

1249

STATE OF ALABAMA,)
)
MORGAN COUNTY.)

IN THE NAME OF GOD, AMEN!

KNOW ALL MEN BY THESE PRESENTS, That I, Edwin Jeter Phillips, a resident of the City of Decatur, Morgan County, Alabama, being over the age of twenty-one years and of sound mind and disposing memory, realizing the uncertainty of life and the certainty of death, do hereby make, declare and publish this to be my LAST WILL AND TESTAMENT, hereby revoking any and all Wills heretofore made by me, and now making disposition of my Worldly Estate as follows:

ITEM I.

My Executrix hereinafter named will, out of the personal properties of which I die seized and possessed, pay all of my just debts and obligations, including the expenses of my last illness and burial, and all taxes which it may be deemed my Estate owes.

ITEM II.

I do hereby give, will, bequeath and devise all of my real and personal properties of whatsoever kind and wherever located of which I may die seized and possessed to my beloved and devoted wife, Mildred W. Phillips, notwithstanding I may have children living at my death.

ITEM III.

If my wife, Mildred W. Phillips and I shall die simultaneously or as a result of the same accident or disaster or in the same common disaster or calamity, or under such circumstances as to render it impossible to determine who predeceased the other or which of us survive the other, I direct that I shall be deemed to have predeceased my wife, and that

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EYSTER, KEY, TUBB, WEAVER & ROTH
ATTORNEYS AT LAW
402 E. MOULTON ST., S.E.
P. O. BOX 1607
DECATUR, ALABAMA 35602-1607

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the provisions of my Will shall be construed upon that assumption, notwithstanding the provisions of any law establishing a different presumption of order of death, or providing for the survivorship for a fixed period as a condition of inheritance of property.

ITEM IV.

I do hereby nominate and appoint my devoted and beloved wife, Mildred W. Phillips, as the Executrix of this my LAST WILL AND TESTAMENT, and direct her appointment as such without the requirement of giving bond for acting in such capacity and without the requirement of filing any inventory of my estate with any court, but in the event that my wife, Mildred W. Phillips, should predecease me or in the event of our simultaneous death, then I do hereby nominate and appoint my brother-in-law, George F. Wooten, Talladega, Alabama, as Executor of this my LAST WILL AND TESTAMENT, and do hereby authorize his appointment as such Executor without the requirement of giving bond and without the requirement of making or filing any inventory of my estate with any court.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 14th day of May, 1962.

Edwin Jeter Phillips (SEAL)
Edwin Jeter Phillips

SIGNED, SEALED AND ACKNOWLEDGED by Edwin Jeter Phillips as his LAST WILL AND TESTAMENT in our presence, and we, in his presence and at his request, and in the presence of each other, have hereunto set our names as witnesses on this the 14 day of May, 1962.

Lurline Castiel (SEAL)

John C. E. Jeter (SEAL)

STATE OF ALABAMA,

MORGAN COUNTY.

I, Bobby Day, Judge of the Probate Court of Morgan County, Alabama, hereby certify that the foregoing instrument in writing was this day in said Court and before me as the Judge thereof duly proven by proper testimony to be the genuine Last Will and Testament of Edwin Jeter Phillips, deceased, and that said Will, together with the proof thereof, has been recorded in this office in Will Record No. 72, at page 853, et seq., and constitutes the Last Will and Testament of Edwin Jeter Phillips, deceased.

In Witness Whereof, I have hereunto set my hand as the Judge of said Court and have caused the seal of said Court to be hereto affixed on this the 15th day of February, 1991.

Bobby Day
Judge of Probate Court,
Morgan County, Alabama.

1. Dead Tax	
2. Mfg. Tax	
3. Recording Fee	2.50
4. Indexing Fee	2.50
5. No Tax Fee	
6. Certified Fee	1.00
Total	\$ 11.50

STATE OF ALABAMA
I CERTIFY THIS
INSTRUMENT WAS FILED

91 SEP 18 AM 9:17

JUDGE OF PROBATE

WILL

Filed for probate this the 15th day of February, 1991.

Bobby Day
Judge of Probate

Recorded in Will Record No. 72,
at Page No. 862.

LAW OFFICES
EYSTER & EYSTER
EYSTER BUILDING
DECATUR, ALABAMA

I, BOBBY DAY, JUDGE OF PROBATE, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE RECORD OF A CERTAIN Will AS THE SAME APPEARS OF RECORD IN THIS OFFICE, THIS Sept 19 91

Judge of Probate, Morgan County, AL.

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THE STATE OF ALABAMA
MORGAN COUNTY

PROBATE COURT

LAST WILL AND TESTAMENT OF
EDWIN JETER PHILLIPS,
DECEASED