

# Last Will and Testament 30951

OF

OLLIE W. McCLUNG

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, Ollie W. McClung, a resident of Jefferson County, State of Alabama, being of sound and disposing mind and memory, do make, publish, and declare this instrument as and for my Last Will and Testament, hereby revoking any and all other wills and codicils heretofore made by me.

## ITEM ONE

I direct that all of my debts and funeral expenses be paid as soon after my death as may be practicable. In the event there is any indebtedness owing by me, whether secured or unsecured, which has not matured at the time of my death, I authorize my Executor to pay such indebtedness, either in full or according to the terms and tenor of any instrument evidencing such indebtedness, as my Executor may deem best advisable under the then-existing circumstances.

## ITEM TWO

I give all of my wearing apparel, jewelry, books, any automobiles that I may own, and all other objects of my personal use to my wife, Ora F. McClung, absolutely. I make no disposition of the household furniture and furnishings located in our home for the reason that such items are the property of my wife and not my own. I hereby vest in my Executor full power and authority to determine what objects of property are included in the foregoing description.

## ITEM THREE

I give and devise the sum of Fifteen Thousand Dollars (\$15,000.00) to each of my grandchildren, Ollie Wade McClung, III, Rebecca Gail McClung, James Barry McClung and Donald Andrew McClung, and I direct my Executor to pay said sum outright as soon as convenient after my death.

Cambridge, Miss. Rogers

Proctor

Page 19  
Dec. 11, 1917  
11/11/17

293 938

ITEM FOUR

I give and devise all of the rest, residue and remainder of my property of whatsoever kind and character, whether real or personal, and wheresoever situated, to my son, Ollie W. McClung, Jr., absolutely, if he is living at the time of my death. If my said son has predeceased me, then I give my said residuary estate to his children in equal shares, share and share alike, per stirpes.

The fact that I have made no bequest or devise to my son, Donald Lewis McClung, shall not be considered to be an oversight or an unintentional omission. My said son shares my love and my prayers and is forever in my mind, but he has been adequately provided for during my lifetime through a guardianship account and otherwise, and has a separate estate set up for him which will be sufficient for his needs for the remainder of his lifetime. I also have the assurance of my son, Ollie W. McClung, Jr., that my son, Donald, will not want in any way during his lifetime.

ITEM FIVE

I hereby nominate and appoint my son, Ollie W. McClung, Jr., as Executor of this, my Last Will and Testament, and I direct that, as such, he shall not be required to give bond or to file an inventory or appraisal of my Estate in any court. During the administration of my Estate, I hereby vest in my Executor full power to sell, convey, exchange, lease for a period beyond the termination of the administration of my Estate, or for a less period, improve, borrow on the security of, encumber, or otherwise dispose of, all or any part of my Estate, in such manner, and upon such terms and conditions, as my said Executor may approve, and to invest and reinvest my Estate, and the proceeds of sale of any portion thereof, in such loans, stocks, bonds, certificates of deposit or other securities or other property as he may consider suitable, whether or not a so-called "legal" investment of fiduciary funds, and to change investments and make new investments from time to time as he may deem

necessary or desirable. My said Executor shall be free from the control and supervision of the Probate Court, or any other court, in the exercise of the foregoing provisions.

In the event that my son, Ollie W. McClung, Jr., has predeceased me, or if he survives me but is unable or unwilling to act as Executor hereof, then I nominate my wife, Ora F. McClung, as successor Executrix hereof, and confer upon her the same powers hereinabove conferred upon my Executor.

IN WITNESS WHEREOF, I, Ollie W. McClung, have hereunto set my hand and seal this the 24 day of Feb., 1986.

Ollie W. McClung (SEAL)  
Ollie W. McClung

We, the undersigned, hereby certify that the above-named Testator subscribed his name to the foregoing instrument in our presence, and published and declared the same to be his Last Will and Testament, and we, at the same time, at his request, in his presence, and in the presence of each other, have hereunto signed our names as subscribing witnesses.

Walter L. Meems  
Pearl Austin

BOOK 293 PAGE 940

JR 2063 PG 843

JR 2063 PG 843

293 PAGE 941

BOOK

**CERTIFICATE TO THE PROBATE OF WILL**

**The State of Alabama**

**JEFFERSON COUNTY**

I, George R. Reynolds, Judge of the Court of Probate, in and for said State and

County, do hereby certify that the foregoing instrument \_\_\_\_\_ of writing ha S \_\_\_\_\_ this day, in said Court, and before me as

the Judge thereof, been duly proven by the proper testimony to be the genuine last Will and Testament \_\_\_\_\_

of Ollie W. McClung, \_\_\_\_\_ Deceased and that said Will \_\_\_\_\_

together with the proof thereof have been recorded in my office in Judicial Record, Volume 2063 841-843  
2073 . Page 609-613

In witness of all which I have hereto set my hand, and the seal of the said Court, this date August 18, 1989

PROBATE - 88

George R. Reynolds Judge of Probate.

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  
Last Will and Testament of Ollie W. McClung, Deceased, together with  
the Certificate to the Probate thereof

BOOK 293 PAGE 942

Estate of Ollie W. McClung, Deceased  
in the matter of

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

STATE OF ALABAMA  
I CERTIFY THIS  
INSTRUMENT WAS FILED

90 JUN -1 AM 9:56

12.50  
3.00  
1.00  
16.50

Given under my hand and seal of said Court, this

the 30th day of May, 19 90

*Peggy A. Proctor*

Chief Clerk