

AFFIDAVIT OF PUBLICATION

FILED IN OFFICE

PROBATE COURT

MAY 3 1989

GEORGE R. REYNOLDS
Judge of Probate

E.O.D.

STATE OF ALABAMA
JEFFERSON COUNTY

Case No. 129631
NOTICE TO CREDITORS
The State of Alabama, Jefferson County
Probate Court
Estate of: **LYDIA TILL** s/k/a
LYDIA S. TILL
Deceased.

Letters Testamentary upon the last will of said decedent, having been granted to the undersigned on the 11th day of April, 1989, by the Honorable George R. Reynolds, Judge of the Probate Court of Jefferson County, Alabama, notice is hereby given that all persons having claims against said Estate are required to file an itemized and verified statement of such claim in the office of the said Judge of Probate within six months from above date, or said claim will be barred and payment prohibited.
ELLIS H. TILL, JR., Executor.
ALA. MS.—April 15, 22, 29, 1989.

Before me, the undersigned authority in and for said County, in said State, personally appeared
ELEANOR ABERCROMBIE FOSTER

who, by me duly sworn, deposes and says that she is the PUBLISHER OF ALABAMA MESSENGER, a weekly newspaper of GENERAL CIRCULATION, PUBLISHED and PRINTED in Jefferson County, Alabama, and which has been in CONTINUOUS WEEKLY PUBLICATION SINCE 1918, And that there was published in said newspaper in the issues of

April 15, 22, 29, 1989

PAID
ALABAMA MESSENGER

_____, a legal
notice, a copy of which is hereto attached.

Eleanor Abercrombie Foster
Publisher

Sworn and subscribed to on this the 1st day of May, 1989

Amount \$ 35.00

Ellis H. Till, Jr.
Notary Public

Parsons & Guyton

Inst # 1992-08559

05/18/1992-08559
08:52 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
014 MCD 39.00

IN THE MATTER OF THE ESTATE OF

IN THE PROBATE COURT OF
JEFFERSON COUNTY,
ALABAMALYDIA TILL AKA LYDIA S. TILL

Deceased

CASE NO. 129631

LETTERS TESTAMENTARY

BE IT REMEMBERED AND MADE KNOWN TO ALL WHOM IT MAY CONCERN:

That the will of the above-named deceased having been duly admitted to record in said County, Letters Testamentary are hereby granted to Ellis H. Till, Jr.

Execut OR named in said will, who ha^S complied with the requisitions of law and who is authorized to take upon himself the execution of such will.

Witness my hand this date, April 11, 1989

George R. Reynolds
Judge of Probate

I, Peggy A. Proctor, Chief Clerk of the Court of Probate of Jefferson County, Alabama, hereby certify that the foregoing is a true, correct and full copy of the Letters Testamentary issued in the above-styled cause as appears of record in said Court. I further certify that said Letters are still in full force and effect.

Witness my hand and seal of said Court this date, _____

Chief Clerk

STATE OF ALABAMA)
SHELBY COUNTY)

LAST WILL AND TESTAMENT

OF

LYDIA TILL

129631

KNOW ALL MEN BY THESE PRESENTS:

That I, LYDIA TILL, of the County of Shelby, State of Alabama, being of sound mind and disposing memory, do hereby make, publish, and declare this my Last Will and Testament, expressly revoking any and all other Wills, codicils, or testaments by me at any time heretofore made.

ITEM ONE

DEBTS

I direct that all 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 Executors to pay such indebtedness either in full or according to the terms and tenor of any instrument evidencing such indebtedness as my Executors may deem best advisable under the then existing circumstances. I further direct that all estate and inheritance taxes which may be asserted or levied with respect to my estate, or any part thereof, whether or not passing under my Will, shall be paid out of my residuary estate as an expense of administration and without apportionment.

ITEM TWO

SPECIAL BEQUESTS

(1) I hereby give, devise and bequeath unto my daughter, ANNETTE TILL WHITE, my diamond engagement ring, if she survives me.

(2) I hereby give, devise and bequeath unto my granddaughter, LYDIA WHITE, my other diamond ring, being the twelve (12) small and one (1) large stone, ring, if she survives me.

Witness my hand and seal
this 11th day of April, 1959
at Probate and Record.

George R. Reynolds
Judge of Probate

Signature

Lydia Till

JR2040PG0b2

JR2042PG411

(3) I hereby give, devise and bequeath my diamond wedding band unto my daughter, JEANNINE TILL BROWN, if she survives me.

(4) I hereby give, devise and bequeath unto my son, ELLIS H. TILL, JR., my diamond pin, if he survives me.

(5) I hereby give, devise and bequeath unto those of my daughters, ANNETTE TILL WHITE and JEANNINE TILL BROWN, who survive me, in equal shares, all of my silver, silverware and china.

(6) I hereby give, devise and bequeath unto those of my children, ANNETTE WHITE, JEANNINE TILL BROWN and ELLIS H. TILL, JR., who survive me, in equal shares, all of my remaining jewelry, any automobile I may own, all furniture and household furnishings, and all my remaining personal effects, including any jewelry listed under paragraphs (1) through (4) above that would have otherwise been distributable to a beneficiary who may have predeceased me.

(7) I hereby give, devise and bequeath the sum of One Thousand Dollars (\$1,000.00) to my niece, ANN S. WATSON, if she survives me.

ITEM III

RESIDUE

All the rest, residue and remainder of my estate, real, personal and mixed, of whatsoever kind and character and wheresoever located, I give, devise and bequeath as follows:

(1) One-fourth (1/4) thereof to my daughter, ANNETTE TILL WHITE, or if she does not survive me, to her then surviving issue, per stirpes;

(2) One-fourth (1/4) thereof to my daughter, JEANNINE TILL BROWN, or if she does not survive me, to her then surviving issue, per stirpes;

(3) One-fourth (1/4) thereof to my son, ELLIS H. TILL, JR., or if he does not survive me, to his then surviving issue, per stirpes; and

Signature

Ann S. Watson

JR2040Pg063

JR2042Pg412

129631

(4) One-fourth (1/4) thereof to the then surviving issue, per stirpes, of my deceased daughter, BETTY LANE TROY.

ITEM IV

APPOINTMENT OF EXECUTORS

I hereby nominate and appoint my son, ELLIS H. TILL, JR., as Executor of this my Last Will and Testament. If for any reason he should fail or cease to serve as Executor, I do hereby designate and appoint my daughter, JEANNINE TILL BROWN, as Executrix. If for any reason she should fail or cease to serve as Executrix, I do hereby appoint my daughter, ANNETTE TILL WHITE, as Executrix. I direct that my Executor (Executrix) shall not be required to make any inventory nor give bond, nor shall he be required to make any reports or settlements, final or otherwise, in or to any court.

I hereby authorize and empower my said Executor (Executrix) to manage, control, sell, mortgage, exchange, or otherwise dispose of all or any part of my estate, real or personal, in such order and in such manner as he may see fit, for the purpose of paying any debts or for any other purpose which, in his judgment, may be required; it being my intention to give to my said Executor (Executrix) the same full power of management, control, and disposition of my said property which I would have if living and acting on my own behalf.

IN WITNESS WHEREOF, I, LYDIA TILL, the Testatrix, sign my name to this instrument this 27 day of July, 1983, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Last Will and Testament and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am eighteen years of age or older, of sound mind, and under no constraint or undue influence.

Lydia Till (SEAL)
LYDIA TILL

JR 2040 Pg 064

JR 2042 Pg 413

We, the undersigned witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testatrix signs and executes this instrument as her Last Will and Testament and that she signs it willingly, and that each of us, in the presence and hearing of the Testatrix, hereby signs this Will as witness to the Testatrix's signing, and that to the best of our knowledge the Testatrix is eighteen years of age or older, of sound mind, and under no constraint or undue influence.

Susan L. Harmon
Witness

Martha H. George
Witness

STATE OF ALABAMA)
Jefferson COUNTY)

Subscribed, sworn to and acknowledged before me by
LYDIA TILL, the Testatrix, and subscribed and sworn to
before me by SUSAN L. HARMON and
MARTHA H. GEORGE, the witnesses, this
27 day of JULY, 1983.

Paul O. Woodall
Notary Public

(SEAL)

129631

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 LYDIA TILL, _____ Deceased and that said Will _____ 2040 62-65 together with the proof thereof have been recorded in my office in Judicial Record, Volume 2042, Page 411-415.

In witness of all which I have hereto set my hand, and the seal of the said Court, this date April 11, 1989.

PROBATE -- 98

George R. Reynolds, Judge of Probate.

IN THE MATTER OF THE ESTATE OF)

PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

LYDIA TILL AKA LYDIA S. TILL)

Case No. 129631

Decedent.)

PETITION FOR PROBATE OF WILL

TO THE HONORABLE O. H. FLORENCE, JUDGE OF PROBATE OF JEFFERSON COUNTY, ALABAMA

Come S your petitioner, Ellis H. Till, Jr., and, upon information and belief, respectfully show S unto your Honor the following facts:

1. Lydia Till AKA LYDIA S. TILL died at Memphis, TN, on or about the 16th day of February, 1989, and, at the time of such death, was an inhabitant of Jefferson County, Alabama.

2. Surrendered herewith is said decedent's last will and testament naming petitioner as Executor thereof, which was duly signed by said decedent when over twenty-one years of age, and was attested by the following witnesses: namely,

Name

Present Address

Susan L. Harmon, Birmingham, AL.

Martha H. George, Birmingham, AL.

Paul O. Woodall, 420 20th Street North, Birmingham, AL 35203

3. The following is a true, correct, and complete list of the names, ages, conditions, relationships, and addresses of said decedent's ~~widow, son, and next-of-kin~~ next-of-kin; namely,

Name, age, condition, relationship

Address

Ellis H. Till, Jr., over 19, of sound mind, son, 2720 Southview Terrace, Birmingham, AL 35216

Annette Till White, over 19, of sound mind, daughter, 2840 Castleman, Memphis, TN 38118

Jeannine Till Brown, over 19, of sound mind, daughter, 1761 Patton Chapel Road, Birmingham, AL 35226

Betty Lane Troy, Deceased daughter, survived by:

Amy T. Braswell, over 19, of sound mind, granddaughter, 6325 Robin Hill Road, Nashville, TN 37205

Julie T. Lockamy, over 19, of sound mind, granddaughter, 14401 Stirrup Lane, West Palm Beach, FLA 33414

Wherefore, your petitioner prays that your Honor will take jurisdiction of this petition; will cause all such notices or citations to issue to the said ~~next-of-kin~~ next-of-kin, and attesting witnesses as may be proper in the premises; and will cause such proceedings to be had and done, and such proof to be taken, and render such orders and decrees as will duly and legally effect the probate and record in this Court of said will as the last will and testament of said deceased.

Attorney for petitioner:

Jackson W. Guyton,
(name)

Parsons & Guyton, Attys
P. O. Box 434, Fairfield,
(address) AL 35064

Ellis H. Till, Jr.

Petitioner

Address: 2720 Southview Terrace
Birmingham, AL 35216

STATE OF ALABAMA)
JEFFERSON COUNTY)

Before me, the undersigned authority, a notary public in and for said county in said state, personally appeared Ellis H. Till, Jr., who, being first duly sworn, make South that he has read the foregoing petition and knows the contents thereof, and that he is informed and believes, and, upon such information and belief, aver that the facts alleged therein are true and correct.

Subscribed and sworn to before me this
day of April, 1989.

Ellis H. Till, Jr.

Affiant-Petitioner

Notary Public

Filed in the office of the Judge of Probate of Jefferson County, Alabama this 11th day of April, 1989, and on hearing this day of prayer granted and ordered as recorded

Judge of Probate

IN THE MATTER OF THE ESTATE OF

LYDIA TILL, AKA LYDIA S. TILL,

Deceased

IN THE PROBATE COURT OF
JEFFERSON COUNTY, ALABAMA

APRIL TERM 1989

CASE NO. 129631

ORDER ON FILING AND PROBATING LAST WILL AND TESTAMENT

This day came Ellis H. Till, Jr. and filed
a petition in writing, under oath, therewith producing and filing in this court an instrument of writing pur-
porting to be the last will and testament of Lydia Till, aka Lydia S. Till
deceased, bearing date the 27th day of July, 1983,
and attested by Susan L. Harmon, Martha H. George and Paul O. Woodall,
and praying that the same be probated as provided by law; that petitioner _____
is the son _____ of said deceased, and _____ is

named in said will as execut OR thereof; and that the next of kin of said deceased are as follows,
to-wit: Ellis H. Till, Jr., son, Birmingham, Alabama;
Annette Till White, daughter, Memphis, Tennessee;
Jeannine Till Brown, daughter, Birmingham, Alabama;
Amy T. Braswell, granddaughter, Nashville, Tennessee and
Julie T. Lockamy, granddaughter, West Palm Beach, Florida,
nineteen
each of whom is over ~~seventeen~~ years of age, and of sound mind.

And thereupon comes each of the above named next of kin expressly waiving all notice of the
petition to probate said will and consenting that the same be probated at once, and the court having as-
certained by sufficient evidence that the signature S affixed to said waiver S of notice and
acceptance S of service are the genuine signature S of said next of kin;
now, on motion of said petitioner _____, the court proceeds to hear said petition; and, after due
proof and hearing had according to the laws of this state, the court is satisfied and is of the opinion that
said instrument is the genuine last will and testament of said deceased, and that such instrument should
be probated as the last will and testament of said deceased. It is, therefore,

ORDERED, ADJUDGED AND DECREED by the court that said instrument be duly admitted to
probate as the last will and testament of said Lydia Till, aka Lydia S. Till,
deceased, 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.

DONE this date, April 11, 1989.

George P. Reynolds
Judge of Probate

IN THE MATTER OF THE ESTATE OF

PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

LYDIA TILL AKA LYDIA S. TILL
Decedent.Case No. 129631

PETITION FOR LETTERS TESTAMENTARY

TO THE HONORABLE O. H. FLORENCE, JUDGE OF PROBATE OF JEFFERSON COUNTY, ALABAMA:

Come S your petitioner Ellis H. Till, Jr.
and, upon information and belief, respectfully show S unto your
Honor the following facts:

1. In the last will and testament of Lydia Till AKA LYDIA S. TILL, deceased, which
said will has been or shall be duly probated and admitted to record in this Court, your petitioner is named as
the Executor thereof.

2. Your petitioner is an inhabitant of the State of Alabama, above the age of twenty-one years, and in
no respect disqualified under the law from serving as such Executor.

3. Under said will your petitioner is exempted from giving any bond as such Executor. The said decedent
died seized and possessed of certain real and personal property, the value of which is estimated, in the aggregate,
to be \$148,000.00.

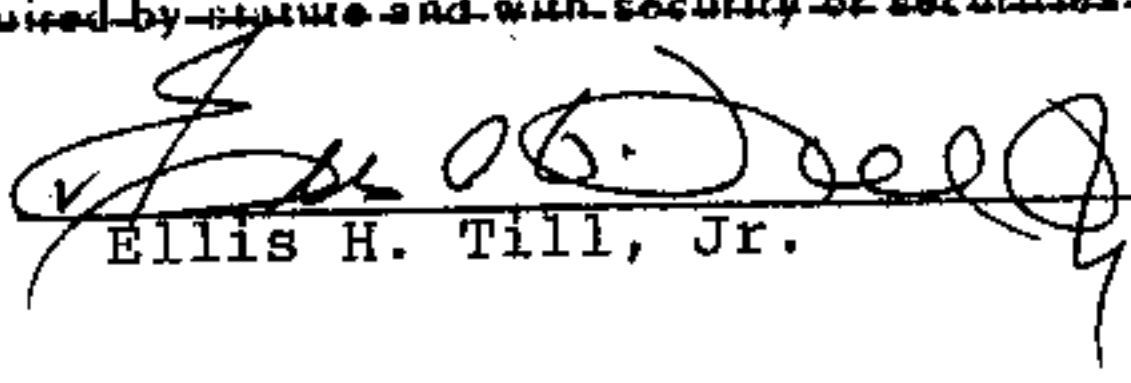
Wherefore, to the end that the properties constituting said estate may be collected and preserved for those who
appear to have a legal interest therein, and that said will may be executed according to the requests and directions of said
decedent, your petitioner prays that your Honor will take judicial notice of the probate of the will of the decedent,
and will grant letters testamentary to petitioner in this matter without entering into bond, as is provided by the terms
of said will. ~~upon entering into bond in such sum as is required by statute and with security or securities to be approved~~
~~by your Honor.~~

Attorney for petitioner:

Jackson W. Guyton

(name)
Parsons & Guyton, Attys
P. O. Box 434
Fairfield, AL 35064

(address)


Ellis H. Till, Jr.

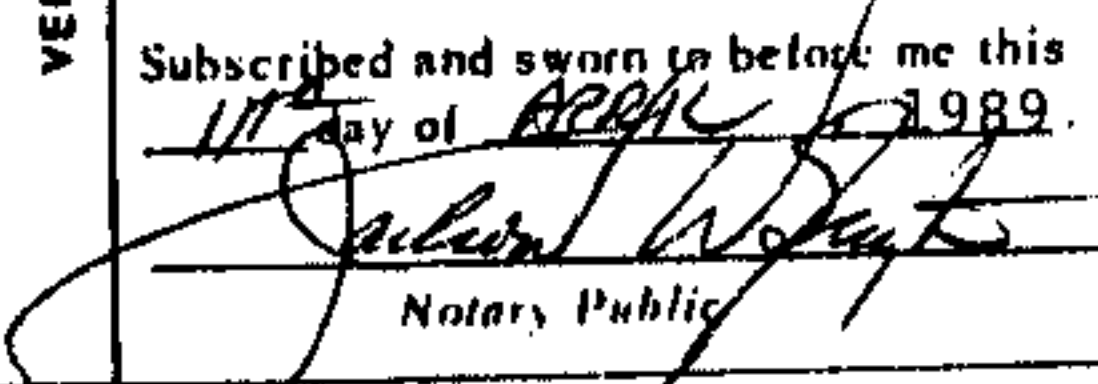
Petitioner

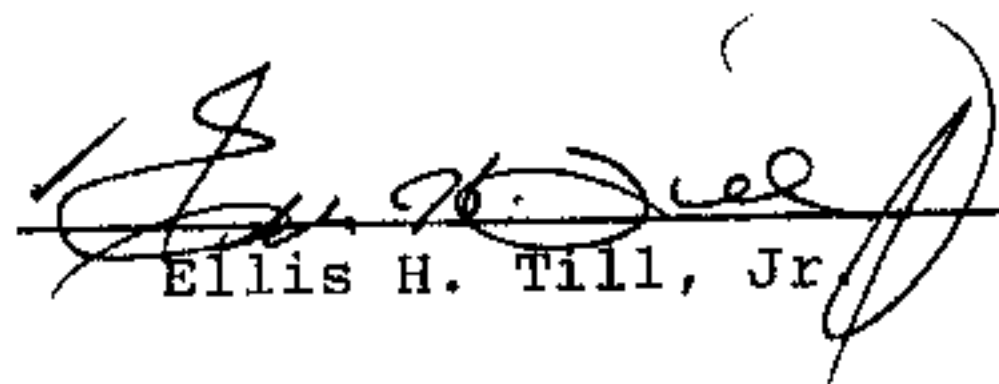
Address: 2720 Southview Terrace
Birmingham, AL 35216

STATE OF ALABAMA)
JEFFERSON COUNTY)

Before me, the undersigned authority, a notary public in and for said county
in said state, personally appeared Ellis H. Till, Jr.
who, being first duly sworn, makes S oath that he has S read the foregoing petition and know S the contents
thereof, and that he is informed and believe S, and, upon such information and belief, aver S that the facts
alleged therein are true and correct.

Subscribed and sworn to before me this
11th day of April, 1989.

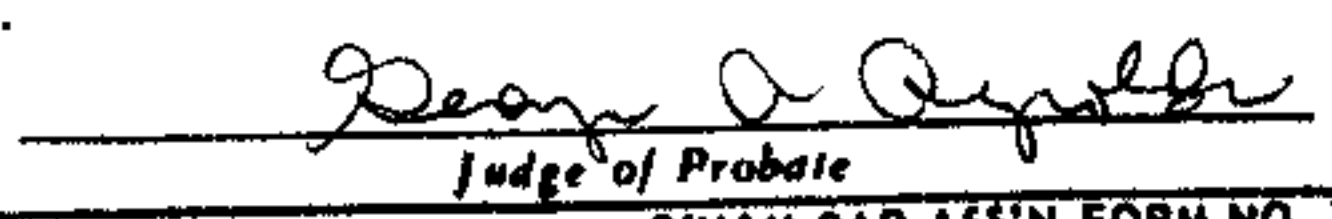

Notary Public


Ellis H. Till, Jr.

Affiant-Petitioner

¹Delete if petition is for letters testamentary with bond.
²Delete if petition is for letters testamentary without bond.

Filed in the office of the Judge of Probate of Jefferson County, Alabama, prayer granted, and petition ordered
recorded this 11th day of April, 1989.


Judge of Probate

PETITION FOR LETTERS TESTAMENTARY
(Code 1975, § 43-2-20)

B'HAM BAR ASS'N FORM NO. 175
(Revised 1978)

ORDER GRANTING LETTERS TESTAMENTARY WITHOUT BOND

PROBATE-48

IN THE MATTER OF THE ESTATE OF)

IN THE PROBATE COURT OF
JEFFERSON COUNTY, ALABAMA

LYDIA TILL, AKA LYDIA S. TILL,)

APRIL TERM 1989

Deceased)

CASE NO. 129631

ORDER GRANTING LETTERS TESTAMENTARY WITHOUT BOND

Now on this day come s Ellis H. Till, Jr. and files in
this court h is petition in writing, under oath, praying that Letters Testamentary upon the
will of Lydia Till, aka Lydia S. Till,
deceased, be issued to h im.

It is therefore ordered and decreed by the court that Letters Testamentary upon said will
be granted to Ellis H. Till, Jr.,
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.

Done this date, April 11, 1989.

George P. Reynolds
Judge of Probate.

IN THE MATTER OF:

THE ESTATE OF:

LYDIA TILL, A/K/A

LYDIA S. TILL,

DECEASED

)
)
)
)
)
)
)IN THE PROBATE COURT OF
JEFFERSON COUNTY, ALABAMACASE NO. 129631

DECREE ON FINAL SETTLEMENT

This day comes Ellis H. Till, Jr., as Executor under the will of Lydia S. Till, deceased, and presents to the Court, under oath, his petition for a final settlement of said estate, and moves the Court to proceed with the hearing of said petition.

It appears to the Court that more than six months have elapsed since the appointment of said Executor and that no claims have been filed in this Court against said estate within the time required by law.

It further appears to the Court that the specific bequests to Lydia White and Ann S. Watson have been paid in full as evidenced by receipt filed herein, and it further appears to the Court that Ellis H. Till, Jr., Annette Till White, Jeannine Till Brown, Amy T. Braswell and Julia T. Lockamy are the residuary beneficiaries named in the will of Lydia S. Till, deceased, and that Ellis H. Till, Jr., as Executor, has complied with the terms of said will by paying over and delivering to them, individually, all the residual property and assets in his hands belonging to said estate, as shown by receipt and release made a part of said petition.

It is therefore ORDERED, ADJUDGED AND DECREED by the Court that said petition be and the same is hereby granted and ordered

The State of Alabama

JEFFERSON COUNTY

I, Peggy A. Proctor, Chief Clerk of the Probate Court of said County and State, do hereby certify the foregoing papers to be, and contain a full, true and correct copy

of the Order Granting Letters Testamentary w/o bond
Petition for Letters Testamentary
Order on Filing and Probating Last Will and Testament
Certificate to Probate of will
Last Will and Testament of Lydia Till, deceased
Letters Testamentary
Affidavit of Publication
Decree on Final Settlement

_____ as appears on file and of record in this Court.

Witness my hand and seal of said Court, this the 9 day of April
19 92.

Peggy A. Proctor
Chief Clerk

The State of Alabama

JEFFERSON COUNTY

I, George R. Reynolds, Judge of the Probate Court of said County and State, do hereby certify that, Peggy A. Proctor whose name is signed to the preceding certificate of exemplification, is the Chief Clerk of the Probate Court of Jefferson County, Alabama, duly appointed and sworn, and that said Court is a Court of Record, and that full faith and credit are due to her official acts.

I further certify that the seal affixed to the said exemplification is the seal of the said Probate Court of Jefferson County, Alabama, and that the attestation thereof is in due form of law.

This the 9 day of April, 19 92.

George R. Reynolds
Judge of Probate

The State of Alabama

JEFFERSON COUNTY

I, Peggy A. Proctor Chief Clerk of the Probate Court of said County and State, do hereby certify that George R. Reynolds, whose name is signed to the foregoing certificate, is the Judge of the Probate Court of Jefferson County, Alabama, duly elected and sworn, and that the signature of said Judge is genuine.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this the 9
day of April, 19 92.

Peggy A. Proctor
Chief Clerk

PAGE 2

CASE NUMBER: 129631

recorded and said Executor discharged and released.

DONE this the 9th day of April, 1992.


JUDGE OF PROBATE

Inst # 1992-08559

05/18/1992-08559
08:52 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
014 MCD 39.00