

Last Will and Testament

OF

BETTY PENDLETON

KNOW ALL MEN BY THESE PRESENTS, That, I, BETTY PENDLETON, of the City of Birmingham, County of Jefferson, State of Alabama, being over the age of 21 years, of sound mind and disposing memory, and considering the uncertainty of this life, do hereby make, ordain, publish and declare this to be my Last Will and Testament, hereby revoking all former wills which may have been made at any time heretofore by me.

As to my worldly estate and all the real and personal or mixed property of which I shall die seized and possessed, and to which I may be entitled at the time of my death, I give, devise and bequeath thereof in the following manner, to-wit:

ARTICLE ONE

I direct that all my just debts and funeral expenses shall by my Executrix hereinafter named, be paid out of my estate as soon after my decease as is convenient.

ARTICLE TWO

I give, devise and bequeath to my friend, DOROTHY VINES, my residence located at 1226 18th Avenue South, Birmingham, Alabama 35205.

ARTICLE THREE

I give, devise and bequeath to GREGORY PENDLETON a portion of the real estate owned by me and located on Montgomery Street in Montevallo, Shelby County, Alabama, consisting of the western-most two lots and the improvement (house) located thereon and any portion of the eastern-most two lots occupied by said improvement.

Betty Pendleton
BETTY PENDLETON

PAGE I

JEFFERSON COUNTY PROBATE
CASE # 163692

03:52 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

004 MSB 20.00

Inst # 2001-30752

07/24/2001-30752

ARTICLE FOUR

I give, devise and bequeath to DUDLEY DIGGES PENDLETON a portion of the property owned by me and located on Montgomery Street in Montevallo, Shelby County, Alabama, consisting of the eastern-most two lots less any portion of said eastern-most two lots encroached by the improvement (house) devised and bequeathed to GREGORY PENDLETON in the next preceding article.

ARTICLE FIVE

To the individuals listed below, I bequeath the following:

TO DEBBIE PENDLETON GATLING: Pendleton and Digges silver, Books from Virginia, also letters;

TO PAM PENDLETON SMITH: small trunk with contents, wood stove (Montevallo);

TO DUDLEY DIGGES PENDLETON: telescope from Virginia, "Prescilla" reverse glass painting;

TO PHILLIP EDMOND PENDLETON (GA): Collection of family wills, regulator clock;

TO BILL PENDLETON: metal engraving, Pendleton coat of arms, oak bookcase from Virginia;

TO GREGORY PENDLETON: Confederate historical documents, parlor chairs and sideboard from Sallie Hooker (Montevallo);

TO MARSHA PENDLETON GRAY ^(TEXAS) ~~(GA)~~: walnut sideboard; patent number 4,086,058;

TO PHILLIP PENDLETON (N.C.): small cane bottom chair, Madison chair from Hedwig;

TO DOROTHY HOLDRIDGE VINES: all other personal property, possessions, furniture and personal effects not specifically disposed of above.

Betty Pendleton
BETTY PENDLETON

ARTICLE SIX

All the rest, residue and remainder of the property which I may own at the time of my death, real, personal and mixed, tangible and intangible, of whatsoever nature and where-soever situated, including all property which I may acquire or become entitled to after the execution of this will, including all lapsed legacies and devises, I give, devise and bequeath in equal shares to my mother, ELDICE H. PENDLETON, and to my friend, DOROTHY H. VINES, or should either of them predecease me, the survivor of them. In the event that both my mother, Eldice H. Pendleton, and my friend, Dorothy H. Vines, should predecease me, I give, devise and bequeath the rest, residue and remainder of my estate to DUDLEY DIGGES PENDLETON.

ARTICLE SEVEN

I hereby nominate and appoint my friend, DOROTHY H. VINES, as the Executrix of this My Last Will and Testament and I direct that she shall not be required to give any bond for her faithful performance as such Executrix, nor shall she be required to make any inventory of the real and the personal property of any nature whatsoever coming into her hands as such Executrix or make any report to any Court of her actions hereunder. Also I give her full power and authority to sell or transfer any real or personal property of which I may die seized and possessed or to which I may be entitled at the time of my death.

IN WITNESS WHEREOF, I BETTY PENDLETON, have to this my Last Will and Testament, consisting of three typewritten pages, subscribed my name and affixed my seal on this the 26th day of June, 1986.

Betty Pendleton
BETTY PENDLETON

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Betty Pendleton, the Testator, sign my name to this instrument, consisting of three pages, this the 24th day of June, 1986, 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 (or willingly direct another to sign for me), that I execute it as my free and voluntary act for the purposes therein expressed and that I am nineteen years of age or older, of sound mind, and under no constraint or undue influence.

Betty Pendleton
TESTATOR

We, N. P. Callahan Jr., Anita D. Paduano and Susan Cole, the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the Testator signs and executes this instrument as her Last Will and that she signs it willingly (or willingly directs another to sign for her), and that each of us, in the presence and hearing of the testator, hereby signs her will as witness to the Testator's signings, and that to the best of our knowledge the Testator is nineteen years of age or older, of sound mind, and under no constraint or undue influence.

N. P. Callahan Jr.
WITNESS

Anita D. Paduano
WITNESS

Susan Cole
WITNESS

STATE OF ALABAMA)
JEFFERSON COUNTY)

Subscribed, sworn to and acknowledged before me by Betty Pendleton, the Testator, and subscribed and sworn to before me by N. P. Callahan Jr., Anita D. Paduano, and Susan Cole, witnesses, this the 24th day of June, 1986.

SEAL

Leslie B. Chest
NOTARY PUBLIC

Inst # 2001-30752

07/24/2001-30752
03:52 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 NSB 20.00