

STATE OF ALABAMA)
COUNTY OF SHELBY)

1871
AFFIDAVIT

Come now Grady Samuel Peete and Benjamin B. Peete, the Affiants herein, and after first having been duly sworn, said Affiants depose and say as follows:

1. That said Affiants have personal knowledge of the facts stated herein, certain portions of which have been derived from actual or certified court records.

2. B. B. Peete and Edna Earle Peete were married to each other in State of Alabama on or about February 14, 1906, and that there were four natural children born to the said B. B. Peete and Edna Earle Peete, to-wit: Mary Laura Peete, Thomas V. Peete, Henry W. Peete and Grady Samuel Peete. Furthermore, the aforementioned natural children are the only issue ever born to B. B. Peete and Edna Earle Peete, or either of them.

3. B. B. Peete died testate, in Shelby County, Alabama, on or about May 7, 1941, leaving his Will, whereby he devised his real estate to his aforementioned natural children and his wife, Edna Earle Peete, in equal shares. Said Will was probated in the Probate Court of Shelby County, Alabama, recorded at Will Book 5, Page 35 in the records of said office, and Letters Testamentary were granted to Edna Earle Peete on or about July 14, 1941; but no deeds of conveyance were made or executed for the purpose of conveying any right, title or interest out of said Decedent's Estate.

4. Edna Earle Peete died testate in Shelby County, Alabama, on or about January 19, 1968, and her testamentary devise of real property was entirely to her surviving daughter, Mary Laura Peete. Said Will was probated by the Shelby County Probate Court and recorded at Will Book 16, Page 498 in the records of said Court, and Letters Testamentary were granted to Thomas Varnell Peete on or about March 15, 1968; but no deeds of conveyance were made or executed to convey any right, title or interest in real estate from said Decedent's Estate.

5. Mary Laura Peete, an incompetent, died intestate in Shelby County, Alabama, on or about July 17, 1973, never having been married and leaving no lawful issue of her own. Letters Testamentary were granted to T. V. Peete on or about August 17, 1973, the same being recorded in the records of the office of the Probate Judge of Shelby County, Alabama, in Book Number 39, Page 224, but no deeds of conveyance were made or executed for the purpose of conveying any right, title, or interest in real estate from said Decedent's Estate.

6. Henry W. Peete died testate in DeSoto County, Florida on or about November 30, 1987. By and through his Will, said Henry W. Peete left all real, personal or mixed property of his Estate to his surviving wife, Louise L. Peete, a certified copy of said Will being attached hereto as Exhibit "A". Said Will was not probated, as the said Decedent's aforementioned spouse survived

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✓ Mitchell Spears
Attorney At Law
P. O. Box 91
Montevallo, Al. 35115

him. Said Decedent was survived only by his said wife and lawful issue, to-wit, William R. Peete and H. Kay Ostrom, and same were the only issue ever born to said Henry W. Peete and Louise L. Peete.

7. Louise L. Peete died testate in Desoto County, Florida on or about - March 25, 1988, and by and through her own Will, left all real, personal and mixed property to her only lawful issue; to-wit, her son, William R. Peete, and her daughter, H. Kay Ostrom, in equal portions and absolutely, a copy of said Will being attached hereto as Exhibit "B". On or about April 27, 1988, William Ratcliff Peete was issued Letters of Administration, a copy of which is attached hereto and Exhibit "C". William Ratcliff Peete is one and the same person as that certain William R. Peete who has duly executed, in his individual capacity, the four preceding deeds which are recorded in sequence with this Affidavit, same having been executed by him on September 15, 1988.

8. All of the lawful issue of B. B. Peete and Edna Earle Peete, whether direct or by representation, are over the age of twenty-one (21) years and of sound mind, and their names, addresses and relationships are designated as follows:

Thomas V. Peete
Surviving Son
Rt. 6, Box 211
Montevallo, Alabama 35115

Grady Samuel Peete
Surviving Son
Rt. 6, Box 226
Montevallo, Alabama 35115

William R. Peete
Surviving Grandson (Surviving Son of Henry W. Peete & Louise L. Peete)
1641 North Drive
Fort Meyers, Florida 33907

H. Kay Ostrom
Surviving Granddaughter (Surviving Daughter of Henry W. Peete & Louise L. Peete)
3465 Rood Road
Muskegon, Michigan 49441

9. The Affiants are not aware of any other lawful issue of B. B. Peete and Edna Earle Peete who are in the direct line of descendency, either as direct issue or by representation, or any other persons or entities who have lawful claims of any right, title, or interest in or to any real estate, title to which was or is vested in B. B. Peete and/or Edna Earle Peete and they have each joined in the conveyance of certain estate realty maintained within the

estates of B. B. Peete and Edna Earle Peete by duly executing the four immediately preceding deeds..

10. The Edna Earle Peete mentioned herein is one and the same as Edna Earl Peete, and she sometimes used both names.

11. The Thomas V. Peete mentioned herein is one and the same as Thomas Varnell Peete, and he is also known as T. V. Peete, and he sometimes uses all three names.

12. The Grady Samuel Peete mentioned herein is one and the same as Grady S. Peete, and he sometimes uses both names.

13. The William R. Peete mentioned herein is one and the same as William Ratcliff Peete, and he sometimes uses both names.

14. The H. Kay Ostrom mentioned herein is one and the same as Henry Kay Ostrom, and she sometimes uses both names.

FURTHERMORE, the Affiant saith naught.

Grady Samuel Peete
Grady Samuel Peete

Benjamin B. Peete
Benjamin B. Peete

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Grady Samuel Peete and Benjamin B. Peete, whose names are signed to the foregoing Affidavit, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the Affidavit they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 26th day of October, 1988.

Da A Spencer 9/89
Notary Public
My Commission Expires:

Last Will and Testament

OF

HENRY W. PEETE

KNOW ALL MEN BY THESE PRESENTS: That I,
HENRY W. PEETE, a resident of the City of Miami, County of Dade,
State of Florida, being over the age of twenty-one years and of sound
and disposing mind and memory and not acting under duress, menace,
fraud or undue influence of any person whomsoever, do make, publish and
declare this my Last Will and Testament in the manner following, to-wit:

I.

I direct that all my debts, including my funeral expenses,
expense of my last illness and the expense of the administration of my
estate, be paid by my executrix hereinafter named out of the first monies
coming into her hands and available therefor.

II.

I hereby declare that I am married; that my wife's name is
LOUISE L. PEETE; and that two (2) children have been born of this marriage,
to-wit, WILLIAM RATCLIFF PEETE and HENRY KAY OSTROM.

III.

I give, devise and bequeath all of the rest and residue of my
property, after payment of the debts and expenses provided for in paragraph
I hereof, whether such property be real, personal or mixed, of whatsoever
kind or character and wheresoever situate, unto my beloved wife, LOUISE
L. PEETE, to have and to hold the same absolutely.

IV.

Should my beloved wife, LOUISE L. PEETE, not survive me,
or if there is not sufficient evidence that we died otherwise than simultaneously,
then in such an event I give, devise and bequeath all of the rest and residue
of my property, after the payment of the debts and expenses provided for

Mitchell Spears
Attorney At Law
P. O. Box 91
Montevallo, Al. 35115

--Page One of Last Will and Testament of Henry
W. Peete consisting of Two Pages--

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Henry W. Peete

in paragraph I hereof, whether such property be real, personal or mixed, of whatsoever kind or character and wheresoever situate, unto my son WILLIAM RATCLIFF PEETE and my daughter HENRY KAY OSTROM, in equal portions, to have and to hold the same absolutely.

V.

I hereby nominate, constitute and appoint my beloved wife, LOUISE L. PEETE, to serve as sole executrix, without bond, of this my Last Will and Testament. In the event my beloved wife does not survive me, it is my desire that my son, WILLIAM RATCLIFF PEETE, shall serve as executor, without bond.

I HEREBY REVOKE ALL FORMER WILLS BY ME MADE.

IN WITNESS WHEREOF I have hereunto set my hand and seal at Miami, Florida, this 26 day of June, A. D. 1970.

Henry W. Peete (SEAL)
TESTATOR

WE, THE UNDERSIGNED, do hereby certify that on this day HENRY W. PEETE declared the foregoing instrument, consisting of two pages, to be his Last Will and Testament and signed the same in the presence of each of us, and at his request and in his presence and in the presence of each other, we do sign our names as witnesses on this 26 day of June, A. D. 1970.

Robert A. Warren Jr. of Miami, Florida.
Mary Kay Ostrom of Miami, Florida.
_____ of Miami, Florida.

--Page Two of Last Will and Testament of
Henry W. Peete consisting of Two Pages--

I CERTIFY THIS DOCUMENT TO BE A
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN OFFICE
DEMA ALLEN, CLERK CIRCUIT
COURT, DESOTO COUNTY, FLORIDA
DATED: October 19, 1988
BY: Cindy Fargone
DEPUTY CLERK

FILED & RECORDED
DELMA ALLEN
CLERK OF CIRCUIT COURT
DE SOTO COUNTY, FLA.

DATE 4-28-88 TIME 3:35pm
BY H. Earnest D.C.

FL 882793 B 247 P 445
CO: DESOTO ST: FL

Last Will and Testament

RECORD VERIFIED
BY H. Earnest D.C.

OF

LOUISE L. PEETE

KNOW ALL MEN BY THESE PRESENTS: That I,
LOUISE L. PEETE, a resident of the City of Miami, County of Dade,
State of Florida, being over the age of twenty-one years and of sound
and disposing mind and memory and not acting under duress, menace,
fraud or undue influence of any person whomsoever, do make, publish and
declare this my Last Will and Testament in the manner following, to-wit:

I.

I direct that all my debts, including my funeral expenses,
expense of my last illness and the expense of the administration of my
estate, be paid by my executor hereinafter named out of the first monies
coming into his hands and available therefor.

II.

I hereby declare that I am married; that my husband's name is
HENRY W. PEETE; and that two (2) children have been born of this marriage,
to-wit, WILLIAM RATCLIFF PEETE and HENRY KAY OSTROM.

III.

I give, devise and bequeath all of the rest and residue of my
property, after payment of the debts and expenses provided for in paragraph
I hereof, whether such property be real, personal or mixed, of whatsoever
kind or character and wheresoever situate, unto my beloved husband,
HENRY W. PEETE, to have and to hold the same absolutely.

IV.

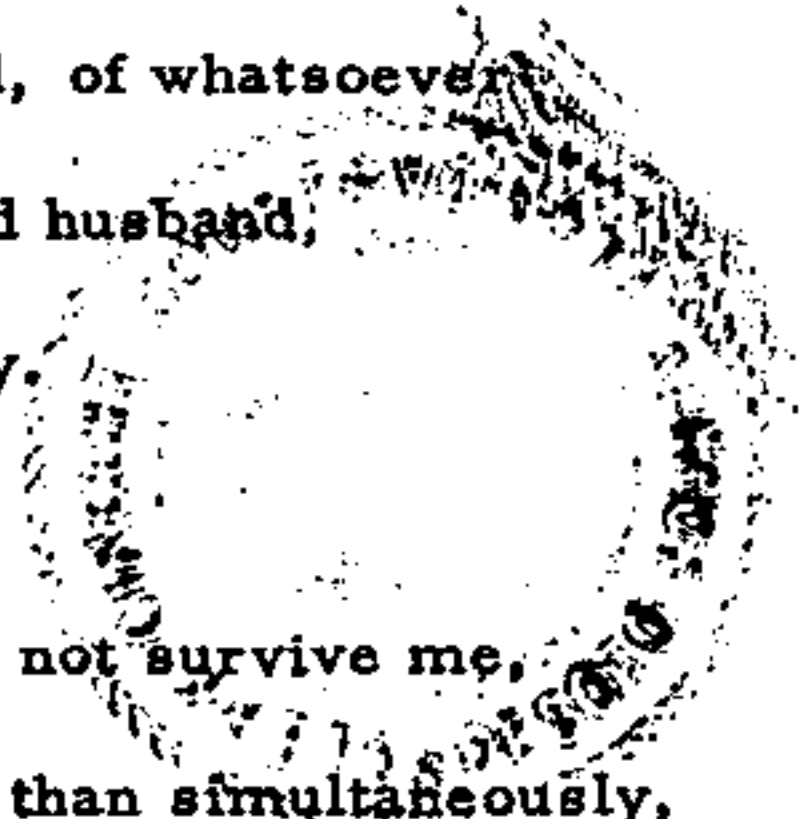
Should my beloved husband, HENRY W. PEETE, not survive me,
or if there is not sufficient evidence that we died otherwise than simultaneously,
then in such an event I give, devise and bequeath all of the rest and residue of
my property, after the payment of the debts and expenses provided for in

--Page One of Last Will and Testament of Louise
L. Peete consisting of Two Pages--

Mitchell Spears
Attorney At Law
P. O. Box 91
Montevallo, Al. 35115

Louise L. Peete

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paragraph I hereof, whether such property be real, personal or mixed, of whatsoever kind or character and wheresoever situate, unto my son, WILLIAM RATCLIFF PEETE, and my daughter, HENRY KAY OSTROM, in equal portions, to have and to hold the same absolutely.

V.

I hereby nominate, constitute and appoint my beloved husband,
HENRY W. PEETE, to serve as sole executor, without bond, of this my
Last Will and Testament. In the event my beloved husband does not survive
me, it is my desire that my son, WILLIAM RATCLIFF PEETE, shall serve
as executor, without bond.

I HEREBY REVOKE ALL FORMER WILLS BY ME MADE.

IN WITNESS WHEREOF, I have hereunto set my hand and seal
at Miami, Florida, this 26 day of June, A.D. 1970.

Louise L. Pette
TESTATRIX

(SEAL)

WE, THE UNDERSIGNED, do hereby certify that on this day LOUISE L. PEETE declared the foregoing instrument, consisting of two pages, to be her Last Will and Testament and signed the same in the presence of each of us, and at her request and in her presence and in the presence of each other, we do sign our names as witnesses on this 26 day of June, A. D. 1970.

Robert A. Korman of Miami, Florida.

Royce W. Brown of Miami, Florida.

of Miami, Florida.

--Page Two of Last Will and Testament of Louise
L. Peete consisting of Two Pages--

I CERTIFY THIS DOCUMENT TO BE A
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN OFFICE
DELMA ALLEN, CLERK CIRCUIT
COURT, DESOTO COUNTY, FLORIDA
DATED: *October 19, 1988*

BY:

Cindy L. Fargone
DEPUTY CLERK

FL 882790 B 247 P 442
CO: DESOTO ST: FL

IN THE CIRCUIT COURT FOR
DESOTO COUNTY, FLORIDA
PROBATE DIVISION

IN RE: ESTATE OF

LOUISE L. PEETE

File Number 88-247-CP
Division

Deceased

Letters of Administration

TO ALL WHOM IT MAY CONCERN

WHEREAS, Louise L. Peete, a resident of DeSoto County, Florida, died on March 25, 19 88 owning assets in the State of Florida, and

WHEREAS, William Ratcliff Peete has been appointed personal representative of the estate of the decedent and has performed all acts prerequisite to issuance of letters of administration in the estate,

NOW, THEREFORE, I, the undersigned circuit judge, declare William Ratcliff Peete to be duly qualified under the laws of the State of Florida to act as personal representative of the estate of Louise L. Peete, deceased, with full power to administer the estate according to law; to ask, demand, sue for, recover and receive the property of the decedent; to pay the debts of the decedent as far as the assets of the estate will permit and the law directs; and to make distribution of the estate according to law.

WITNESS my hand and the seal of this court this 27 day of April, 19 88.

FILED & RECORDED
DELMA ALLEN
CLERK OF CIRCUIT COURT
DESOTO COUNTY, FLA.

DATE 4-28-88 TIME 3:35 pm
BY K Earnest DC

STATE OF ALA. SHELBY
I CERTIFY THIS
INSTRUMENT WAS FILED

88 OCT 27 AM 10:48

Thomas A. Shivers, Jr.
JUDGE OF PROBATE

I CERTIFY THIS DOCUMENT TO BE A
TRUE AND CORRECT COPY OF THE
ORIGINAL ON FILE IN OFFICE
DELMA ALLEN, CLERK CIRCUIT
COURT, DESOTO COUNTY, FLORIDA
DATED: October 19, 1988

Cinda L. Larrison
DEPUTY CLERK

RECORD VERIFIED

BY K Earnest D.C.

Mitchell Spears
Attorney At Law
P. O. Box 91
Montevallo, Al. 35115

