

Last Will and Testament

STATE OF ALABAMA
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS: That I, Nettie Dubose, of Shelby County, Alabama, being of sound mind and disposing memory, and not acting under duress, menace, fraud or undue influence of any person or persons, do make and publish this and declare this to be my Last Will and Testament, hereby revoking any and all former Wills and Codicils by me heretofore made.

FIRST: I direct that my executor hereinafter named, as soon as he should have funds on hand belonging to my estate, shall pay my funeral expenses, the expense of my last illness, and other just debts out of my estate.

SECOND: I give, devise and bequeath to my husband, Jimmy Dubose, all the rest and residue of my property of whatsoever nature and kind after the payment of the items set out in First hereinabove, subject to the following provisions:

THIRD: I hereby nominate and appoint my husband, Jimmy Dubose, as sole executor of my estate. If my husband shall predecease me or if we shall die in a common disaster, then I give, devise and bequeath all the property and items as set out in the above Second Paragraph to my children, to be divided equally among them, share and share alike. If any of my children shall be deceased at the time of the probate of this instrument, then that child's part shall be distributed to said child's lineal descendants, but if no lineal descendants shall exist, then said deceased child shall not share under the provisions of this Will. If any of my children or any of the said descendants of deceased children shall be less than nineteen years of age, then any items, property or amounts due said minor child shall be held in trust until said minor child shall reach the age of nineteen years. The corpus or income of this trust may be expended for the care, maintenance, support or education of the said minor child.

FOURTH: If my said wife shall predecease me or if we shall die in a common disaster, I hereby nominate and appoint Clifford Joe Dubose as sole successor executor of my estate. Said executor or successor executor shall not be required to give bond to act as such or to file any inventory of my estate with any court nor to apply to or obtain any order of any court in any way or manner, except to have this, my Last Will and Testament, duly, legally, and properly probated, and that thereafter there shall be no proceedings whatever in any court relative to the handling of my estate or the settling of same in any way or manner. The said Clifford Joe Dubose shall also act as trustee for any and all trusts resulting from this instrument. I vest the executors or trustees with full power and authority to sell, transfer and convey any property, real or personal, which I may own at the time of my death at such place, price, terms and conditions including credit as they may determine and to do every other act and thing necessary or appropriate for the complete administration of my estate. I hereby grant to my executor and also to the trustee of each trust established hereunder including a substitute or successor trustee the continuing absolute discretionary power to deal with any property, real or personal, held in my estate or in any trust as freely as I might in the handling of my own affairs. Such power may be exercised independently and without prior or subsequent approval of any court or judicial

Drice Green

authority, and no person dealing with the executor or trustee shall be required to inquire into the propriety of any of their actions.

IN TESTIMONY WHEREOF: I, the said Nettie Dubose, have to this, my Last Will and Testament, and to a copy of same, subscribed my name and affixed my seal on this the 4th day of January, 1978.

Nettie Dubose
Nettie Dubose

Signed, sealed and declared by the said Nettie Dubose as her Last Will and Testament, in the presence of us, who at her request and in her presence and in the presence of each of us, have subscribed our names as witnesses thereto, on this the 4th day of January, 1978.

Mary M. McDaniel
Witness

Linda C. Grant
Witness

Jean A. McDaniel
Witness

BOOK 271 PAGE 495

STATE OF ALABAMA

SHELBY COUNTY

AFFIDAVIT OF AMOS NICKS

I, Amos Nicks, was a friend of Nettie Dubose, deceased, and her husband, Jimmy Dubose, deceased, for approximately 45 years. I have lived close to them for this period time. I am aware of the fact that they had several children, namely, Lamar Dubose, Margaret West, Clifford Dubose, Joe Dubose, Beaula Montague, Theodore Dubose, Glover Dubose, Mamie Edmund, and Mary Lee Carter, who is deceased and had two children, Valencia Carter and Alton Carter. To my knowledge there were no other children of Nettie and Jimmy Dubose. I am not aware of any other heir which has not been stated above.

Amos Nicks
AMOS NICKS

STATE OF ALABAMA

COUNTY OF SHELBY

Before me, the undersigned Notary Public, appeared Amos Nicks, who being first duly sworn, deposes and says, that to his knowledge all of the facts contained in the above affidavit are true and correct.

Amos Nicks
AMOS NICKS

Sworn to and subscribed before me this 14th day of June, 1989.

Waine B. Hollaway
Notary Public

STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT OF CLIFFORD DUBOSE

I, Clifford Dubose, am a child of Nettie Dubose, deceased, Jimmy Dubose, deceased. I have several brothers and sisters, namely, Lamar Dubose, Margaret West, Joe Dubose, Beaula Montague, Theodore Dubose, Glover Dubose, Mamie Edmund, and Mary Lee Carter, who is deceased and has two children, Valencia Carter and Alton Carter. There were no other children of Nettie and Jimmy Dubose. I am not aware of any other heir which has not been stated above.

Clifford Dubose
CLIFFORD DUBOSE

STATE OF ALABAMA
COUNTY OF SHELBY

Before me, the undersigned Notary Public, appeared Clifford Dubose, who being first duly sworn, deposes and says, that to his knowledge all of the facts contained in the above affidavit are true and correct.

Clifford Dubose
CLIFFORD DUBOSE

Sworn to and subscribed before me this 14th day of June, 1989.

Plaine B. Holloman
Notary Public

1. Deed Tax	\$	
2. Notary Fee	\$	10.00
3. Recording Fee	\$	3.00
4. Ad Valorem Tax	\$	1.00
5. Total	\$	14.00

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

89 DEC 22 AM 9:42

Thomas A. Jennings, Jr.
JUDGE OF PROBATE