milton Andrews, Administrator cum testamento annexo for instructions, and the same having been heard in open court and being submitted for decree upon the Petition, the Answer of Carabel N. Hays, individually and as residuary legatee under the will, the Answer of the Guardian ad litem for Vicki Claire Hays, minor, and the Stipulation of the parties, and the same being understood and considered by the Court, the Court is of the opinion that the petition is properly filed and invokes the equity powers of this Court.

The Court, after hearing the testimony and argument of counsel, is of the following opinion:

1. The widow takes under the will as residuary legatee, after the payment of all claims of debts, costs of administration and lifting out of the estate all that the statutes provide for the minor child - (Section 10 and 11 of Title 61 Code of Alabama).
2. The separate estate of the widow has no effect on her distributive share, as she takes under the provisions of the will.
- 3, 4 and 5. It is the opinion of the Court that Sections 42 and 43 of Title 34, Code of Alabama 1940 have no application when the residuary legatee is the widow of the testator, and has not dissented from his will, and that her separate estate has no affect on her distributive share.

Further the Court is of the opinion that under the provisions of Item #6 of said will, subject to the provisions of Sections 10 and 11 of Title 61, the widow is entitled to take title to the residuary estate, impressed with a trust imposing on the executor of said will the duty to account, and on said sole devisee the duty of contribution to the satisfaction of the

BOOK 19 PAGE 457

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 Shelby Cnty Judge of Probate, AL  
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Page #2 - Estate of Earle Murray Hays, Deceased.

share of said child; and that said child's share is one-half of the personalty of said residue estate and title to the realty to vest in said widow impressed with a trust for said minor child.

NOW, THEREFORE, it is ORDERED, ADJUDGED AND DECREED BY THE COURT as follows:

1. That Carabel N. Hays has not dissented from the will of Earle Murray Hays, and is entitled to share in the distribution of the estate of Earle Murray Hays as residuary legatee under said will and is entitled to one-half of the personal estate, available for distribution after the payment of the debts of the estate, expenses of administration, and payment of any specific legacies entitled to payment out of the estate.

2. That the said Carabel N. Hays shares in the estate of Earle Murray Hays as residuary legatee under his will and not as his widow, as in the case of intestacy, and the amount that she is entitled to receive as residuary legatee is not to be reduced or diminished by deducting therefrom the value of her separate estate.

3. That the minor Vicki Claire Hays as the pretermitted child of Earl M. Hays, is entitled to the following: one-half of the personal estate available for distribution, after payment of the debts of the estate and expenses of administration, and title to the realty to vest in said widow impressed with a trust for said minor child.

4. That the provisions of Sections 42 and 43 of Title 34, Alabama Code of 1940, have no application in this case.

5. That Walter Cornelius, as guardian ad litem for Vicki Claire Hays, the minor, be and hereby is allowed a fee of \$300.00 for his services in representing said minor in this matter.

6. That the costs of this petition be and hereby are taxed against the Estate of Earle Murray Hays.

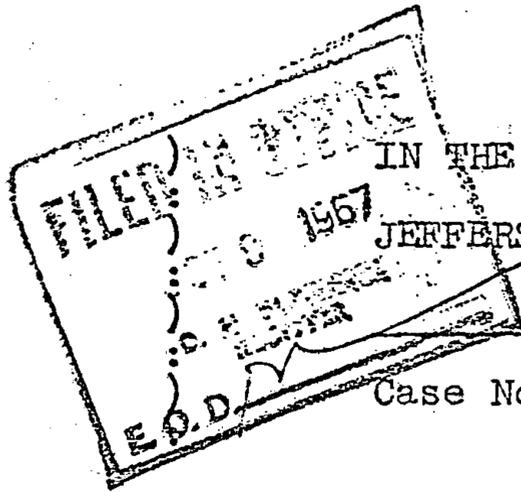
DONE AND ORDERED on this the 29th day of October, 1965.

*Thos. Weeks*  
 \_\_\_\_\_  
 Judge of Probate,  
 Sitting in Equity

BOOK 19 PAGE 458

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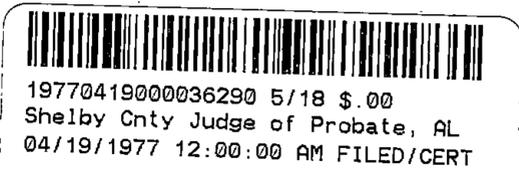
IN THE MATTER OF:  
THE ESTATE OF  
EARLE MURRAY HAYS,  
DECEASED.



IN THE PROBATE COURT OF  
JEFFERSON COUNTY, ALABAMA

TERM \_\_\_\_\_

Case No. \_\_\_\_\_



AMENDED DECREE ON PETITION FOR INSTRUCTIONS

BOOK 19 PAGE 459

This cause coming on to be heard on the petition of Milton Andrews, Administrator cum testamento annexo, for instructions and the motion, as amended, of the Guardian ad litem for the minor Vicki Claire Hays to set aside the Decree, on Petition for Instructions, rendered herein on October 29, 1965, and the same having been heard in open court and being submitted for decree, upon the petition and all other pleadings filed herein with respect to the petition, and the same being understood and considered by the Court, the Court is of the opinion that said decree rendered herein on October 29 should be and hereby is amended as herein set forth.

The Court, after hearing further testimony and arguments of counsel, is of the following opinion:

1. The widow takes under the will as a residuary legatee, after the payment of all claims of debts, costs of administration and lifting out of the estate all that the statutes provide for the minor child - (Section 10 and 11 of Title 61, Code of Alabama).
2. The separate estate of the widow has no effect on her distributive share, as she takes under the provisions of the will.
3. It is the opinion of the Court that Sections 42 and 43 of Title 34, Code of Alabama 1940 have no application when the residuary legatee is the widow of the testator, and has not dissented from his will, and that her separate estate has no effect on her distributive share.

FILED IN PROBATE COURT



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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

4. Further, the Court is of the opinion that under the provisions of Item #6 of said will, subject to the provisions of Sections 10 and 11 of Title 61, the widow is entitled to take title to the residuary estate, impressed with a trust imposing on the executor of said will the duty to account, and on said residuary legatee the duty of contribution to the satisfaction of the share of said child; and that said child's share is one-half of the personalty of said estate, less debts and costs of administration but before the payment of the specific legacies, and title to the realty to vest in said widow impressed with a trust for said minor child, Vicki Claire Hays, as the beneficial or equitable owner thereof.

5. The Court further finds that the settlement agreement between the co-administrators and the specific legatees is in the best interest of all parties involved, including the minor child, Vicki Claire Hays, and that the names and identity of the specific legatees of the will are correctly set forth in the receipts of payment and releases filed in open Court in pursuance of said settlement agreement, it further appearing to the satisfaction of the Court that both Bert Bowden Hays and Lillie C. Hays, parents of the testator, predeceased the testator and that Charles V. Hays, a/k/a Charles Hays, and Mrs. Richard Miller, a/k/a Uldene Hays Miller, are the only surviving children of the said Bert Bowden Hays and Lillie C. Hays.

NOW, THEREFORE, it is ORDERED, ADJUDGED AND DECREED BY THE COURT as follows:

1. That Carabel N. Hays has not dissented from the will of Earle Murray Hays, and is entitled to share in the distribution of the estate of Earle Murray Hays as residuary legatee

BOOK 19 PAGE 400

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under said will and is entitled to one-half of the personal estate, available for distribution after the payment of the debts of the estate, expenses of administration, and payment of any specific legacies entitled to payment out of the estate.

2. That the said Carabel N. Hays shares in the estate of Earle Murray Hays as residuary legatee under his will and not as his widow, as in the case of intestacy, and the amount that she is entitled to receive as residuary legatee is not to be reduced or diminished by deducting therefrom the value of her separate estate.

3. That the minor Vicki Claire Hays as the pretermitted child of Earle M. Hays is, subject to the payment of the debts of the estate and all expenses of administration of the estate, except the payment of legacies, entitled to the following: one-half of the personal estate available for distribution after payment of the valid debts of the estate and the costs of administration, but before the payment of the specific legacies, and all of the real estate, and title to the realty to vest in said widow impressed with a trust for said minor child, Vicki Claire Hays, as the beneficial or equitable owner thereof.

4. That the provisions of Sections 42 and 43 of Title 34, Alabama Code of 1940, have no application in this case.

5. That the settlement agreement between the co-administrators and the specific legatees, viz: Charles Hays, a/k/a Charles V. Hays; Mrs. Richard Miller, a/k/a Uldene Hays Miller; and Richardene Miller, a/k/a Richardene Miller Clayton, a/k/a Mrs. Lynn Clayton, as evidenced by the receipts of payment and releases filed in open court by or on behalf of the said specific legatees, be in all



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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

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respects ratified and confirmed, and the same is hereby so ratified and confirmed, as being in the best interest of all parties involved, including the minor child, Vicki Claire Hays.

6. That Walter Cornelius, as guardian ad litem for Vicki Claire Hays, the minor, be and hereby is allowed a fee of \$ 200<sup>00</sup> for his services in representing said minor in this matter in addition to the fee allowed him by the decree in this cause dated October 29, 1965.

7. That the costs herein accrued be and hereby are taxed against the Estate of Earle Murray Hays.

DONE AND ORDERED this the 1<sup>st</sup> day of September 1966.



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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

J. Paul Mack  
Judge of Probate,  
Sitting in Equity

BOOK 19 PAGE 462

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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

BOOK 19 PAGE 463

The State of Alabama  
JEFFERSON COUNTY

CIRCUIT COURT,  
TENTH JUDICIAL CIRCUIT OF ALABAMA  
IN EQUITY

I, the undersigned, as Register of the Circuit Court, Tenth Judicial Circuit of Alabama, do hereby certify that the foregoing contains a full, true and correct copy of the instrument herewith set out as appears of record in said Court.

Witness my hand and seal of said Court, this the 31 day of March, 19 77.

D. L. Cockrell Register.  
By: Apronne Knight Deputy Register.

IN THE MATTER OF  
THE ESTATE OF EARLE MURRAY HAYS,  
DECEASED



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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

IN THE CIRCUIT COURT  
TENTH JUDICIAL CIRCUIT  
OF ALABAMA  
IN EQUITY  
NUMBER 148-866

D E C R E E

THIS cause coming on to be heard upon the petition of CARABEL N. HAYS NAPP, as Administratrix C.T.A. of the Estate of EARLE MURRAY HAYS, DECEASED, for a Partial Settlement of her acts and doings as said Administratrix from January 16, 1967 to this date; and further coming on to be heard upon the Consent to said Partial Settlement as filed by VICKI CLAIRE HAYS CRUTCHFIELD, and upon the testimony taken orally before the Court, and upon consideration thereof, the Court finds that the said CARABEL N. HAYS NAPP and the said VICKI CLAIRE HAYS CRUTCHFIELD constitute all of the distributees, heirs and next of kin of said decedent; and the Court is of the opinion that the Prayer of said petition should be granted. It is, therefore, ORDERED, ADJUDGED and DECREED by the Court as follows:

A. That said Petitioner has paid all debts, obligations and all prior legal charges against said Estate, with the exception of such commissioner's fees and solicitors' fees as the Court may hereafter award, the current court costs, taxes, and with the further exception of the assessment rendered against said Estate by the Internal Revenue Service on August 20, 1963 and which said assessment is being questioned by your Petitioner.

B. That said Petitioner has in her possession and is charged with further accounting for the following:

(1) \$300,000.00, which sum said Petitioner has deposited to her credit in a Certificate of Deposit with The First National Bank of Birmingham, which interest thereon said Petitioner, individually, is entitled to receive as her dower.

(2) An interest of .00612035% in Citronelle-Mobile Gathering System Co., Ltd.

FILED IN OPEN COURT  
This 19th day of January 1973  
W. C. Fejovitz, Jr.  
acting as  
By [Signature] Judge

JAN 23 1973

BOOK 19 PAGE 464

148-86b

(3) \$50,000.00 in Savings Account #02-043076 in The First National Bank of Birmingham, Crestline Branch.

C. That said Petitioner has distributed to the said VICKI CLAIRE HAYS CRUTCHFIELD all of the property of said Estate to which the said VICKI CLAIRE HAYS CRUTCHFIELD is entitled except for such interest as the said VICKI CLAIRE HAYS CRUTCHFIELD may have in and to the foregoing assets now being held by said Administratrix.

D. That the accounting as filed by said Administratrix be, and the same is hereby in all things passed, allowed and approved and said Petitioner is discharged, released and relieved from any other or further liability for the matters and things set forth in said petition for Partial Settlement.

E. This matter be, and the same is hereby reserved by the Court and continued for such other, further and different orders as may hereafter be appropriate in said proceeding.

F. The costs herein are hereby taxed against the Petitioner as said Administratrix, for which let execution issue.

DONE AND ORDERED this the 19th day of January, 1973.

*[Handwritten Signature]*  
\_\_\_\_\_  
Circuit Judge In Equity Sitting

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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT



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 Shelby Cnty Judge of Probate, AL  
 04/19/1977 12:00:00 AM FILED/CERT

IN THE MATTER OF  
 THE ESTATE OF EARLE MURRAY HAYS,  
 DECEASED

IN THE CIRCUIT COURT  
 TENTH JUDICIAL CIRCUIT

OF ALABAMA

IN EQUITY

NUMBER 148-866

FILED IN OPEN COURT

This 19th day of January 1973

W.C. Forester, Jr.  
 acting REGISTER

By [Signature] Judge E. R. [Signature]

CONSENT TO PARTIAL FINAL SETTLEMENT

COMES now VICKI CLAIRE HAYS CRUTCHFIELD, being one of the heirs and next of kin of Earle Murray Hays, Deceased, and would show unto this Honorable Court the following:

(1) That the said VICKI CLAIRE HAYS CRUTCHFIELD is over the age of eighteen years, has had her disabilities of non-age removed by decree of this Honorable Court, and is married.

(2) That the undersigned does hereby acknowledge receipt of the Petition for Partial Final Settlement filed this date by CARABEL N. HAYS NAPP, as Administratrix C.T.A. of said Estate, and the undersigned does hereby acknowledge receipt in full of all of her distributive share of said estate, except for the following items which were set forth in said petition, to-wit:

(a) FIFTY THOUSAND DOLLARS (\$50,000.00) in Savings Account Number 02-043076 in The First National Bank of Birmingham, Crestline Branch.

(b) THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) Certificate of Deposit with The First National Bank of Birmingham.

(c) The .00612035 per cent interest in Citronelle-Mobile Gathering System Co., Ltd.

(3) That the undersigned does hereby acknowledge that said Administratrix shall receive during her lifetime the interest on the said \$300,000.00 as her dower in the Estate of said decedent.

(4) The undersigned does hereby accept service of the notice of the filing of the said Petition for Partial Final Settlement and does waive all other or further notices thereof;

BOOK 19 PAGE 466

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does hereby enter her appearance in court on the date of the hearing of said petition; and does hereby consent and request that without the filing of any vouchers or further account or report, that an order be made and entered approving said petition filed by said Administratrix and will release said administratrix from all other or further liability on account of her acts prior to the date of said Petition for Partial Final Settlement.



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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

Vicki Claire Hays Crutchfield  
Vicki Claire Hays Crutchfield

STATE OF ALABAMA    | |

JEFFERSON COUNTY    | |

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that VICKI CLAIRE HAYS CRUTCHFIELD, whose name is signed to the foregoing consent, and who is known to me, acknowledged before me on this date that, being informed of the contents thereof, she executed the same voluntarily.

Given under my hand and official seal of office  
this 18<sup>th</sup> day of January, 1973.

Jessie Edwards  
Notary Public

BOOK 19 PAGE 467

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19770419000036290 14/18 \$.00  
 Shelby Cnty Judge of Probate, AL  
 04/19/1977 12:00:00 AM FILED/CERT

IN THE MATTER OF

IN THE CIRCUIT COURT

THE ESTATE OF EARLE MURRAY HAYS,  
 DECEASED

TENTH JUDICIAL CIRCUIT

FILED IN OPEN COURT  
 This 19th day of January, 1973  
 W.C. Fawcett, Jr.  
 acting REGISTER  
 By [Signature]  
 PETITION FOR PARTIAL FINAL SETTLEMENT

OF ALABAMA

IN EQUITY

NUMBER 148-866

COMES now, CARABEL N. HAYS NAPP, as Administratrix  
 C.T.A. of the Estate of Earle Murray Hays, Deceased, and files  
 this her Petition for Partial Final Settlement of her acts and  
 doings as said Administratrix from the date of the Partial  
 Settlement made on January 16, 1967 and as approved and confirmed  
 by the Judge of Probate of the Probate Court of Jefferson County,  
 Alabama on March 8, 1967.

BOOK 19 PAGE 468

(1) That since the decree of this Honorable Court  
 entered on the 9th day of October, 1967, your petitioner has  
 complied with all the terms and conditions of said decree; and  
 shows unto this Honorable Court that, after the payment of debts  
 and cost of administration and other distributions authorized  
 by said decree, the remainder from the sale of the property  
 recited in said decree was THREE HUNDRED THOUSAND DOLLARS  
 (\$300,000.00), which sum your petitioner has deposited to her  
 credit in a Certificate of Deposit with The First National Bank  
 of Birmingham. Your petitioner would further show that she,  
 individually, is receiving the interest earned from said deposit  
 as her dower, which was ordered and approved by said decree of  
 October 9, 1967.

(2) Your petitioner would further show unto this  
 Honorable Court that the debts, obligations and prior legal  
 charges against said estate have been paid in full, with the  
 exception of an assessment rendered against said estate by the  
 Internal Revenue Service on August 20, 1963, in the amount of  
 \$11,890.10, plus interest thereon since said date, which assessment  
 with interest now approximates \$19,000.00. Said assessment is  
 currently being questioned by your petitioner.

JAN 23 1973



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 Shelby Cnty Judge of Probate, AL  
 04/19/1977 12:00:00 AM FILED/CERT

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(3) Your petitioner would further show unto this Honorable Court that she now holds, and there remains to be distributed, an interest of .00612035 per cent in Citronelle-Mobile Gathering System Co., Ltd.

(4) Your petitioner would further show that she has turned over and paid to VICKI CLAIRE HAYS CRUTCHFIELD all of the properties of said estate except the following:

(a) FIFTY THOUSAND DOLLARS (\$50,000.00) in Savings Account Number 02-043076 in The First National Bank of Birmingham, Crestline Branch.

(b) THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) Certificate of Deposit with The First National Bank of Birmingham, the interest on which is being applied as the dower of your petitioner.

(c) The .00612035 per cent interest in Citronelle-Mobile Gathering System Co., Ltd.

(5) That the heirs, next of kin, and distributees under the Will of the said decedent are your petitioner and VICKI CLAIRE HAYS CRUTCHFIELD. The said VICKI CLAIRE HAYS CRUTCHFIELD is over the age of eighteen years, has had her disabilities of non age removed by decree of this Honorable Court, and is married.

(6) The said VICKI CLAIRE HAYS CRUTCHFIELD has consented to this Partial Final Settlement and her consent is attached hereto and made a part hereof.

WHEREFORE, PREMISES CONSIDERED, your petitioner prays that this Honorable Court will take jurisdiction of this matter and will approve said Partial Final Settlement and will discharge your petitioner from other or further liability for all her acts as said Administratrix made prior to the date of this petition and report, and your petitioner prays for such other and additional relief which may be equitable in the premises.

*Carabel N. Hays Napp*  
 Carabel N. Hays Napp, as Administratrix C.T.A.  
 of the Estate of Earle Murray Hays, Deceased

BOOK 19 PAGE 469

148-966

STATE OF ALABAMA    § §

JEFFERSON COUNTY    § §



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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

Before me, the undersigned, a Notary Public in and for said County in said State, personally appeared CARABEL N. HAYS NAPP who, being first duly sworn, makes oath that she has read the foregoing petition and is informed and believes, and upon such information and belief avers, that the facts alleged therein are true and correct.

Carabel N. Hays Napp  
Carabel N. Hays Napp

Sworn to and subscribed

before me, this the 18<sup>th</sup>

day of January, 1973.

Jessie Edwards  
Notary Public

Petitioner's Attorney:

CHARLES C. WILLIAMS  
LOWE & WILLIAMS, ATTORNEYS  
425-19th Street, Ensley  
Birmingham, Alabama 35218

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Shelby Cnty Judge of Probate, AL  
04/19/1977 12:00:00 AM FILED/CERT

BOOK 19 PAGE 471

The State of Alabama  
JEFFERSON COUNTY

CIRCUIT COURT,  
TENTH JUDICIAL CIRCUIT OF ALABAMA  
IN EQUITY

I, the undersigned, as Register of the Circuit Court, Tenth Judicial Circuit of Alabama, do hereby certify that the foregoing contains a full, true and correct copy of the instrument herewith set out as appears of record in said Court.

Witness my hand and seal of said Court, this the 18 day of March, 19 77.

D. L. Cockrell, Register.  
By: Yvonne Knight  
Deputy Register.

STAFF  
14  
CIVIL  
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19770419000036290 18/18 \$ .00  
 Shelby Cnty Judge of Probate, AL  
 04/19/1977 12:00:00 AM FILED/CERT

Department of the Treasury  
 Internal Revenue  
 Service Center

Date of This Notice  
 DEC. 08, 1975  
 Identifying Number  
 17-4-2137  
 Document Locator Number  
 63-47-238-00190-5  
 Form Number Tax Period  
 700 DEC. 31, 1961

If you inquire about  
 your account, please  
 refer to these  
 numbers or attach  
 a copy of this notice.

421 CHAMBLEE, GA 30008

WL  
 ESTATE OF EARL M HAYS  
 MRS CARABEL N HAYS NAPP EXTR  
 24 EDEN CIR  
 BIRMINGHAM AL 35213

BOOK 19 PAGE 472

| ACCOUNT ADJUSTMENT                       |             |
|--|-------------|
| BALANCE DUE ON ACCOUNT BEFORE ADJUSTMENT | \$14,102.94 |
| ADJUSTMENT COMPUTATION                   |             |
| TAX - DECREASE                           | 5,652.59    |
| PENALTY - DECREASE SEE EXPLANATION OF    | 4,679.80    |
| INTEREST ALLOWED                         | 3,771.05    |
| NET ADJUSTMENT CREDIT                    | 14,102.94   |
| BALANCE DUE                              | NONE        |

STATE OF ALA. SHELBY CO.  
 I CERTIFY THIS  
 DOCUMENT WAS FILED

'77 APR 19 PH 2:55

*Thomas A. Snowden, Jr.*  
 JUDGE OF PROBATE

Rec 27.00  
 Indat 1.00