

IN THE MATTER OF:
THE ESTATE OF:
GAINES M. HUMPHREY,

IN THE PROBATE COURT OF
JEFFERSON COUNTY, ALABAMA
OCT 1 1 39 PM '75

SEPTEMBER TERM 1975

DECEASED CASE NO. 84306

5623

ORDER PROBATING LAST WILL AND TESTAMENT

This matter coming on to be heard upon the petition of The First National Bank of Birmingham which was heretofore filed in this court for the probate of an instrument of writing purporting to be the last will and testament of Gaines M. Humphrey, deceased;

Comes now the said petitioner and moves the court to grant said petition; and M. Wayne Wheeler, who was heretofore appointed guardian ad litem to represent and protect the interest of minor children of said deceased, having failed to accept service of said appointment, it is ordered by the court that his appointment be and the same is hereby revoked, and Thomas S. Lowery is appointed guardian ad litem in his stead; comes now Thomas S. Lowery consenting in writing to act as guardian ad litem for Cheryl M. Humphrey and Kimberly D. Humphrey, the minor children of said deceased; and it appearing to the court that the acceptance of service and/or waiver of notice by Michael L. Humphrey, next of kin of said decedent, has been filed in this court, and the court having ascertained by sufficient evidence that the signature affixed thereto is the genuine signature of said next of kin; and it further appearing to the satisfaction of the court that notice of the filing of said petition and of the time appointed for hearing the same has been given in pursuance of law and in strict accordance with the former order of this court made and entered in this cause; now, on motion of said petitioner, the court proceeds to hear said petition; and, after due proof and hearing had according to the laws of this state, the court is satisfied and is of the opinion that said instrument is the genuine last will and testament of said deceased, and that such instrument should be probated as the last will and testament of said deceased. It is, therefore,

ORDERED, ADJUDGED AND DECREED by the court that said instrument be duly admitted to probate as the last will and testament of Gaines M. Humphrey, deceased, and ordered to be recorded together with the proof thereof and all other papers on file relating to this proceeding. It is further ordered that petitioner pay the costs of this proceeding.

DONE this date, September 8, 1975.

19771221000137440 1/2 \$.00
Shelby Cnty Judge of Probate, AL
12/21/1977 12:00:00 AM FILED/CERT

MICROFILMED

J. Paul Mackey

Judge of Probate 2 13/75

ORDER PROBAST WILL AND TESTAMENT

PROBATE - 52
G. L. Little



19771221000137440 2/2 \$.00
Shelby Cnty Judge of Probate, AL
12/21/1977 12:00:00 AM FILED/CERT

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 29th day of November, 19 77.

J. L. Corbitt, Register.

By: Billie Johnson
Deputy Register.

REGISTER-75

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

1977 DEC 21 AM 9:32

Thomas B. Johnson
JUDGE OF PROBATE

Rec. 300
Ind. 100
400