

LAST WILL AND TESTAMENT OF: MARGARET ALLINE S. SHERRER,THE STATE OF ALABAMA :THE COUNTY OF DALLAS :

I: MARGARET ALLINE S. SHERRER, also known as: MRS. W. E. SHERRER, a widow, a resident of Dallas County, Alabama, and over the age of twenty-one years, do hereby make and publish this my last will and testament, hereby revoking all former wills, and codicils, which may have been made at ANY time heretofore by me.

FIRST: I will that all of my just debts, funeral expenses, taxes and costs of administering upon my Estate, be paid by my Executor, or by my Executrix as soon AFTER my death as practicable.

SECOND: I give, devise and bequeath unto: WALTER SEALE, and ROBERT EARL SEALE, share and share alike, my automobiles, or my automobile, in FEE SIMPLE.

THIRD: I give, devise and bequeath unto: VERNA SHERRER FAILE, and FRANCES SEALE HUGHES, share and share alike, all of my diamond rings of every kind and description, in FEE SIMPLE.

FOURTH: I give, devise and bequeath unto: VERNA SHERRER FAILE, all of the rest, residue and remainder of my PERSONAL property of every kind and description, remaining AFTER the delivery of the items set forth in Paragraphs SECOND and THIRD above, and AFTER the payment of the items set forth in Paragraph FIRST above, in FEE SIMPLE.

FIFTH: I give, devise and bequeath unto: JAMES EARL SEALE, SR., for and during the term of his natural life, my real estate situated in Selma, Dallas County, Alabama, which includes my home at 901 Sixth Avenue, in Selma, Alabama; with the remainder interest therein, from and AFTER the death of the said JAMES EARL SEALE, SR., I give, devise and bequeath unto: JAMES EARL SEALE, JR., and SANDRA SEALE, share and share alike, in FEE SIMPLE, from and after the death of the said James Earl Seale, Sr.

SIXTH: I give, devise and bequeath unto: WALTER SEALE, and ROBERT EARL SEALE, share and share alike, all of my right, title, claim and interest in and to REAL PROPERTY located in Shelby County, Alabama, in FEE SIMPLE.

SEVENTH: I give, devise and bequeath unto my sister: FRANCES SEALE HUGHES, all of the rest, residue and remainder of my property, both real, personal and mixed, of every kind and description, which is NOT devised hereinabove, in FEE SIMPLE.

EIGHTH: I do hereby nominate, constitute and appoint: JAMES EARL SEALE, SR., As Executor of this my last will and testament, and I do here-

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by exempt him from making and filing ANY bond as said Executor; and I do hereby exempt him from making and filing ANY inventory of the personal property belonging to my Estate in ANY Court; and I do hereby exempt him from making and filing ANY report to ANY Court of his proceedings hereunder, including a final settlement of my said Estate; and I do hereby authorize and empower said Executor to sell ANY, or ALL of the property belonging to me, both real, personal and mixed, without ANY order of ANY Court, and at a PRIVATE sale, or sales; and he is authorized and empowered to execute and deliver proper conveyances to the purchasers thereof, without ANY order of ANY Court for the payment of the items set forth in Paragraph FIRST above, or for ANY other purpose he may desire, all without ANY order of ANY Court.

NINTH: If James Earl Seale, Sr., should predecease me, or should fail, or refuse to qualify as Executor of this my last will and testament, or if he should die while acting as said Executor, then, in ANY such event, I do hereby nominate, constitute and appoint my sister: FRANCES SEALE HUGHES, As Executrix of this my last will and testament, and I do hereby exempt her from making and filing ANY bond as said Executrix; and I do hereby exempt her from making and filing ANY inventory of the personal property belonging to my Estate in ANY Court; and I do hereby exempt her from making and filing ANY report to ANY court of her proceedings hereunder, including a final settlement of my said Estate; and I do hereby authorize and empower said Executrix to sell ANY, or ALL of the property belonging to me, both real, personal and mixed, without ANY order of ANY Court, and at a PRIVATE sale, or sales, and she is hereby authorized and empowered to execute and deliver proper conveyances to the purchasers thereof, without ANY order of ANY Court, for the payment of the items set forth in Paragraph FIRST above, or for ANY other purpose she may desire, all without ANY order of ANY Court.

TENTH: I do hereby nominate, constitute and appoint: FRANCES SEALE HUGHES, As Testamentary Guardian of: JAMES EARL SEALE, JR., and SANDRA SEALE, during their minorities; and I do hereby exempt her from making and filing ANY bond as said Guardian; and I do hereby exempt her from making and filing ANY inventory of the personal property belonging to said minors in ANY Court; and I do hereby exempt her from making and filing ANY report to ANY Court of her proceedings hereunder as said Guardian, and I do hereby authorize and empower said Guardian to sell ANY, or All of the property belonging to said minors, without ANY order of ANY Court, and for whatever price she may agree as being reasonable, and she is NOT to be held liable, or responsible to, or by anyone for ANY act, or acts she may do in the premises, and she is hereby authorized and empowered to

execute and deliver proper conveyances to the purchasers thereof, without ANY order of ANY Court; and she is hereby authorized and empowered to use ANY, or ALL of the property of said minors, or proceeds from the sale of ANY property, for the maintenance, support and education of said minors, without ANY order of ANY Court, and she is hereby exempted from making and filing a Final Settlement of said Guardianship in ANY Court.

IN WITNESS WHEREOF, I have on this the 7th day of SEPTEMBER, A. D. 1974, published, signed, declared and sealed the foregoing Instrument as and for my last will and testament in the presence of each and all of the subscribing witnesses, each of whom I have requested, in the presence of each of the others, to subscribe their names as Attesting witnesses, in my presence and in the presence of each of the others.

Margaret Alline S. Sherrer (SEAL)
MARGARET ALLINE S. SHERRER.

The foregoing Instrument was subscribed, sealed, published and declared by: MARGARET ALLINE S. SHERRER, the Testatrix named above, as and for her last will and testament in our presence and in the presence of each of us; and we, at the time at her request, in her presence and in the presence of each other, hereunto subscribe our names as Attesting witnesses on the date of the execution of said will.

Dorothy J. Chamber

John Randolph Smith

PROOF OF WILL.

THE STATE OF ALABAMA }
The County of Dallas }

IN THE PROBATE COURT OF
DALLAS COUNTY, ALABAMA

IN THE MATTER OF THE LAST WILL AND TESTAMENT OF MARGARET ALLINE S. SHERRER, A/K/A
MRS. W. E. SHERRER, DECEASED.

Before me, B. A. REYNOLDS, Judge of Probate in and for said County and State,

personally appeared in open Court John Randolph Smith, who, having been by me first duly sworn and examined,
did depose and say on oath:

My name is John Randolph Smith, I am a resident of Selma, Dallas
County, Alabama, I knew Margaret Alline S. Sherrer, A/K/A
MRS. W. E. SHERRER, in her
lifetime. she is now dead. She died in Selma, Dallas County, Alabama,
on or about the 1st, day of December, 19 74, and was a resident of Selma, Dallas County, Alabama, at the time of her death.

I have examined the instrument endorsed: Last Will and Testament of MARGARET ALLINE S.
SHERRER, Deceased,

which is filed in the Probate Court of Dallas County, Alabama, and propounded for probate and record. On the day the same
bears dated, to-wit, the 7th, day of September, 19 74, the said testator, to-wit,
Margaret Alline S. Sherrer, A/K/A
Mrs. W. E. Sherrer, did in my presence and also in the presence of Dorothy F. Chambers

the other attesting witness, sign and declare the same to be her Last Will and
Margaret Alline S. Sherrer, A/K/A
Testament. At the same time and place and at the request of the said Mrs. W. E. Sherrer, and in
our presence and in the presence of each other, we, the said Dorothy F. Chambers, and John

Randolph Smith did sign said instrument as attesting witnesses thereto. At the time of executing said instrument the
Margaret Alline S. Sherrer, A/K/A
said Mrs. W. E. Sherrer, was over the age of twenty-one years and was of sound and dis-
posing mind and memory.

John Randolph Smith
JOHN RANDOLPH SMITH.

Sworn to and subscribed before me this the 11th day of December, 19 74.

B. A. Reynolds
B. A. REYNOLDS. Judge of Probate

The foregoing is the record of the Last Will and Testament of Margaret Alline S. Sherrer, also
known as MRS. W. E. SHERRER,
deceased, together with the proof thereof, as filed in this Court on the 4th day of December
19 74, and admitted to probate and record on this the 11 day of December
19 74.

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B. A. Reynolds
B. A. REYNOLDS. Judge of Probate

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STATE OF ALABAMA)
THE COUNTY OF DALLAS)

I, JOHN W. JONES, JR., JUDGE OF PROBATE,
in and for said County, in said State, do hereby
certify that the foregoing transcript is a true
and correct copy of the instrument(s) hereby
set out as same appears of record in W. 11

Book... 31..., of page... 305..., of seq., of Pro-
bate Records of Dallas County, Alabama.

Given under my hand and official Seal

this 13 day of July, 1988
John W. Jones, Jr.
Judge of Probate

RETURN TO: FRANK C. GALLOWAY, JR.
CABANISS, JOHNSON, GARDNER, DUMAS AND O'NEAL
1900 First National-Southern Natural Bldg.
Birmingham, Alabama 35203

STATE OF ALA. SHELLED
I CERTIFY THIS
INSTRUMENT WAS FILED

88 AUG 29 PM 12:09

Thomas A. Shellen
JUDGE OF PROBATE

RECORDING FEES

Recording Fee	\$ <u>12.50</u>
Index Fee	<u>1.00</u>
TOTAL	<u>13.50</u>