

STATE OF ALABAMA X
X
MARENGO COUNTY X

1990
IN THE PROBATE COURT OF
MARENGO COUNTY

I, Cindy D. Hopkins, as Probate Clerk
of said Court, do hereby certify that I have compared the fore-
going copy of the Probate of the Last Will and Testament
and Partial Settlement of Philip J. Kyser Estate
with the original record thereof, now remaining in this office
and have found the same to be a correct copy therefrom and of
the whole of such original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand and
affixed the seal of the Probate Court of Marengo County,
Alabama, this 25th day of May, 1990.

Cindy D. Hopkins

I, Sammie Daniels, Judge of Probate
of aforesaid County and State, do hereby certify that Cindy
D. Hopkins, who signed the foregoing certificate, is the
Probate Clerk of said County and that the foregoing record is
authenticated in due form.

I hereby set my hand and official seal of office this 25th
day of May, 19 90.

Sammie Daniels
Judge of Probate

I, Cindy D. Hopkins, as Probate Clerk of
said County, do hereby certify that Sammie Daniels
whose name is subscribed to the foregoing certificate is now and
was at the time of affixing the seal, the Judge of Probate for
said County, duly elected and qualified, and that the foregoing
certificate was duly executed according to law.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed
the seal of the Probate Court at Marengo County,
Alabama, this 25th day of May, 19 90.

Cindy D. Hopkins
W. & H. F.

Last Will and Testament

STATE OF ALABAMA *
*
MARENGO COUNTY *

I, PHILIP J. KYSER, a resident of Demopolis, Marengo County, Alabama, and being over the age of nineteen (19) years, being of sound mind and disposing memory, do make, publish and declare this instrument as and for my Last Will and Testament, hereby revoking all other Wills and testamentary dispositions heretofore made by me.

ITEM ONE: I direct that all of my just debts, including the expenses of my last illness and funeral, shall be paid out of my estate, by the Co-Executrix hereinafter named, as soon after my death as practicable.

ITEM TWO: I do hereby give, devise and bequeath the sum of Fifteen Thousand and No/100's (\$15,000.00) Dollars to the First Baptist Church of Demopolis, Alabama.

ITEM THREE: I have given to my daughters, Betty K. Mayton, Marilyn K. Braswell and Carolyn K. Dunlavy, as joint tenants with right of survivorship, a \$25,000.00 life insurance policy upon my life. Only in the event it is necessary to ratify and confirm said gift, then I hereby ratify and confirm the same to the extent necessary to vest the ownership interest in said life insurance policy in their names. I have requested and I do further request by this provision in my Will, but I do not direct or order that they do so, merely request, that they use the proceeds therefrom

FILED FOR RECORDING *11th* 04/20/98
AND RECORDED BOOK NO. *10-1111*
PAGE *100-101*
Bernie Davis
Judge of Probate
Marengo County, Alabama

to care for my daughter, Phyllis K. Kratochvill, Woodley Manor, 3312 Woodley Road, Montgomery, Alabama 36111. Said care, protection and provisions for my said daughter to be to the extent that my three (3) daughters deem such care to be needed, necessary and proper. If, upon the death of my daughter, Phyllis K. Kratochvill, there are funds still remaining from said insurance policy which have not been expended upon her during her lifetime, the balance remaining shall be equally divided among my three (3) daughters, Betty K. Mayton, Marilyn K. Braswell and Carolyn K. Dunlavy, share and share alike, in equal parts and should any of my said three (3) daughters be deceased, the child or children of said deceased daughter will take the part to which their parent would have been otherwise entitled, to be theirs absolutely and forever.

ITEM FOUR: I do hereby give, devise and bequeath unto my wife, Helen T. Kyser, the following bequests forever and absolutely:

- (a) My personal automobile which I am driving at the time of my death.
- (b) A life estate in my personal home so long as she lives or until she remarries, if she does, whichever may first occur, and at the first occurrence of either remarriage or death, the title to my said home shall revert to fee simple ownership in my seven (7) children equally, or if any of my children should predecease me, my child's share shall go to their child or children equally.

It is further my desire and my instruction that should a roof be needed on my personal home at any time during the period of time my wife has her life estate in the home, the cost of said roof be paid from my estate and at no cost to my wife.

BOOK 297 PAGE 710

- (c) All furniture, appliances and all personal property located in my home for the use of my wife during her lifetime and until she dies or until she remarries, whichever may first occur, and at the first occurrence of either remarriage or death, all furniture, appliances and all personal property shall revert to ownership in my seven (7) children equally, or if any of my said children should predecease me, my child's share shall go to their child or children equally. There are certain items of personal property and furniture that I own which have sentimental value or special value to some of my children. I wish for my children to have the special items of personal property immediately upon my death and I am confident that my wife and my children can agree on these special items without any problem or confusion. These items of personal property will not be a portion of those items in which my wife shall have a life estate. All items of furniture brought to our marriage by my wife or purchased during our marriage shall be hers in fee simple, totally and absolute.
- (d) All money which is located in the Household Operating Account which is at Robertson Banking Company, Demopolis, Alabama.
- (e) In addition to all of the above bequests to my beloved wife, I leave to her the payment of a lump sum of \$75,000.00 in cash.

ITEM FIVE: I do hereby give, devise and bequeath all the rest, residue and remainder of my estate, subject to the requirements of all preceding paragraphs, unto my seven (7) children, Philip J. Kyser, Jr., Betty K. Mayton, Bobby L. Kyser, Phyllis K.

Kratochvill, Edmund C. Kyser, Marilyn K. Braswell and Carolyn K. Dunlavy, all property of whatsoever kind and nature, whether real, personal or mixed, wherever located, owned by me at the time of my death or to which I may be entitled, to be theirs in fee simple, equally, share and share alike, absolutely; the children (including adopted children) of any deceased child of mine, shall be entitled to such deceased child's share equally, per stirpes.

ITEM SIX: I hereby nominate, constitute and appoint Betty K. Mayton, Marilyn K. Braswell and Carolyn K. Dunlavy as Trustees for my daughter, Phyllis K. Kratochvill, to receive and administer all funds or assets which may be inherited by her under the terms of this Will, and I direct that they shall administer the trust and income therefrom as hereinafter set forth and upon the death of the said Phyllis K. Kratochvill, the assets remaining, if any, therein shall be distributed in equal parts, share and share alike, to the children of the said Phyllis K. Kratochvill and the descendants of any deceased children per stirpes. I further direct, in the event any of my said Trustees should die during the term of said trust or for any reason become unable or unwilling to serve, the survivor or survivors thereof shall continue to serve. I further exempt said Trustees from bond of any kind and they shall not be required to report to any Court in connection with their proceedings as said Trustees.

I authorize and direct my said Trustees to take charge of, manage and control said trust estate; and I do hereby authorize said Trustees to sell, exchange, transfer or convey all or any part of said trust estate upon such terms and conditions as they may see fit; to invest and reinvest said trust estate and the proceeds of sale or disposal of any portion thereof, in such loans, or other property, real or personal, whether so called "legal" investments of trust funds or not, as they may deem suitable, and

207 PAGE 712

to change investments and to make new investments from time to time as they may deem necessary or desirable. I further give said Trustees the power to use the principal from said trust in addition to the income from said trust if they deem it necessary. It is my desire and intent in establishing this trust that the income from the trust can be used for the maintenance, protection, health, and welfare of my daughter, Phyllis K. Kratochvill, and that as much of the income from the trust as is needed, in the full discretion of the Trustees, shall be so expended and at any time in the opinion of the Trustees it is necessary to go into the principal for the purpose of caring for and protecting my said daughter, Phyllis K. Kratochvill, they may do so; and that no expenditures be made that are not for the personal maintenance, well-being and protection of my daughter, Phyllis K. Kratochvill, during her lifetime.

ITEM SEVEN: I hereby nominate, constitute and appoint Philip J. Kyser, Jr. and Betty K. Mayton as Trustees for my son, Bobby L. Kyser, to receive and administer all funds or assets which may be inherited by him under the terms of this Will; I direct that they shall administer the trust and income therefrom as hereinafter set forth, and upon the death of the said Bobby L. Kyser, the assets remaining, if any therein, shall be distributed in equal parts, share and share alike, to the children of the said Bobby L. Kyser, and the descendants of any deceased children, per stirpes. I further direct, in the event any of my said Trustees should die during the term of said trust or for any reason become unable or unwilling to serve, the survivor thereof shall continue to serve as Trustee of this trust. I further exempt said Trustees or Trustee from bond of any kind and they shall not be required to report to any Court in connection with their proceedings as said Trustees.

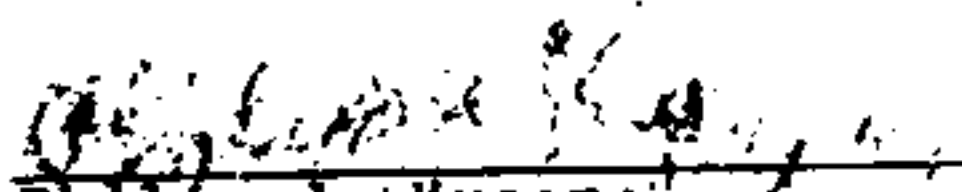
I authorize and direct my said Trustees to take care of, manage and control said trust estate; and I do hereby authorize said Trustees to sell, exchange, transfer or convey all or any part of said trust estate upon such terms and conditions as they may see fit; to invest and reinvest said trust estate and the proceeds of sale or disposal of any portion thereof, in such loans, stocks, bonds or other securities, mortgages, common trust funds or other property, real or personal, whether so called "legal" investments of trust funds or not, as they may deem suitable, and to change investments and to make new investments from time to time as they may deem necessary or desirable. I further give said Trustees the power to use the principal from said trust in addition to the income from said trust, if they deem it necessary. It is my desire and intent in establishing this trust that the income from the trust can be used for the maintenance, protection, health, and welfare of my son, Bobby L. Kyser, and that as much of the income from the trust as is needed, in the full discretion of the Trustees, shall be so expended and at any time in the opinion of the Trustees it is necessary to go into the principal for the purpose of caring for and protecting my said son, Bobby L. Kyser, my Trustees are authorized to expend both income and principal in any amount they deem advisable and necessary.

I specifically request and direct that my Trustees of this trust make no loans or advances for my son, Bobby L. Kyser, or for any other person, including any children of Bobby L. Kyser, and that no expenditures be made that are not for the personal maintenance, well-being and protection of my son, Bobby L. Kyser, during his lifetime.

ITEM EIGHT: I hereby nominate, constitute and appoint as Co-Executrix of this, my Last Will and Testament, my wife, Helen T. Kyser, and my daughters, Betty K. Mayton and Carolyn K. Dunlavy,

and I direct that Letters Testamentary be issued to them without their being required to make, execute or deliver any bond for the performance of their duties as such Co-Executrix. I further direct that in the event any of my said appointed Co-Executrix should die prior to serving as Executrix or during the term of any of their duties herein provided, or for any reason should be unable or unwilling to serve, the survivor or survivors shall continue to serve with the same powers and rights as herein provided. I hereby vest in my said Co-Executrix full power to sell, convey, rent, mortgage, transfer and assign any and all of my said property upon such terms and conditions as they may deem best. I hereby exempt my Co-Executrix from filing any inventory of my estate, from making an accounting to any Court and from obtaining any order, decree or process from any Court whatsoever.

IN WITNESS WHEREOF, I, PHILIP J. KYSER, have on this the 28th day of December, 1987, signed, sealed, published and declared 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 other, to subscribe his name as an attesting witness, in my presence and in the presence of the others.

 (SEAL)
Philip J. Kyser

The foregoing instrument contained on this page and the six (6) preceding pages was on the date last above written, signed and sealed by the said Philip J. Kyser, the Testator therein named, to be his Last Will and Testament and his free act and deed, in the presence of us, who, at his request and in his presence and in the presence of each other, have hereunto subscribed our names and addresses as attesting witnesses; and we, and each of us, do

also certify that the signing of said Testator was duly made and appeared to us upon the Will as above before we signed as witnesses, and that we, and each of us, do believe the said Testator at this time to be of sound mind.

NAME

ADDRESS

Robert S. Morley
Mary D. Coats
Patricia M. Cross

Demopolis, Al.
Fairland, Al.
Demopolis, Al.

BOOK 297 PAGE 715

IN THE MATTER OF THE ESTATE
OF PHILIP J. KYSER, DECEASED.

*
*
*

IN THE PROBATE COURT OF
MARENGO COUNTY, ALABAMA.
CASE #

ORDER ADMITTING WILL TO PROBATE AND RECORD

The Court having received the Last Will and Testament of Philip J. Kyser and a Petition to Probate said Will by Helen T. Kyser, his widow, Betty K. Mayton, his daughter, and Carolyn K. Dunlavy, his daughter, Petitioners, all of whom are appointed as Co-Executrix in the Last Will and Testament of Philip J. Kyser, and your Petitioners having waived further notice of admitting the Will to probate and the remaining five (5) heirs having executed Waivers of Notice and filed the same with the Court, and each having requested that the said Will be admitted to probate without further notice or contact and the Court having heard the evidence offered in proof of said Will as given by the witnesses thereto and being satisfied from the evidence and the instrument presented to the Court that it is the genuine Last Will and Testament of the said Philip J. Kyser, Deceased.

The Court having to its satisfaction received testimony from Richard S. Manley, one of the attesting witnesses, that he did, on the date of said Will and in the presence of the decedent and at his request, sign the said Will as a subscribing witness and that all of the witnesses signed in the presence of the decedent and he in their presence and all of the legal requirements having been made, the Court determines that the application and petition for probate should be granted.

IT IS THEREFORE ORDERED BY THE COURT, That the said instrument purporting to be the Last Will and Testament of Philip J. Kyser, Deceased, be received and the same is hereby declared to be the duly proven Last Will and Testament of said decedent and as such, it is admitted to probate to be recorded together

297 MAR 716

FILED FOR RECORD
AND RECORDED
PAGE 182-183
APR 11 1983
Samuel K. Daniel
JUDGE OF PROBATE
Marengo County, Alabama

with the proof thereof and the Waivers herein filed along with all other papers relating to these proceedings. It is further ordered that the said Petitioners pay the costs of these proceedings and that Letters Testamentary be issued forthwith to each of the Co-Executrix so that they may proceed to handle and manage the estate of the decedent, Philip J. Kysor.

Dated this the 11th day of April, 1988.

Sammi Daniels
Judge of Probate
Marengo County, Alabama

THE STATE OF ALABAMA

Marango County

COURT OF PROBATE

The will of Philip J. Kyser, deceased,

having been duly admitted to record in said County, letters testamentary are hereby granted to _____.

Helen T. Kyser, Betty K. Mayton and Carolyn K. Dunlavy.

_____, the executrix named in said will, who have complied with the requisitions of the law, and are authorized to take upon themselves the execution of said will.

Witness my hand, and dated this 11th day of April, 1988

Judge of Probate

STATE OF ALABAMA *
*
MARENGO COUNTY *

IN THE PROBATE COURT OF
MARENGO COUNTY, ALABAMA.

IN THE MATTER OF THE ESTATE OF PHILIP J. KYSER, DECEASED:

PETITION FOR PARTIAL SETTLEMENT AND RELEASE
AND DISCHARGE OF HELEN T. KYSER AS CO-EXECUTRIX

Comes your Petitioners, Helen T. Kyser, Betty K. Mayton and Carolyn K. Dunlavy, as Co-Executrix of the Estate of Philip J. Kyser, Deceased, who most respectfully state and show unto this Honorable Court the following facts:

1. That under the terms of the Last Will and Testament of Philip J. Kyser, Deceased, which Will was dated December 28, 1987, your Petitioners were named as Co-Executrix of said Estate.
2. That Letters Testamentary were issued to your Petitioners by this Honorable Court on April 11, 1988 and your Petitioners proceeded to administer said Estate.
3. That as required by law your Petitioners gave due and proper notice of their appointment and of the probate of said Will by advertisement in The Demopolis Times for three (3) consecutive weeks on April 13, 1988, April 20, 1988 and April 27, 1988,
4. That the statutory period for filing claims against the Estate has not expired but a substantial portion of the matters involving the Estate have been settled and your Petitioner, Helen T. Kyser, has received the benefits provided for her in the Will as provided in Item Four as follows:
 - a. Helen T. Kyser has received the personal automobile of the deceased.
 - b. Helen T. Kyser has a life estate in the personal home of the decedent so long as she lives or until she remarries

FILED FOR RECORD THIS 27th DAY OF Sept
AND RETURNED TO 30 days
PAGE 612
Samuel Daniels
Judge of Probate
Marengo County, Alabama

BOOK 297 PAGE 719

whichever may first occur and she is in possession of the said home and does occupy it under the provisions of the Will.

c. Helen T. Kyser did receive for her use and benefit the furniture, appliances and all other personal property located in the home and after a period of time, she decided to release all of these items, and she has delivered all furniture, appliances and personal property which came into her possession to Betty K. Mayton and Carolyn K. Dunlavy, the other Co-Executrix, who received all of said personal property for the benefit and use of the seven residuary legatees. An inventory of the personal property, a copy of which is attached hereto, was prepared setting out all of the items received by the residual legatees, and a receipt and release was jointly signed by Helen T. Kyser, Betty K. Mayton and Carolyn K. Dunlavy, a copy of which is attached hereto. The undersigned Petitioners do hereby request the Probate Court to review, ratify and approve the inventory and receipt and release and do further request the Court release Helen T. Kyser from all liability whatsoever regarding the personal property and to further ratify that Helen T. Kyser does release the residual beneficiaries from any and all claim whatsoever now or in the future relating to the personal property made available for her use which she has delivered to the residual beneficiaries.

d. All money which was located in the household operating account at Robertson Banking Company, Demopolis, Alabama has been delivered to Helen T. Kyser.

e. Helen T. Kyser has received a check from the said Estate in the amount of \$75,000.00.

f. A copy of a release and receipt signed by Helen T. Kyser dated July 11, 1988 is attached hereto as an exhibit and a record reflecting receipt of all matters provided for Helen T. Kyser under said Will.

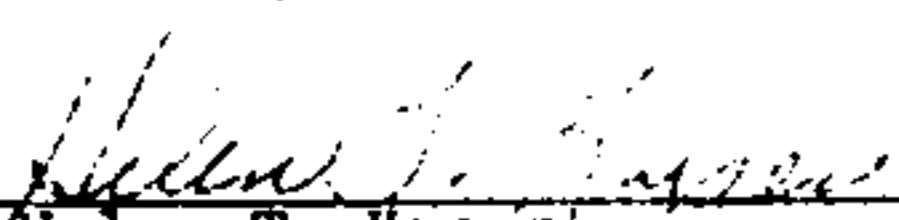
BOOK 297 PAGE 721

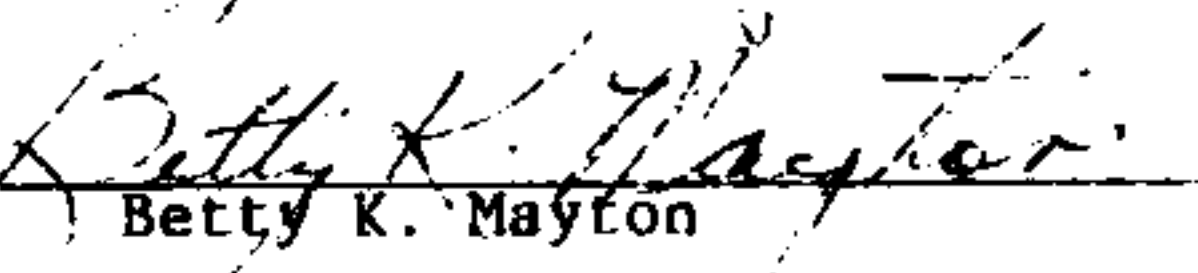
5. Your Petitioner, Helen T. Kyser, having received all benefits due her under the Will of Philip J. Kyser, does request the Court to release her as a Co-Executrix of said Estate and to issue an Order discharging her as an Co-Executrix and relieving her of all responsibility from this date forward regarding any matters relating to said Estate.

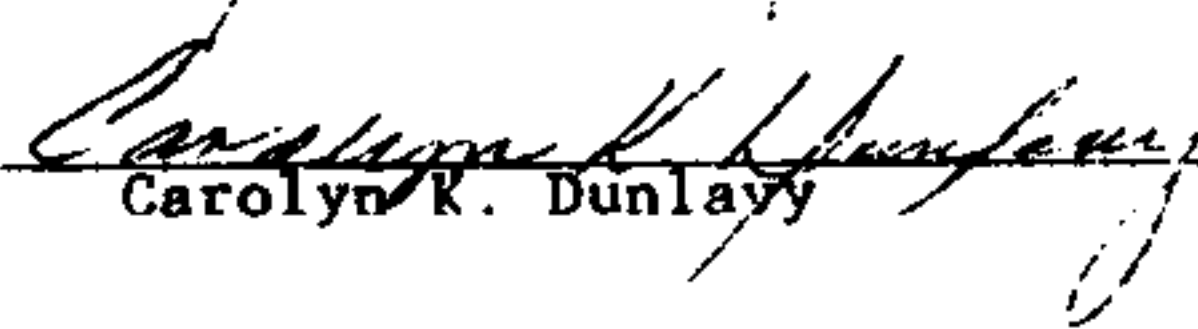
6. Your Petitioners, Betty K. Mayton and Carolyn K. Dunlavy, show unto the Court that they can and will remain as Co-Executrix of said Estate and will complete all legal requirements under the provisions of the Last Will and Testament of Philip J. Kyser, Deceased and will file with the Court at the proper time after the expiration of six months from the date of issuance of Letters of Administration, a Petition for Final Settlement and a full and final accounting to the Court.

THE PREMISES CONSIDERED, your Petitioners pray that this Partial Settlement Petition be received by the Court and approved and ratified, that the request of Helen T. Kyser that she be relieved as a Co-Executrix be approved by the Court, that the Court issue its Order discharging Helen T. Kyser as a Co-Executrix and relieving her from all future responsibility and legal obligation regarding the Estate from this date forward.

Presented to the Court on this the 22nd day of September, 1988.


Helen T. Kyser


Betty K. Mayton


Carolyn K. Dunlavy

STATE OF ALABAMA *
*
MARENGO COUNTY *

Before me the undersigned Notary Public in and for said

State and County personally appeared the above three Co-Executrix of the Estate of Philip J. Kyser, Deceased, who being first duly sworn do state on oath that each has read the foregoing Petition for Partial Settlement and the request for relief and discharge as a Co-Executrix on behalf of Helen T. Kyser and they each are informed and believe that the facts alleged in this Petition are true and correct.

Sworn to and subscribed before me on this the 22nd day of September, 1988.

Mary D. Coaks
Notary Public

My Commission Expires: 3-06-1992

RECEIPT FROM HELEN T. KYSER AS WIDOW AND BENEFICIARY
UNDER THE LAST WILL AND TESTAMENT OF
PHILIP J. KYSER, DECEASED

The undersigned, Helen T. Kyser, does hereby acknowledge receipt of the following bequests under the Last Will and Testament of Philip J. Kyser:

1. I acknowledge receipt of the personal automobile driven by Philip J. Kyser at the time of his death and I have had title placed in my name.

2. I acknowledge that I have a life estate in the personal home of Philip J. Kyser located at 1802 Vine Avenue in Demopolis, Marengo County, Alabama and I am presently occupying that home. I further acknowledge that I have the life estate for my use so long as I live and do not remarry and I understand that if I remarry or upon my death, the title and absolute ownership of the home is vested in the seven (7) children of Philip J. Kyser. Further, in accordance with Item Four, (b), I understand that should a roof be needed or required on the home at any time during my occupancy, the cost of said roof shall be paid from the Estate of Philip J. Kyser by the Estate or the residual owners and further, that the Estate or residual owners will pay all property taxes on the home and will keep the home properly insured at all times at no cost to me. I am aware that all normal and routine operating expenses

and routine maintenance of the home and the equipment therein is my responsibility so long as I reside in the home.

3. I further acknowledge that all furniture, appliances and other property located in the home belongs to and is owned by the seven (7) children of Philip J. Kyser, but that I have the right to use the furniture, appliances and other personal property located in the home at the time of the death of Philip J. Kyser until my death or until I remarry, whichever first occurs. Certain items of furniture and personal property were given by Philip J. Kyser to his children and have been removed from the home. All remaining items of furniture and personal property which are in the home will be inventoried and will remain in the home at all times for my use in the home or if I wish to no longer use it, I will then make it available for removal and distribution to the residual beneficiaries. An inventory of the items of furniture, appliances and personal property will be made and a copy will be filed with the Probate Court of Marengo County, Alabama.

4. All money which was located in the bank account at Robertson Banking Company known as the Household Operating Account has been transferred to my personal name in accordance with Item Four, (d).

5. I hereby acknowledge receipt of a check in the amount of Seventy-Five Thousand and No/100's (\$75,000.00) Dollars from Helen T. Kyser, Betty K. Mayton and Carolyn K. Dunlavy as Co-Executrix of the Estate of Philip J. Kyser as payment in full of the bequest in Item Four, (e) of said Will.

Executed on this the 11th day of July, 1988.

Helen T. Kyser
Helen T. Kyser

WITNESSES:

Not out to be only
Sharon G. Lindsey

STATE OF ALABAMA *
*
MARENGO COUNTY *

The undersigned, Carolyn K. Dunlavy and Betty K. Mayton, two of the three Co-Executors of the Estate of Philip J. Kyser, Deceased do hereby acknowledge receipt of all of the items of personal property set forth on the attached five (5) page inventory which inventory is incorporated herein fully by reference and being all of those items of personal property left to the use of Helen T. Kyser for her lifetime as provided for in Item Four (c) of the Last Will and Testament of Philip J. Kyser dated December 28, 1987.

The undersigned, Helen T. Kyser as Life Estate Beneficiary under said provision of the will has requested the residual beneficiaries to collect and take over this property and the undersigned Co-Executors of the estate acknowledge receipt of it on behalf of the residual beneficiaries. The undersigned Co-Executors, Carolyn K. Dunlavy and Betty K. Mayton, having received said property at the request of Helen T. Kyser do hereby acknowledge receipt of all personal property and release Helen T. Kyser from any and all liability relating to said personal property. Helen T. Kyser does hereby release the Estate of Philip J. Kyser and the residual beneficiaries from any and

all claim whatsoever now or at any time in the future relating to the personal property made available for her use during her lifetime under the Will provision hereinabove setforth..

Executed on this the 30th day of July, 1988.

Witness to the signature
of Carolyn K. Dunlavy:

Ann M. Jones

Witness to the signature
of Betty K. Mayton:

Betty K. Mayton
Mary D. Coats

Witness to the signature
of Helen T. Kyser:

Ann M. Jones

Carolyn K. Dunlavy
Carolyn K. Dunlavy, as
Co-Executor of the Estate
of Philip J. Kyser

Betty K. Mayton
Betty K. Mayton, as
Co-Executor of the Estate
of Philip J. Kyser

Helen T. Kyser
Helen T. Kyser, individually
and as Co-Executor of the
Estate of Philip J. Kyser

FURNITURE

- 1- RUST RECLINER
- 1- LAMP (GOLD ROBES)
- 1- LARGE MIRROR
- 1- COFFEE TABLE
- 1- TEA CART
- 2- REMOTE CONTROL T.V. SETS
- 1- DINING ROOM TABLE AND LEAVES
- 8- DINING CHAIRS
- 1- CHINA CABINET
- 1- BEDROOM SUIT (1 KING SIZE BED, 5 DRAWER CHEST, 1 DRESSER AND MIRROR
- 2 NIGHT STANDS) KING SET MATTRESS AND SPRINGS
- 1- BLUE AND WHITE LAMP
- 1- PHONE CENTER (TAPE AND AM/FM RADIO)
- 1- METAL DESK
- 1- WICKER FERN STAND
- 1 - WICKER LAMP
- 1- WICKER COFFEE TABLE
- 2- WICKER CHAIRS
- 1- WICKER SETEE
- 1- SMALL WHITE WOODEN TABLE
- 1- DRESSING CHAIR
- 1- RED-WOOD PICNIC TABLE AND 2 BENCHES
- 2- RED-WOOD CHAIRS
- 1- RED-WOOD TABLE
- 1- WROUGHT-IRON TABLE AND 4 CHAIRS
- 1- FREEZER
- 1- REFRIGERATOR
- 1- WASHER
- 1- DRYER
- 1- MICROWAVE
- 1- BLUE CHAIR (BROWN)
- 1- FLORAL CHAIR (BROWN)
- 1- GOLD RECLINER
- 1- WROUGHT IRON LOVE SEAT (WHITE)
- 2- WROUGHT IRON CHAIRS (WHITE)

Items added following telephone conversations.

- 1 - RCA Console TV (at Ward Appliance)
- 1 - Portable Gas Barbecue Grill
- 2 - White planter boxes
- 1 - Large metal file cabinet
- Tools, to be agreed upon
- 1 - Quilt rack
- 1 - Marble top sewing machine frame or stand

Receipt of all of the above acknowledged on behalf of
the Estate of Philip J. Kyser this 30th day of July, 1988.

Carolyn K. Dunlavy
Carolyn K. Dunlavy
Co-Executor

*Heavenly A. W.
1802 Virginia Ave. S.W.
Nemphos, Ga. 30732
289-3066*

ITEMS ADDED ON SATURDAY, JULY 30, 1988 AT TIME OF PICK UP OF ALL ITEMS:

- 8 - Yellow kitchen cushions (for kitchen chair)
- 1 - Box misc. odds and ends
- 1 - White Christmas tray with red ribbons
- 2 - Gold colored candle holders
- 16 - Plastic placemats
- 1 - Yellow table cloth
- 1 - Set king size sheets with pillow cases
- 2 - King size pillows
- 4 - Standard pillows
- 1 - Set blue floral towels including (2 each,
bath, hand, and wash cloths)
- 1 - King size mattress pads
- 1 - King size blue blanket

- 1- T.V. TRAY
- 1- SMALL WOODEN TABLE
- 1- YELLOW CERAMIC BIRD
- 1- STAINLESS COLLINDER
- 1- RELISH DISH (SMALL, ROUND)
- 1- POT HANDLE
- 1- WHITE BOWL (SMALL)
- 1- VACCUM CLEANER
- 1- IRONING BOARD
- 1- BIRD BATH
- 1- "WHITE BIRD HOUSE"
- 1- "KISS OF THE SUN" PLAQUE
- 1- "BROUGHT IRON VIOLET STAND"
- 1- KING SIZE FLORAL BEDSPREAD
- 1- STANDARD SIZE FLORAL BEDSPREAD

BOOK 297 PAGE 729

Receipt of all of the above acknowledged on behalf of
the Estate of Philip J. Kyser this 30th day of July, 1988.

Carolyn K. Dunlavy
Carolyn K. Dunlavy
Co-Executor

- 1- METAL ROAST PAN
- 1- SMALL BROWN CASE
- 1- YELLOW WICKER BASKET (FLAT ON ONE SIDE)
- 1- "POP" JELLYBEAN DISPENSER
- 1- CROSS-STITCH (289-3066) PICTURE
- 1- BRASS TEA POT
- 1- TIN BOWL
- 1- BROWN TRAVEL BAG
- 1- EGG COOKER
- 1- HOT PLATE
- 1- TOASTMASTER ELECTRIC COFFEE POT
- 1- COFFEE AND TEA MAKER
- 1- GREEN CAKE PLATE AND COVER
- 4- PINK PLACE MATS
- 4- YELLOW PLACE MATS
- 4- TAN PLACE MATS
- 8- ORANGE PLACE MATS
- 1- BOX UNDERWEAR AND P.J.'S
- 1- KITCHEN STEP STOOL
- 1- BIRD CAGE
- 1- WINE RACK
- 1- SMALL WHITE MILK GLASS LAMP
- 1- BRASS MAGAZINE RACK
- 2- FLOWER POTS WITH VINES
- 1- WESTCLOCK'S ALARM CLOCK
- 1- DESK ORGANIZER
- 1- TIN MEAT TRAY
- 2- GREEN FLATWARE DRAWER LINERS
- 1- MICROWAVE COOK BOOK
- 1- CHEESE SLICER AND BLOCK
- 1- LARGE WHITE PLATTER
- 1- ROUND PYREX BOWL
- 1- CORN STICK PAN
- 1- BAG OF RECIPES
- 8- STRAW KITCHEN BASKETS
- 6- STRAW PLATE HOLDERS
- 1- GLASS CAKE PLATE
- 1- SMALL PLASTIC BROWN BOWL
- 1- SET OF TURKEY SALT AND PEPPER SHAKERS
- 1- CLEAR GLASS FISH PLATTER
- 2- GLASS CANDLE HOLDERS, RED CANDLES
- 32- PLASTIC CHRISTMAS GLASSES
- 5- SHEEP SKINS
- 1- WHITE BLANKET
- 2- GREEN ELECTRIC BLANKETS
- 1- PEACH AND WHITE BEDSPREAD
- 1- PINK AND GREEN BEDSPREAD
- 1- BLUE SPREAD
- 1- PINK BLANKET
- 1- GREEN BLANKET
- 1- YELLOW BLANKET
- 1- QUILT

Receipt of all of the above acknowledged on behalf of the Estate of Philip J. Kyser this 30th day of July, 1988.

Carolyn K. Dunlavy
 Carolyn K. Dunlavy
 Co-Executor

- 28- EVERYDAY GLASSES
- 6- PAT O'BRIEN GLASSES
- 10- ASH TRAYS
- 1-BLENDER
- 1- COUNTER TOP MIXER AND DOYLS
- 1- HOT AND COLD SERVER
- 5- POTS AND LIDS
- 2- SKILLETS
- 1- PENCIL HOLDER
- 1- ELECTRIC CAN OPENER
- 1- COFFEE POT
- 1- ELECTRIC COFFEE POT
- 1- SILVER JUG
- 1- GAL. PLASTIC JAR
- 1- GLASS FRUIT JAR
- 1- METAL PITCHER
- 1- HAND PAINTED SALAD BOWL
- 3-METAL BOWL HOLDERS
- 1- ROLLING PIN
- 3- PLASTIC MIXING BOWLS
- 2- 1984 CALANDERS
- 8- MICROWAVE DISHES
- 6- STEAK KNIVES WITH WOODEN HOLDER
- 1- WOODEN MEASURING SPOON HOLDER AND 1 SPOON
- 6- GREEN GLASSES
- 11- DISH TOWELS
- ETAWARE - ODDS AND ENDS
- 5- INSULATED GOLD GLASSES
- 2- LONG PYRES DISHES
- 1- PEPPER SHAKER
- 12 PLACE SETTING, WHITE EVERYDAY CHINA WITH 3 SERVING BOWLS, 3 PLATTERS, CREAMER, SUGAR BOWL AND GRAVY BOWL
- 4- YELLOW PLACE MATS
- 4- YELLOW NAPKINS
- 8- BEIGE NAPKINS
- 8- FLORAL NAPKINS
- 7- LINEN NAPKINS
- 6- ODD NAPKINS
- 4- BEAD NAPKIN RINGS
- 1- WOODEN COASTER SET
- 1- WHITE LACE TABLE CLOTH
- 15- PAPER LINER
- 5- GREEN EVERYDAY PLATES, 12 SAUCERS
- 8- BREAD AND BUTTER PLATES, 1 BOWL, 2 CEREAL BOWLS
- 10- CUPS, 1-CREAMER, 1- SUGAR BOWL
- 1- WHITE GLASS BOWL
- 1- ELECTRIC SKILLET
- 1- CROCK POT
- 33- GLASSES FROM CHINA CABINET
- 1- CENTER PIECE (GRAPES)
- 1- AM/FM CLOCK RADIO
- 41- BATH TOWELS
- 39- HAND TOWELS
- 13- BATH CLOTHS
- 20- SHEETS

Receipt of all of the above acknowledged on behalf of the Estate of Philip J. Kyser this 30th day of July, 1988.

Carolyn K. Dunlavy
 Carolyn K. Dunlavy
 Co-Executor

- 17- PILLOW CASES
- 1- WHITE WROUGHT IRON FLOWER STAND
- 1- WHITE MILK GLASS FLOWER POT
- 1- BEDROOM LAMP, PINK SHADE
- 1- BEDROOM LAMP, WOODEN BASE
- 1- HANGING SVAG LAMP, PINK ROSES
- 1- WHITE CERAMIC PITCHER, BLUE FLOWERS
- 1- SMALL GREEN CERAMIC BASKET
- 1- SMALL CARDBOARD ROUND TABLE
- 1- GREEN TABLE CLOTH
- 1- POLLENEX MASSAGE SHOWERHEAD
- 5- SMALL PICTURES
- 1- CLEAR WINE BOTTLE
- KITCHEN CURTAINS
- 1- GREEN WINE BOTTLE
- 3- UMBRELLAS
- 1- UMBRELLA STAND
- 1- WHITE TABLE CLOTH WITH LACE
- 1- FLOWER, CENTER PIECE (FALL COLORS)
- 2- BATTERY CANDLES
- 1- STAINED GLASS PEAR
- 1- STAINED GLASS BUTTERFLY
- 1- STAINED GLASS BIRD
- 2- CERAMIC CHICKS
- 2- PICTURES, GOLD FRAMES
- 1- LARGE PICTURE, WOODEN FRAME *(Woman at Piano)*
- 1- ADDING MACHINE
- 1- MILK GLASS WHITE LAMP WITH YELLOW DAISIES
- 1- HAND TOWEL RACK
- 1- WASH CLOTH FOLDER
- 1- YELLOW FLOWER POT
- 1- WHITE CERAMIC SOAP DISH
- 1- GOLD THROW PILLOW
- 1- GREEN THROW PILLOW
- 1- POTATO BIN (B. KYSER)
- 1- BROWN THROW PILLOW
- 1- LAP TRAY
- 1- BREAD BASKET
- 1- HAND MIXER
- 1- GREEN MUG TREE
- 1- IRON
- 1- BOX - 2 WINE BOTTLES
- 1- DAISY BOWL
- 1- GOLD PLAQUE
- 1- WHITE WICKER BASKET
- 1- CLEAR PLASTIC VASE
- 2- METAL PLATTERS
- 1- PINK PLANTER
- 1- BROWN WESTCLOX ELECTRIC CLOCK
- PHILLIP KYSER'S PERSONAL CLOTHES AND SHOES
- 1- FRUIT BASKET ARRANGEMENT (YELLOW)
- 1- "HAPPY HOME RECIPE" CLOTH PLAQUE
- 1- GREEN MUG TREE
- 1- GREEN TIMER
- 5- COFFEE MUGS
- 4- SMALL PLASTIC GLASSES
- 1- PLASTIC WINE PLATTER

Receipt of all of the above acknowledged on behalf of the Estate of Philip J. Kyser this 30th day of July, 1988

Carolyn K. Kyser
Carolyn K. Kyser

STATE OF ALABAMA *
*
MARENGO COUNTY *

IN THE PROBATE COURT OF
MARENGO COUNTY, ALABAMA.

IN THE MATTER OF THE ESTATE OF PHILIP J. KYSER, DECEASED:

ORDER CONFIRMING PARTIAL SETTLEMENT AND
DISCHARGE OF HELEN T. KYSER AS CO-EXECUTRIX

Helen T. Kyser, Betty K. Mayton and Carolyn K. Dunlavy, as Co-Executrix of the Estate of Philip J. Kyser, Deceased, have filed their Petition in this Court seeking a Partial Settlement and Release and Discharge of Helen T. Kyser as a Co-Executrix of said Estate, leaving the Co-Executrix, Betty K. Mayton and Carolyn K. Dunlavy, to complete and finalize said Estate upon the expiration of the required statutory waiting period and when all assets are available for settlement.

Upon examination of the allegations set forth in the Petition for Partial Settlement and the request for discharge on behalf of Helen T. Kyser, Co-Executrix, the Court is of the opinion that Helen T. Kyser has received all of the benefits due her under said Will and the Court is further satisfied that her request to be discharged as a Co-Executrix is reasonable and proper and the Court further finding that there remain two other Co-Executrix, namely, Betty K. Mayton and Carolyn K. Dunlavy, who can and will complete the required finalization of said Estate and file the necessary Petition for Final Settlement after the expiration of the proper waiting period and the Court being further satisfied that there is no need or requirement that Helen T. Kyser continue to serve as Co-Executrix and that her request for release and discharge is reasonable and proper;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT after due and proper consideration of the Petition and exhibits filed therewith that Helen T. Kyser has received all assets due her and the Estate of Philip J. Kyser is released

BOOK 297 PAGE 733

FILED FOR RECORD THIS 27th DAY OF
Sept 1958
AND RECORDED BOOK NO. 10
PAGE 381-382
Summie K. Mayton
Judge of Probate
Marengo County, Alabama

BOOK 297 PAGE 734

from any further liability to her other than her right to use the home which she is now residing until such time as she remarries or until her death, whichever first occurs; the Court further finds that the request for discharge as a Co-Executrix by the Court is proper and that Helen T. Kyser is fully and totally discharged from her responsibilities, duties and obligations as a Co-Executrix of said Estate effective with the date of this Order and that the remaining Co-Executrix, Betty K. Mayton and Carolyn K. Dunlavy, are ordered and directed to continue to carry out the requirements of the Will and to file with this Court a Petition for Final Settlement after the expiration of the statutory period and the accumulation and distribution of all remaining assets of the Estate.

Done this the 27th day of September, 1988.

Sammy Daniels
Judge of Probate
Marengo County, Alabama

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

90 JUN 26 AM 10:33

1. Deed Tax	-----\$-----
2. Map Tax	-----\$-----
3. Recording Fee	70.00
4. Indexing Fee	3.00
5. Notary Fee	-----
6. Certified Fee	1.00
Total	74.00