

Inst # 1993-06132

03/04/1993-06132
02:19 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MCD 21.50

CERTIFICATE TO THE PROBATE OF WILL

BESSEMER DIVISION

The State of Alabama
JEFFERSON COUNTY

CASE NO. 26571
GEORGE R. REYNOLDS
I, ~~G. H. Florence~~, Judge of the Court of Probate, in and for said State and

County, do hereby certify that the foregoing instrument — of writing has — 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 Lula Frances Dunnam Johnston Deceased and that said Will —

together with the proof thereof have been recorded in my office in Judicial Record, Volume IND. 171, Page 952.

In witness of all which I have hereto set my hand, and the seal of the said Court, this date February 1, 1989

PROBATE - 98,

George R. Reynolds, Judge of Probate.

J. Dan Taylor

Last Will and Testament

OF

LULA FRANCES DUNNAM JOHNSTON

CASE 26571

STATE OF ALABAMA)
JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS, That I, LULA FRANCES DUNNAM JOHNSTON, a resident citizen of Jefferson County, Alabama, presently domiciled at 224 East Edgewood Drive, Birmingham, Alabama, being of sound mind and disposing memory, do make, publish and declare this instrument as and for my Last Will and Testament, and I hereby revoke any and all other wills and any codicils thereto which may have been made by me at any time heretofore.

ITEM ONE: It is my will that all just debts, including the expenses of my last illness and of my burial, shall be paid by my personal representative hereinafter named, from the assets of my estate, as soon after my death as practicable.

ITEM TWO: I give and bequeath to my sister, MARJORIE DUNNAM LINDSEY, all of my household furniture and furnishings, books, pictures, china, crystal, silver, wearing apparel, jewelry and all other objects of my personal use, including any insurance policy or claim related thereto, to be hers absolutely, if she shall survive me. If my sister shall not survive me, I give and bequeath all of the aforesaid property in equal shares, share and share alike, to my two nieces, namely, MARTHA ELIZABETH PATRIDGE and SYLVIA ANN GARDNER.

ITEM THREE: I give and bequeath unto the FIRST CHURCH OF CHRIST, SCIENTIST, Birmingham, Alabama, the sum of Two Thousand and Five Hundred Dollars (\$2,500.00) absolutely.

ITEM FOUR: To the individuals listed below, I give and bequeath the following:

A. To my niece, BARBARA JANE WORTS, if she shall survive me, the sum of Five Hundred Dollars (\$500.00).

Lula Frances Dunnam Johnston
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B. To my niece, EVELYN LUCILLE METTEE, if she shall survive me, the sum of Five Hundred Dollars (\$500.00).

C. To my niece, MARTHA ELIZABETH PATRIDGE, if she shall survive me, the sum of Five Hundred Dollars (\$500.00).

D. To my niece, SYLVIA ANN GARDNER, if she shall survive me, the sum of Five Hundred Dollars (\$500.00).

E. To my niece, SANDRA DUNNAM EVANS, if she shall survive me, the sum of Five Hundred Dollars (\$500.00).

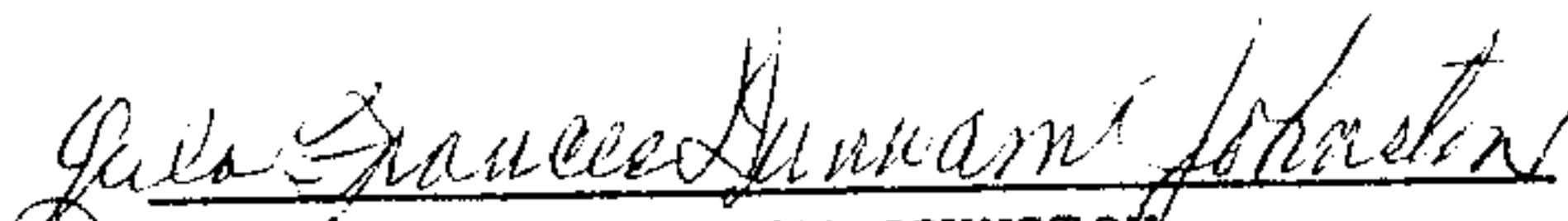
F. To my nephew, JAMES CHARLES DUNNAM, if he shall survive me, the sum of Five Hundred Dollars (\$500.00).

G. To my nephew, WILLIAM HAROLD DUNNAM, if he shall survive me, the sum of Five Hundred Dollars (\$500.00).

If any of the foregoing beneficiaries named in this Item Four shall not survive me, the bequest to such predeceased beneficiary shall lapse and same shall become a part of my residuary estate hereinafter disposed of.

ITEM FIVE: I give, bequeath and devise in fee and per stirpes to my sister, MARJORIE DUNNAM LINDSEY, and to my brother, JAMES ALBERT DUNNAM, in equal shares, share and share alike, the parcel of real estate together with all improvements thereon now occupied by me as my residence, together with any insurance policy or claim related thereto, said residence being located in the Homewood area and commonly known as 224 East Edgewood Drive, Birmingham, Alabama.

ITEM SIX: All the rest, residue and remainder of the property, real, personal and mixed, of whatever nature and wherever situate, which I may own at the time of my death or to which my estate may become entitled at or after my death and including any insurance policy or claim related thereto, I give, devise and bequeath per stirpes and in equal shares, share and share alike, to my sister, MARJORIE DUNNAM LINDSEY, and to my brother, JAMES ALBERT DUNNAM, and to my brother, CHARLES ROBERT DUNNAM, to be theirs absolutely.


LULA FRANCES DUNNAM JOHNSTON

If any of the foregoing beneficiaries named in this Item Six shall predecease me, I hereby provide that the then living issue of any such deceased beneficiary shall take, per stirpes and absolutely, the share of their deceased ancestor.

ITEM SEVEN: I am aware of my greatnephew, Kenneth Thies, but I have made no provision herein for his benefit for reasons best known to me, and it is my intention that he shall not receive any of my property.

ITEM EIGHT: I hereby grant to my Executrix and/or to my Successor Executrix, both hereinafter named, the continuing, absolute, discretionary power to deal with any of the property, real or personal, of my estate as freely as I might in the handling of my own affairs. Such power may be exercised independently without the prior or subsequent approval of any Court. Without limiting in any way the generality of the foregoing, I also grant to my Executrix or Successor Executrix hereunder the following specific powers and authority in addition to and not in substitution of powers conferred by law:

A. To sell, assign, transfer and convey any of the property of my residuary estate at such time and price and upon such terms and conditions as she may determine, without the prior order or subsequent approval of any Court.

B. To retain any security or other residuary property of my estate, so long as such retention appears advisable, or, in the event of a depressed or poor market, until she can realize a good sale price for the property. I direct that she shall not be held liable for any loss resulting from such retention. It is my express request that no beneficiary hereunder shall try to force her into an inadvisable sale of any of the property I may own at the time of my death.

ITEM NINE: I nominate, constitute and appoint my sister, MARJORIE DUNNAM LINDSEY, as Executrix of this my Last Will and

Lula Frances Dunnam Johnston
LULA FRANCES DUNNAM JOHNSTON

CASE 26571

Testament. If she shall predecease me, or if she shall fail to qualify or cease to serve, then and in any such event, I nominate, constitute and appoint my niece, MARTHA LINDSEY PATRIDGE, as Successor Executrix hereunder. I direct that my said Executrix and/or my said Successor Executrix, as the case may be, shall each be exempt from giving any bond, from filing any inventory of the personal property of my estate and from filing any report of her proceedings and transactions, in any Court, in such capacity hereunder.

IN WITNESS WHEREOF, I have hereunto set my hand to this my Last Will and Testament, at Bessemer, Alabama, on this the 23 day of November, 1982.

Lula Frances Dunnam Johnston
LULA FRANCES DUNNAM JOHNSTON

The foregoing Will, consisting of this Page Four (4) and three (3) preceding typewritten pages, was signed and declared by LULA FRANCES DUNNAM JOHNSTON to be her Last Will and Testament in our presence, and we, in her presence and in the presence of each other and at her request, have hereunto subscribed our names as witnesses to her signature to each page of this Will on the day the same bears date.

Henni C. Rose
Witness

1818 Egypt Avenue, Bessemer, Alabama
Address

Betty S. Mize
Witness

304 No. 18 St. Bessemer, AL
Address

Filed in office this the 1st day of February, 1989, for probate and record.

George R. Reynolds
Judge of Probate

IN THE MATTER OF THE ESTATE OF

IN THE PROBATE COURT OF
JEFFERSON COUNTY,
ALABAMA
BESSEMER DIVISION

LULA FRANCES DUNNAM JOHNSTON

Deceased

CASE NO. 26571

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 Martha Lindsey Patridge

Execut rix named in said will, who ha s complied with the requisitions of law and who is authorized to take upon herself the execution of such will.

Witness my hand this date, February 1, 1989

(SEAL)

/s/ George R. Reynolds
Judge of Probate

I, George R. Reynolds, Judge 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 in full force and effect.

Witness my hand and seal of said Court this date, NOVember 24, 1992

George R. Reynolds
Judge of Probate

inst # 1993-06132

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SHELBY COUNTY JUDGE OF PROBATE
007 MCD 21.50

THE STATE OF ALABAMA,
Jefferson County.

PROBATE COURT, BESSEMER DIVISION

I, George R. Reynolds, Judge 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 and Certificate to the probate of will on the state of
Lula Frances Dunnam Johnston, deceased, Case No. 26571

XXXXXXXXXX

Inst # 1993-06138
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SHELBY COUNTY JUDGE OF PROBATE
007 MCD 21.50

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

Given under my hand and official seal, this
the 24th day of November, 19 92

George R. Reynolds
Judge of Probate.