

1967

PETITION FOR PROBATE OF WILL

40 MAY 69

THE STATE OF ALABAMA,
JEFFERSON COUNTY

12599 PROBATE COURT

Petition of Maud McLaughlin Mims

for the Probate of the Will of
Ella Meredith McLaughlin deceased.

TO THE HON. EUGENE H. HAWKINS, JUDGE PROBATE COURT, JEFFERSON COUNTY:

The petition of the undersigned Maud McLaughlin Mims respectfully represents unto your Honor that Ella Meredith McLaughlin who at the time of her death, an inhabitant of this county, departed this life at Birmingham Alabama on or about the 15th day of March 1940 leaving assets in this State, and leaving a Last Will and Testament duly signed and published by her and attested by J. R. Black, Mrs. J. R. Black and Frank Leslie

That your petitioner as she verily believes, is named in said will as one of the executors and does now herewith surrender said Will to the Court and pray that after proper proceedings and proofs, it may be probated and admitted to record as the true Last Will and Testament of said deceased. Your petitioner further represents that

~~the names, ages, residence and~~ condition of the next of kin are as follows, to-wit: Maud; McLaughlin Mims, daughter, over 21, 2311 North 12th Avenue; Anna McLaughlin Dupuy, daughter, over 21, 2501 -- 29th Street; Willis G. McLaughlin, daughter, over 21, 2301 North Twelfth Avenue; Jason M. McLaughlin, son, over 21, 4341 Overlook Road

Your petitioner further represents that the said attesting witnesses reside as follows: Mrs. J. R. Black, Birmingham, Alabama. The other two attesting witnesses are dead (Mrs. J. R. Black is out of the State of Alabama temporarily). your petitioner therefore further prays that your Honor will take jurisdiction of this her petition and cause all such notices or citations to issue to the said next of kin and to said witnesses, and cause all such proceedings to be had and done and render all necessary orders and decrees in the premises as will duly and legally effect the probate and record of said will in this Court.

Maud McLaughlin Mims

Address 2311 North 12th Avenue

THE STATE OF ALABAMA, Maud McLaughlin Mims
Jefferson County

being duly sworn deposes and says that the facts alleged in the above petition are true according to the best of her knowledge, information and belief.

Subscribed and sworn to before me this the 3rd day of April 1969

Orval O. Thompson
Notary Public, Jefferson County

Maud McLaughlin Mims

W. E. H. F.

B60K 272 PAGE 382

WAIVER OF NOTICE

WILL 40 PAGE 70

The State of Alabama,
JEFFERSON COUNTY.

PROBATE COURT

Estate of Ella Meredith McLaughlin Deceased,

We, Anna McLaughlin Dupuy, Willie C. McLaughlin and
Jason M. McLaughlin, do each

hereby accept service of notice of the filing of the petition for probate of will
in the matter of the Estate of Ella Meredith McLaughlin Deceased,
and hereby waive all other or further notice thereof, either by publication or otherwise, and do further hereby
enter our appearance in Court, on the 5th day of April, 1940
the day set for hearing said matter.

Dated this, the 5th day of April, 1940.

Witness:

Harriet E. Smith
Clyde M. P. Elliott

Anna McLaughlin Dupuy
Willie C. McLaughlin
Jason M. McLaughlin

PROOF OF WILL

WILL
RECORDED

40 PAGE 70

The State of Alabama,
JEFFERSON COUNTY.

PROBATE COURT OF SAID COUNTY

In the Matter of the Probate of the Last Will and Testament of

Ella Meredith McLaughlin Deceased.

Before me, Eugene H. Hawkins, Judge of the said Court, personally appeared in open Court

Mrs. Mitylene Leslie

who having been by me first duly sworn and examined, did and does depose and say on oath, that she is familiar
with the handwriting of Frank Leslie

whose name is signed, as attesting witness, to an Instrument of writing now shown to her and which purports
to be the Last Will and Testament of Ella Meredith McLaughlin

deceased, and which bears date the 14th day of AUGUST, 1924; that said at-
testing witness is now dead; that he has examined said Instrument of writing and

that the signature "Frank Leslie" signed thereto as

such attesting witness, is in the true and genuine handwriting of said FRANK LESLIE

Subscribed and sworn to before me this the

5th day of April, 1940.

Eugene H. Hawkins
Judge of Probate.

PROOF OF WILL

40

71

The State of Alabama,
JEFFERSON COUNTY.

PROBATE COURT OF SAID COUNTY

In the Matter of the Probate of the Last Will and Testament of

Ella Meredith McLaughlin

Deceased.

Before me, Eugene H. Hawkins, Judge of the said Court, personally appeared in open Court

Jack C. Black

who having been by me first duly sworn and examined, did and does depose and say on oath, that he is familiar with the handwriting of J. R. Black

whose name is signed, as attesting witness, to an instrument of writing now shown to him and which purports to be the Last Will and Testament of Ella Meredith McLaughlin

deceased, and which bears date the 14th day of August, 1924; that said at-

testing witness is now dead; that he has examined said instrument of writing and

that the signature "J. R. Black" signed thereto as

such attesting witness, is in the true and genuine handwriting of said J. R. Black

Subscribed and sworn to before me this the

5th day of April, 1940

Jack C. Black
Eugene H. Hawkins

Judge of Probate.

PROOF OF WILL

40

71

The State of Alabama,
JEFFERSON COUNTY.

PROBATE COURT OF SAID COUNTY

In the Matter of the Probate of the Last Will and Testament of

Ella Meredith McLaughlin

Deceased.

Before me, Eugene H. Hawkins, Judge of the said Court, personally appeared in open Court

Stuart Mims

who having been by me first duly sworn and examined, did and does depose and say on oath that he is familiar with the handwriting of Ella Meredith McLaughlin

who is now deceased; that he has examined an instrument of writing now shown to him and which purports to be the last Will and Testament of Ella Meredith McLaughlin deceased, and which bears date the

14th day of August, 1924; that he has examined the signature of Ella Meredith McLaughlin

and that the name "Ella Meredith McLaughlin" signed thereto is in the true and

genuine handwriting of the said Ella Meredith McLaughlin that said deceased was

of sound mind and disposing memory, and over the age of twenty-one years on the day of the date of said will.

Stuart Mims

Subscribed and sworn to before me this the 5th day of April, 1940

Eugene H. Hawkins

Judge of Probate.

BOOK 272 PAGE 384

"LAST WILL & TESTAMENT"

STATE OF ALABAMA
JEFFERSON COUNTY

WILL
RECEIVED 40 PAGE 72

KNOW ALL MEN BY THESE PRESENTS, That I,
Ella Meredith McLaughlin, residing at Number 2301-18th Avenue,
North, in the City of Birmingham, Alabama, Jefferson County,
Alabama, being of sound mind and memory, do give, revise and
bequeath all my property both real and personal to my four (4)
children, namely, Jason M. McLaughlin, Maude McLaughlin Mims,
Anna McLaughlin Dupuy, and Willie McLaughlin, hereby revoking
all former wills.

First, I will and bequeath to Willie McLaughlin
my home place known as #2301-North-18th Avenue, in Birmingham,
Jefferson County, Alabama, and my former home in Shelby County,
being the whole and all property that I possess in Shelby County,
Alabama.

Second, I will and bequeath all other property
both real and personal or mixed that I have or that I have any
equity in what-so-ever, to my four (4) children, Jason M.
McLaughlin, Maude McLaughlin Mims, Anna McLaughlin Dupuy, and
Willie McLaughlin, each to share and share alike.

Third, I further appoint the following as my
executor and executrix of this my last will and testament, hereby
revoking all former wills, Jason M. McLaughlin, Executor, Maude
McLaughlin Mims Executrix, and Anna McLaughlin Dupuy Executrix,
with out Bond and that they shall not be required to make any
accounting to any court or courts.

In witness whereof I, Ella Meredith McLaughlin,
have to this my last will and testament, subscribed my name this
the 14th day of August 1924, at Number 2301-North-18th Avenue,
in Birmingham, Jefferson County, Alabama;

Ella Meredith McLaughlin
(SEAL)

Witnessed:

J. R. Smith
John J. Black
1818-13-11-11-11

James H. Black Witness this our hands on the 14th day of August
1924.

The foregoing instrument was subscribed, read and

WILL RECORD 40 PAGE 73

published and declared by Ella Meredith McLaughlin; for her last will and testament and in our presence and in the presence of each of us and we at the same time at her request in her presence and in the presence of each other hereto subscribed our names and residence as attested.

Witness this the 14th day of August 1934.

Frank Leslie Number *Ella Meredith McLaughlin*

1316 12th Ave N NUMBER

W. B. Allen NUMBER
1316 12th Ave N

Mrs. C. Slack
1316 12th Ave N

460X 272 PAGE 386

WILL RECORD 40 PAGE 73

CERTIFICATE TO THE PROBATE OF WILL

THE STATE OF ALABAMA,
JEFFERSON COUNTY.

I, EUGENE H. HAWKINS, Judge of the Court of Probate and of the State

and County, do hereby certify that the foregoing instrument of writing is the last will and testament of Ella Meredith McLaughlin, deceased, and that said Will together with the proof thereof has been recorded in my office in Book of Wills, Vol. 40 Page 72-73.

In witness whereof I have hereunto set my hand and the seal of the said Court, this 5th day of April, 1940.

Eugene H. Hawkins Judge of Probate.

The State of Alabama
JEFFERSON COUNTY

COURT OF PROBATE

Petition of Maud McLaughlin Mims
Bond on the Will of Ella Meredith McLaughlin

For Letters Testamentary without
bond

TO THE HON. Eugene Hawkins

JUDGE PROBATE SAID COUNTY:

The petition of the undersigned Maud McLaughlin Mims
respectfully represents unto your Honor, that in the last Will and Testament of Ella Meredith McLaughlin
deceased, which Will and Testament has been duly probated and admitted
to record in this Court, Maud McLaughlin Mims named as one of the executors thereof, the other
two having renounced their right to serve.
That by an express provision in said will to that effect, your petitioner is exempted from giving any bond as such
executor.

That the said testator died seized and possessed of certain real and personal estate, consisting chiefly of
stocks and real estate
all of said real and personal estate being estimated to be worth about \$20,000
dollars, and probably not more; that your petitioner
is an inhabitant of this state, above the age of twenty-one years, and in no respect disqualified, under the law, serving as
such executor.

To the end therefore, that the said property may be collected and preserved for those who appear to have a legal interest
therein, and the said will executed according to the request of the said testator, your petitioner prays that your honor will
grant letters testamentary to her as executor of last will and testament, without
entering into bond as such as is provided in and by the terms of said will.

Address: 2511 North 12th Avenue

Maud McLaughlin Mims

THE STATE OF ALABAMA
JEFFERSON COUNTY.

I, Maud McLaughlin Mims,

being duly sworn, depose and say that the facts alleged in above petition are true according to the best of my
knowledge, information and belief.

Subscribed and sworn to before me this the

Maud McLaughlin Mims

3rd day of April, 1940

Notary Public.

The State of Alabama,
JEFFERSON COUNTY.

Probate Court March Term, 1940
April 5th, 1940,

The Will of Ella Meredith McLaughlin

of the said County, having been duly admitted to record, in said County, LETTERS TESTAMENTARY are hereby granted to
Maud McLaughlin Mims, the executor named in said Will, who has
complied with the requisitions of the law and is authorized to take upon her the execution of such Will.

Dated, this 5th day of April, 1940.

(SEAL)

Eugene H. Hawkins

Judge of Probate.

It is therefore ordered by the Court that the 5th day of April, 1940 be set as a day for hearing testimony in proof of said instrument as such will.

It is further ordered that notice of the filing of said petition and of the day set for hearing testimony in proof of said instrument as such will, be given the above named next of kin, in the manner and form as is by the Statute in such cases made and provided.

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H. D. CRUTCHER (DAVID CRUTCHER), DECEASED, ESTATE OF,	)	Case No. 12458
ORDER PASSING DAY TO HEAR REPORT OF COMMISSIONERS	)	PROBATE COURT.
SETTING APART EXEMPTIONS, AND OBJECTIONS THERETO.	)	April 5th, 1940.

This being the day regularly continued for hearing the report of Commissioners which was heretofore filed in this Court setting apart exemptions to Massie Crutcher, the widow of H. D. Crutcher, deceased, and the objections filed thereto by Lucy Mastin; Now for reasons satisfactory to the Court the matter stands continued to the 26th day of April, 1940.

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GEORGENE L. PARSLEY, DECEASED, ESTATE OF,	)	PROBATE COURT.
ORDER ON FILING PETITION FOR PARTIAL DISTRIBUTION.	)	Case No. 11907.
	)	April 5, 1940

Comes on this Hilery C. Parsley, Administrator de bonis non of the estate of Georgene L. Parsley, deceased, and filed his petition in writing, under oath, praying for an order of this Court authorizing and directing him to make partial distribution before final settlement of the assets on hand belonging to said estate;

It is therefore ordered by the Court that the 9th day of April, 1940 be set as a day for hearing said petition.

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L. O. DAWSON, DECEASED, ESTATE OF,	)	Case No. 12602.
ORDER ON FILING AND PROBATING HIS	)	PROBATE COURT.
LAST WILL AND TESTAMENT.	)	April 5th, 1940.

This day came A. L. Dawson and filed his petition in writing, under oath, therewith producing and filing in this Court an instrument of writing purporting to be the last Will and Testament of L. O. Dawson, deceased, and bearing date the 16th day of October, 1923 and attested by Frank M. Moody and C. O. Rayslett, and praying that the same be probated as provided by law, that petitioner is a son of said decedent, and that the next of kin are as follows:

Petitioner, A. L. Dawson, son, over 21 years of age, 209 St. Charles St., Edgewood, Alabama, and Eugene R. Dawson, over 21 years of age, son, Box 66, Waycross, Ga.,

And thereupon comes Eugene R. Dawson, expressly waiving notice of the filing of said application to probate said will and consenting that the same be probated at once. Now on motion of said petitioner the Court proceeds to hear said application; and after due proof and hearing had according to the laws of this State, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the Last Will and Testament of L. O. Dawson, deceased, be duly admitted to probate and ordered to be recorded, together with the proof thereof, and all papers on file relating to this proceeding. It is further ordered that petitioner pay the costs of this proceeding.

BOOK 272 PAGE 389

ELLA MEREDITH McLAUGHLIN, DECEASED, ESTATE OF,)
ORDER PROBATING HER LAST WILL AND TESTAMENT.)

PROBATE COURT.
(Case No. 12599
April 5th, 1940

This day having been regularly appointed for hearing the application of Maud McLaughlin Mims, which was heretofore filed in this Court for the probate of an instrument of writing purporting to be the last will and testament of Ella Meredith McLaughlin, deceased. Now comes the said applicant and moves the Court to grant said application; and it appearing to the Court that the acceptance of service and waiver of notice by the next of kin of said decedent has been filed in this Court, and the Court having ascertained by sufficient evidence that the signatures affixed to said waiver of notice and/or acceptance of service, are the genuine signatures of said next of kin. Now on motion of said petitioner the Court proceeds to hear said application; and after due proof and hearing had according to the laws of this State, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the Last Will and Testament of Ella Meredith McLaughlin, deceased, be duly admitted to probate 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.

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ELLA MEREDITH McLAUGHLIN, DECEASED, ESTATE OF,)
ORDER ON FILING RENUNCIATION.)

PROBATE COURT.
(Case No. 12599.
April 5, 1940

Jason M. McLaughlin and Anna McLaughlin Dupuy, who were nominated and appointed jointly with Maud McLaughlin Mims as Executors of the last will and testament of Ella Meredith McLaughlin, deceased, having duly renounced all right and claim to execute said will, and in writing filed the same in this Court,

It is therefore Ordered by the Court that said renunciation be recorded, as required by law, which is according done, and said renunciation is in the words and figures following, to-wit:

THE STATE OF ALABAMA,)
JEFFERSON COUNTY.)

PROBATE COURT.

IN THE ESTATE OF ELLA MEREDITH McLAUGHLIN, DECEASED.

We, Jason M. McLaughlin and Anna McLaughlin Dupuy, named in the will of Ella Meredith McLaughlin, deceased, jointly with Maud McLaughlin Mims, as Executors, do hereby each renounce our right to be appointed as such Executors and request the Probate Judge of Jefferson County, Alabama, to appoint Maud McLaughlin Mims as the sole Executrix of said Estate.

Given under our hands and seals, this the 3rd day of April, 1940.

Jason M. McLaughlin (L.S.)

Anna McLaughlin Dupuy (L.S.)

The State of Alabama,)
Jefferson County.)

I, A. W. Smith, a Notary Public in and for said State and County, hereby certify that Jason M. McLaughlin and Anna McLaughlin Dupuy, whose names are signed to the foregoing renunciation, acknowledged before me on this day that being informed of the contents of said renunciation, they executed the same voluntarily on the day the same bears date.

In witness whereof, I have hereunto set my hand and seal, this the 3rd day of April, 1940.

A. W. Smith, Notary Public (SEAL)

BOOK 272 PAGE 390

Minutes Probate Court, Jefferson County, MARCH Term, 1940.

ELLA MEREDITH McLAUGHLIN, DECEASED, ESTATE OF,)
 DEGREE GRANTING LETTERS TESTAMENTARY WITHOUT BOND.) (Case No. 12589
 PROBATE COURT.
 April 5, 1940

Now on this day comes Maud McLaughlin Mims and files in this Court her application in writing, under oath, praying that Letters Testamentary upon said will of Ella Meredith McLaughlin, deceased, be issued to her.

It is therefore ordered and decreed by the Court that Letters Testamentary upon said will be granted to Maud McLaughlin Mims and that said Letters issue without bond or security being required, in accordance with the terms of said will. It is further ordered that the petition filed in this behalf be recorded.

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HARRY C. WENGEL, DECEASED, ESTATE OF,)
 ORDER ON FILING AND PROBATING HIS)
 LAST WILL AND TESTAMENT.) (Case No. 12603.
 PROBATE COURT.
 April 6, 1940.

This day came Clyde Wengel and Wilburn Wengel and filed their petition in writing, under oath, therewith producing and filing in this Court an instrument of writing purporting to be the last Will and Testament of Harry C. Wengel, deceased, and bearing date the 29th day of February, 1940 and attested by Mrs. Floy Jones, J. S. Reid and Mrs. Alice C. Reid, and praying that the same be probated as provided by law, that petitioners are children of said decedent and named in said will as the Executors thereof, and that the next of kin are as follows, to-wit:

Clyde Wengel, Birmingham, Alabama; Wilburn Wengel, Birmingham, Alabama, and Mrs. Mildred Sander, Birmingham, Alabama, all children of said decedent and over the age of twenty-one years.

And thereupon comes Mrs. Mildred Sander, expressly waiving all notice of the application to probate said will and consenting that the same be probated at once; and the Court having ascertained by sufficient evidence that the signature affixed to said waiver or notice and/or acceptance of service, is the genuine signature of said Mrs. Mildred Sander; Now on motion of said petitioner the Court proceeds to hear said application; and after due proof and hearing had according to the laws of this State, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the Last Will and Testament of Harry C. Wengel, deceased, be duly admitted to probate 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 petitioners pay the costs of this proceeding.

-----oOo-----

HARRY C. WENGEL, DECEASED, ESTATE OF,)
 DEGREE GRANTING LETTERS TESTAMENTARY)
 WITHOUT BOND.) (Case No. 12603.
 PROBATE COURT.
 April 8th, 1940

Now on this day comes Clyde Wengel and Wilburn Wengel and file in this Court their application in writing, under oath, praying that Letters Testamentary upon said will of Harry C. Wengel, deceased, be issued to them.

It is therefore ordered and decreed by the Court that Letters Testamentary upon said will be granted to Clyde Wengel and Wilburn Wengel and that said Letters issue without bond or security being required, in accordance with the terms of said will. It is further ordered that the petition filed in this behalf be recorded.

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ESTATE OF

Ella Meredith McLaughlin

DECEASED

The State of Alabama,
JEFFERSON COUNTY.

PROBATE COURT
FINAL SETTLEMENT.

TO THE HON. Tom V. Garner, JUDGE OF PROBATE OF SAID COUNTY:

Comes your petitioner, Maud McLaughlin Mims as Executor of the Estate of

Ella Meredith McLaughlin deceased, who would most respectfully state and show unto the Court the following facts:

That under the terms of the last will and testament of Ella Meredith McLaughlin deceased, your petitioner was named and designated as the sole executor thereof: that letters testamentary were issued to your petitioner on the 5th day of April, 1940; that after said appointment petitioner gave notice as required by law and that more than six months have expired since that date and the publication of notice, and that all of the debts of said decedent have been paid in full.

That under the terms of the last will and testament of Ella Meredith McLaughlin deceased, ~~James M. McLaughlin~~ Jason M. McLaughlin, Maud McLaughlin Mims, Anna McLaughlin Dupuy and Willie McLaughlin

are named as beneficiaries of all the property of said decedent, and that in compliance with the terms of said will your petitioner, as Executor, has received, collected and turned over to ~~her~~ self, individually, and to all of the above named beneficiaries strictly according to the terms of the will of said deceased, all property of every kind and description bequeathed to each of them and that the same is now in their possession as the beneficiaries under said will. Standing in the Estate of deceased are the following stocks: 127 shares Alabama Power Stock; 16 shares of Atlas Corporation, Common, \$600.00 in shares Peoples Savings and Loan Association, Ensley, Ala.

Premises considered, your petitioner prays that this be taken as and for ~~her~~ account for a final settlement of ~~her~~ said executorship, and that ~~she~~ be henceforth discharged as executor of said Estate.

Sworn to and subscribed before me, this the

21st day of August, 1953.

Smith D. Underwood
Notary Public.

We, the undersigned, constituting all the legatees under the last will and testament of

Ella Meredith McLaughlin

deceased, do each hereby acknowledge receipt in full of said Executor of the property devised to us under the will of said decedent, and do each hereby accept service of notice of the filing of petition for final settlement and waive all other or further notice thereof, either by publication or otherwise, and enter our appearance in Court on the day for final settlement and agree and consent that an order may be made and entered discharging said Executor of said Estate from all other or further liability thereunder. We agree that above stocks and shares shall be divided as follows: 32 shares each of Alabama Power Stock to each legatee except Jason McLaughlin and 4 shares to him. 4 shares to each legatee of Atlas Corp. Common Stock; \$600.00 in shares Peoples Savings & Loan Assn. divided \$150.00 to each legatee.

Jason M. McLaughlin
Jason M. McLaughlin
Maud McLaughlin Mims
Maud McLaughlin Mims
Anna McLaughlin Dupuy
Anna McLaughlin Dupuy
Willie McLaughlin
Willie McLaughlin

272 PAGE 392

THE STATE OF ALABAMA,

Jefferson COUNTY.

88 PAGE 418

I, Edith D. Underwood

a Notary Public in and for said County, in said State,

hereby certify that Jason M. McLaughlin, Maud M. McLaughlin, Mima, Anna M. McLaughlin, Supers, and Willie M. McLaughlin whose names are signed to

the foregoing petition for final settlement of the Estate of Ella Meredith M. McLaughlin deceased, and who are known to me, acknowledged before me on this day, that, being informed of the contents of said petition, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 21 day August, 1953

Edith D. Underwood
Notary Public.

THE STATE OF ALABAMA,

COUNTY.

I, _____ a Notary Public in and for said County, in said State,

hereby certify that _____ whose name is signed to

the foregoing petition for final settlement of the Estate of _____ deceased, and who is known to me, acknowledged before me on this day, that, being informed of the contents of said petition, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this _____ day _____, 19____

Notary Public.

THE STATE OF ALABAMA,

COUNTY.

I, _____ a Notary Public in and for said County, in said State,

hereby certify that _____ whose name is signed to

the foregoing petition for final settlement of the Estate of _____ deceased, and who is known to me, acknowledged before me on this day, that, being informed of the contents of said petition, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this _____ day _____, 19____

Notary Public.

COPIES 212 PAGE 333

as guardian, and moves the Court to proceed with said settlement.

And it appearing to the Court from properevidence that due notice of the time and nature of said settlement has been given in strict accordance with the law and the order of this Court heretofore made and entered on the 29th day of July, 1953, and Nellie Smith, as Attorney-in-Fact for The Employers' Liability Assurance Corporation, Ltd., as surety having accepted service of notice of final settlement and waived all other or further notice, and Earl C. Bloom, Jr., who was heretofore appointed to act as guardian-ad-litem for and to protect the interest of James W. Canant, non compos mentis, coming now and consenting to act as such guardian-ad-litem, denying the correctness of said account and of each and every item charged on the credit side thereof, and insisting that strict proof be made as to the correctness of the same, and no person having appeared to contest said settlement, or any part thereof; and the Court having examined and audited the account of the said Mrs. Gertie Canant, as guardian, proceeds to state the same:

Whereupon it is shown to the Court that said Mrs. Gertie Canant, as guardian of said James W. Canant, non compos mentis, has received and is chargeable with the sum of \$2109.48, as shown by her account of the assets of said guardianship, which was received by her, and is entitled to credits for moneys expended in and about the costs and charges necessary and incident to said guardianship and in support and maintenance of said Ward, in the sum of \$2122.68, showing an excess of expenditures over receipts of the sum of \$13.20, upon the payment of court costs charged on this settlement in the amount of \$13.20.

And it further appearing to the Court that said Guardian holds the following assets:

1 barber shop located at 5520-1st Avenue North in the City of Birmingham, Alabama, and 4 barber chairs, eight customer chairs, eight mirrors and some miscellaneous stools, clippers, blinds, fans and heaters; all estimated to be worth not in excess of \$250.00.

It is therefore considered, ordered and decreed that the said account and vouchers as stated be and the same are hereby passed and allowed and ordered to be recorded, and said account is hereby made final and conclusive as to all items of receipts and disbursements and other transactions and matters shown therein as provided by Code 1940, Title 61, Section 315, and it is further ordered that said Guardian pay the court costs incurred herein in the amount of \$13.20.

oOo

ELLA MEREDITH McLAUGHLIN, DECEASED, ESTATE OF,
DECREE ON FINAL SETTLEMENT.

PROBATE COURT.
CASE NO., 12599
AUGUST 21st, 1953.

And now on this day comes Maud McLaughlin Mims, as Executrix of the estate of Ella Meredith McLaughlin, deceased, and presents to the Court under oath her petition for a final settlement of said estate; together with acceptances of service and/or waivers of notice by Jason M. McLaughlin, Maud McLaughlin Mims, Anna McLaughlin Dupuy, and Willie McLaughlin, the legatees of said estate, executed and acknowledged by each of them as required by law, and moves the Court to proceed with the hearing of said petition.

And it appearing to the Court that more than six months have elapsed since the appointment of said Executrix, and that no claims have been filed in this Court against the estate of the said Ella Meredith McLaughlin, deceased, within the time required by law;

And it further appearing to the Court that Jason M. McLaughlin, Maud McLaughlin Mims, Anna McLaughlin Dupuy and Willie McLaughlin are all the beneficiaries named in the last will and testament of Ella Meredith McLaughlin, deceased, and that Maud McLaughlin Mims, as Executrix, has complied with the terms of said will paying over and delivering to herself, individually and to said beneficiaries, all the property and assets in her hands belonging to said estate, except the following assets:

127 shares Alabama Power Stock
 16 shares of Atlas Corporation, Common stock
 \$600.00 in shares Peoples Savings and Loan Association, Ensley, Alabama.

And it further appearing to the Court that Jason M. McLaughlin, Maud McLaughlin Nims, Anna McLaughlin Dupuy and Willie McLaughlin, the legatees of said estate, have agreed as to the distribution of stocks and shares, as evidenced by their agreement to said division attached to said settlement and made a part thereof.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the said Maud McLaughlin Nims have the property hereinabove described, transferred and delivered to the beneficiaries of said estate, in compliance with the terms of said will and agreement, as follows, to-wit:

32 shares each of Alabama Power Stock to each legatee except Jason M. McLaughlin, and 31 shares to him.
 4 shares to each legatee of Atlas Corp. common stock.
 \$600.00 in shares Peoples Savings & Loan Assn. divided \$150.00 to each legatee.

for which execution may issue and from the operation and effect of this decree, there can be no claim of exemption as to personal property asserted.

IT IS FURTHER ORDERED that said petition be and the same is hereby granted and ordered to be recorded.

June 25th, 1954.

Maud McLaughlin Nims, as Executrix of the Estate of, Ella Meredith McLaughlin, deceased, having this day filed the receipts of Jason M. McLaughlin, Willie C. McLaughlin, and Anna McLaughlin Dupuy, the legatees of said estate, acknowledging payment and satisfaction in full of the above and foregoing decree:

It is therefore ordered, adjudged and decreed by the Court that said Maud McLaughlin, as Executrix be, and she is hereby discharged from all other or further liability as such Executrix.

oOo

JAMES W. PEARSON, MINOR, ESTATE OF,

ORDER SETTING DAY TO HEAR FINAL SETTLEMENT.)

PROBATE COURT.
 CASE NO. 22183
 AUGUST 21st, 1953.

This day came Mary W. Pearson, guardian of the estate of James W. Pearson, a minor, and filed her account and vouchers for a final settlement of her said guardianship, together with her written resignation as such Guardian, and said account having been examined by the Court and being now reported for such settlement:

It is thereupon ordered that said resignation be and the same is hereby accepted and that Letters of guardianship heretofore issued to Mary W. Pearson be and the same are hereby revoked, and that said account be set for a hearing on the 23rd day of September, 1953, and that notice of the time and nature of such settlement be given by posting notices for three successive weeks at the Courthouse and three other public places in Jefferson County, Alabama, and that further notice of the day appointed to hear said settlement be given Fidelity And Deposit Company of Maryland, surety in this cause in the manner and form as is by the Statute in such cases made and provided.

It is further ordered that S. Palmer Keith be and he is hereby appointed Guardian-ad-Litem to represent James W. Pearson, a minor, to protect his interest in such settlement, he being the only person interested, and it is further ordered that said S. Palmer Keith have notice of said appointment as such Guardian-ad-Litem and of the day above set for hearing.

oOo

CERTIFICATE TO COPIES

PROBATE-67

The State of Alabama
JEFFERSON COUNTY

PROBATE COURT

I, Peggy A. Proctor, Chief Clerk of the Court of Probate,
in and for said County in said State hereby certify that the foregoing contains a full, true and correct copy of the
entire proceedings

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
89 DEC 29 PM 2:07
JUDGE OF PROBATE

In the matter of Ella Meredith McLaughlin

as the same appears on file and of record, in this office.

Given under my hand and seal of said Court, this

the 29 day of December, 1989

Peggy A. Proctor
Chief Clerk

Rec 37.50
Jud 3.00
Clt 1.00
41.50