

JAS 102 pg 132

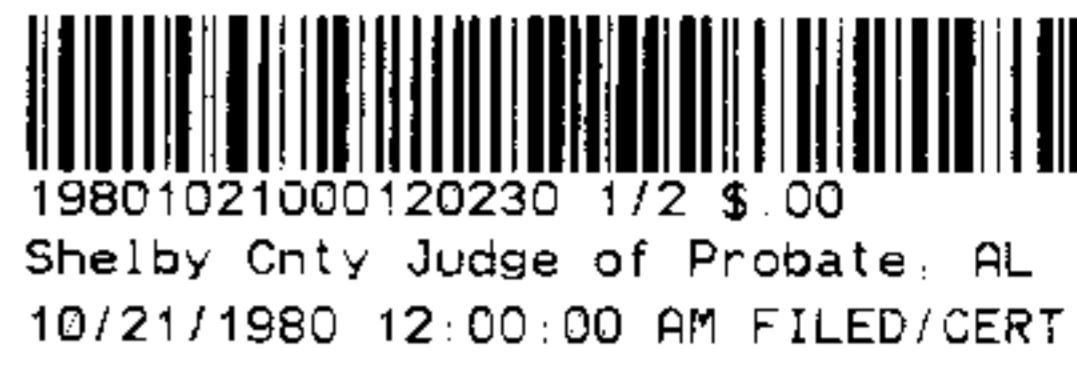
LAST WILL AND TESTAMENT

29524

9/2
OF

PAUL BANKER

STATE OF ALABAMA)
JEFFERSON COUNTY)



I, Paul Banker, a resident of the City of Birmingham, Jefferson County, Alabama, being of sound mind and disposing memory, do hereby make, publish and declare this to be my last will and testament, hereby revoking any and all wills and testamentary dispositions heretofore made by me.

ITEM I. I direct that all of my just debts, including the expenses of my last illness and funeral, be paid by my Executrix, hereinafter named, as soon after my death as she shall deem advisable.

ITEM II. All the rest and residue of my estate, real, personal and mixed, and wheresoever situate, I hereby give, devise and bequeath unto my beloved wife, Nell Janet Banker, to have and to hold the same to her absolutely and forever.

ITEM III. If my said wife shall predecease me, then and in that event, I give, devise and bequeath to Alabama-Mississippi Conference Association of Seventh Day Adventist Church, Meridian, Mississippi, a sum equal to ten per cent of the value of the rest, residue and remainder of my estate, for the general use of said church without any restriction or condition whatsoever. For the purpose of determining the amount of the bequest here given, the Executrix of my will shall inventory and appraise the rest, residue and remainder of my estate, and such inventory and appraisal, when made and filed with the court, shall be final and conclusive and not subject to review in any court.

ITEM IV. If my said beloved wife, Nell Janet Banker, dies before I do, then and in that event I give, devise and bequeath to my beloved children, Paul Lyle Banker, Mary Gwendolyn Banker, and Dorothy Janet Banker, all the rest and residue of my estate, real, personal and mixed and wheresoever situate, of which I may die seized or possessed, or to which I may be entitled at the time of my death, or to the survivor of them, share and share alike. In the event either of my said children should predecease me, leaving a child or children of his or her body, it is my desire and I so direct that the child or children of such deceased child shall take the share its parent would have taken had he or she survived me.

ITEM V. I hereby nominate, constitute and appoint my beloved wife, Nell Janet Banker, as the Executrix of this my last will and testament, and I hereby specifically exempt her from giving any bond or bonds whatsoever in connection with her appointment as Executrix of my estate and in connection with the administration of my estate by her. I do hereby further specifically exempt my said Executrix from filing any inventory and from making any report whatsoever to any court or person of her acts and doings as the Executrix of my estate.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 22nd day of August, 1950.

Paul O. Banker (SEAL)

Signed, sealed, published and declared by the above named Paul Banker as and for his last will and testament in our presence and we, at his request and in his presence and in the presence of each other, have hereunto set our hands as witnesses thereto on the day the same bears date.

Lynn Johnson
T.O. 4/4/11

36
PAGE
38
BOOK

VS

DEFENDANT

PLAINTIFF



19801021000120230 2/2 \$ 00
Shelby Cnty Judge of Probate, AL
10/21/1980 12:00:00 AM FILED/CERT

RECEIVED
CLERK OF COURT
SHELBY CO.
THIS
IS TO CERTIFY THAT THE
FOREGOING INSTRUMENT
WAS FILED REC'D.
RECEIVED
10/21/1980 2:54 PM
400

CERTIFICATE TO THE PROBATE OF WILL

THE STATE OF ALABAMA,
JEFFERSON COUNTY.

I, Tom C. Garner, Judge of the Court of Probate, in and for said

REC'D 102 PAGE 133

County, do hereby certify that the foregoing instrument, of writing has this day, in said Court, and before me as
Judge, been duly proven by the proper testimony, to be the genuine last Will and Testament.

Paul Banker, Deceased and that said Will

is, with the proof thereof have been recorded in my office in Book of Wills, Vol. 102 Page 132 - 133

in which I have hereto set my hand, and the seal of the said Court, this the 10 day of June, 1953

Tom C. Garner, Judge of Probate