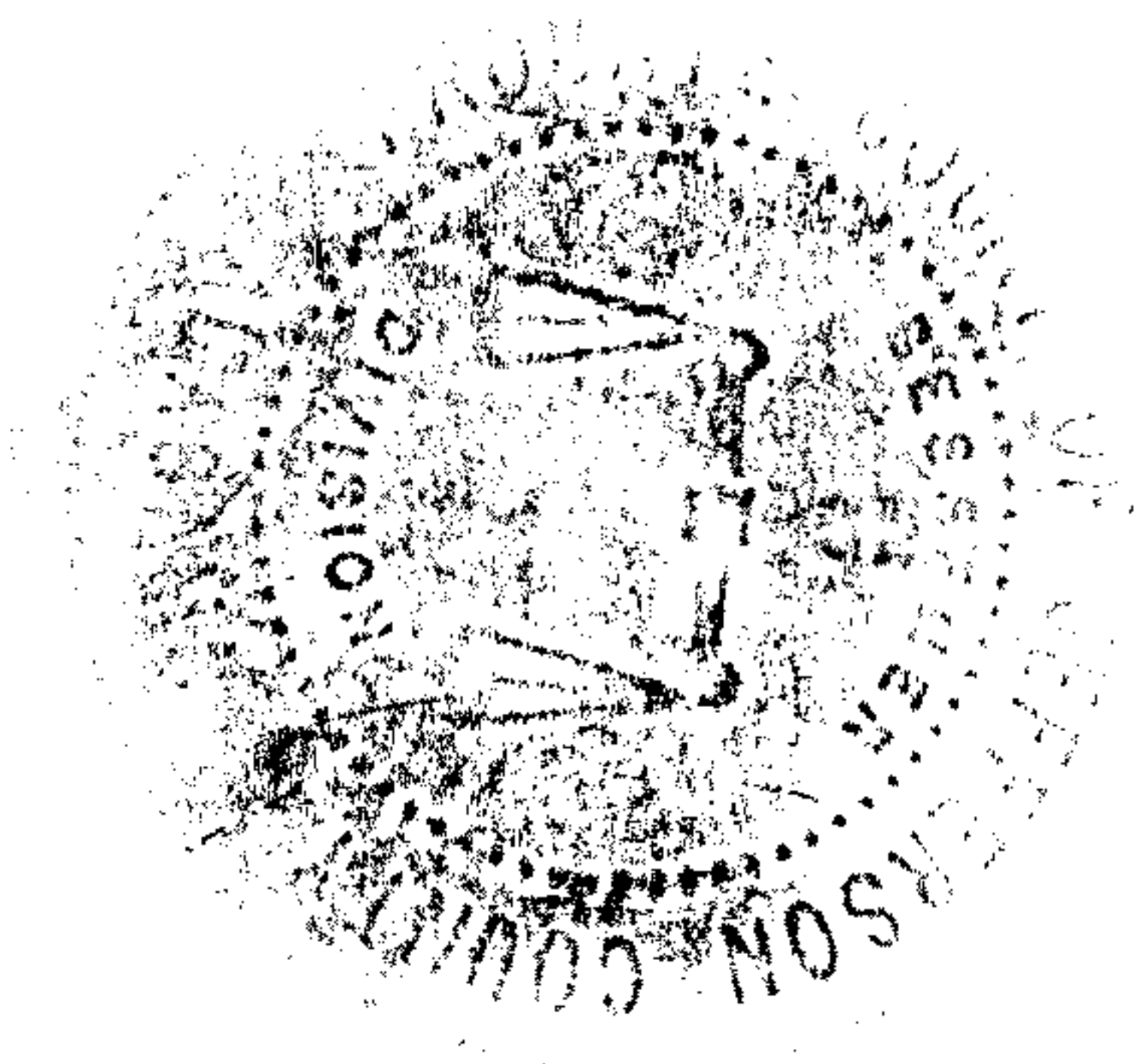


**THE STATE OF ALABAMA,**

**Jefferson County,**

**PROBATE COURT, BESSEMER DIVISION**

I, **Alan L. King**, 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 **Petition For Probate Of Will, Petition For letters Testamentary, Last Will And Testament** on the estate of **Barry F. Cole aka Barry Fletcher Cole, deceased. Case No. 2012-045134**, as the same appears on file and of record, in this office.



Given under my hand and official seal,  
this the **25th** day of **May, 2017**.

*Alan L. King*

\_\_\_\_\_  
Judge of Probate.

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20170602000194550 1/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

IN THE MATTER OF THE ESTATE OF:

BARRY F. COLE,

Deceased.

) PROBATE COURT OF  
)  
) JEFFERSON COUNTY, ALABAMA  
) BESSEMER DIVISION  
) CASE NO. 2012045134

**PETITION FOR PROBATE OF WILL**  
(Not Self-Proved Will)

Comes the Petitioner, **Barbara L. Cole**, and shows this Court the following facts:

1. **Barry F. Cole**, (the "decedent"), died testate at Pelham, Shelby County, Alabama on or about the 8<sup>th</sup> day of March, 2012, and, at the time of such death, was an inhabitant of Jefferson County, Alabama.

2. Surrendered herewith is the decedent's Last Will and Testament (and all codicils thereto) naming the Petitioner as Executrix thereof, which was (were) duly signed by the decedent when over eighteen (18) years of age, and was (were) attested by the following witnesses:

**Name**

Gene M. Sellers

**Present Address**

3410 Independence Dr.  
Suite 200  
Birmingham AL 35209-5604

Pamela Amos

Address unknown

Glenn E. Estess, Jr.

800 Shades Creek Parkway,  
Suite 400  
Birmingham, Alabama 35209

3. The following is a true, correct and complete list of the names, ages, conditions, relationships and addresses of the decedent's surviving spouse and next-of-kin (as determined by application of Ala. Code, § 43-8-42):

**Name, Age, Condition, Relationship**


pc Barbara Cole, over 19, of sound mind  
Spouse

**Address**

4012 Greenside Trace  
Birmingham, AL 35226

w Meghan Cole Larson, over 19, of sound mind  
Daughter

20642 Fred Dugger Road  
Summerdale, AL 36580

  
20170602000194550 2/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

WHEREFORE, the Petitioner prays that this Court will take jurisdiction of this Petition, will cause all such notice or citations to issue to the said surviving spouse, next-of-kin, and attesting witnesses as may be proper in the premises; and will cause such proceedings to occur, 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 (and all codicils thereto) as the Last Will and Testament of the Decedent. This Petition is deemed to be verified pursuant to Ala. Code, § 43-8-22.

Attorney for Petitioner:  
Jonathan D. Green, Esq.  
Green Law, LLC  
300 Vestavia Parkway, Suite 2300  
Birmingham, Alabama 35216  
(205) 795-1223


Barbara L. Cole

Barbara L. Cole  
4012 Greenside Trace  
Birmingham, AL 35226

FILED IN OFFICE THIS THE 3<sup>rd</sup>  
DAY April 20 12 AND SET  
FOR HEARING ON THE 12<sup>th</sup> DAY OF  
April 20 12  
Alan J. King  
JUDGE OF PROBATE

*4/12/12 Petition heard prayer granted  
and will probated.*

*Alan J. King*  
Judge of Probate

  
20170602000194550 3/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT



IN THE MATTER OF THE ESTATE OF:

BARRY F. COLE,

Deceased.


) PROBATE COURT OF  
)  
) JEFFERSON COUNTY, ALABAMA  
) BESSEMER DIVISION  
) CASE NO. 2012045734

**WAIVER OF NOTICE ON PROBATE OF WILL**

I, **Meghan Cole Larson**, a resident of Baldwin County, State of Alabama, being the surviving spouse or one of the next-of-kin (as determined by application of the Ala. Code Section 43-8-41 or 43-8-42 (1975), as appropriate) of **Barry F. Cole**, deceased, being over the age of nineteen (19) years, hereby accept service and waive notice of filing of the Petition to Probate the Last Will and Testament (including all codicils thereto) of said Decedent. I do hereby waive notice either by personal service or by publication and consent and request that said Will, which bears the date of **April 20, 1981**, be admitted to probate without further notice of any kind to me, and that the Personal Representative named in said Will be appointed as provided therein. I acknowledge that by this Waiver of Notice, I am NOT giving up my right to contest said Will or to make an objection to the handling of the administration of the estate of the deceased by the Personal Representative thereof.

Mary L Belden 3/16/12  
Witness Date:

Meghan Cole Larson 3/16/12  
Meghan Cole Larson Date:

  
20170602000194550 4/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

FILED in office this 3<sup>rd</sup> day  
of April 20 12  
and ordered recorded  
Alan J. King Judge of Probate

IN THE MATTER OF THE ESTATE OF:

BARRY F. COLE,

Deceased.

) PROBATE COURT OF  
)  
) JEFFERSON COUNTY, ALABAMA  
) BESSEMER DIVISION  
) CASE NO. 2012045734

**PETITION FOR LETTERS TESTAMENTARY  
(WITHOUT BOND)**

1. The Petition of the undersigned, **Barbara L. Cole**, respectfully represents unto Your Honor, that in and by the Last Will and Testament of said decedent, which Last Will and Testament has been or shall be duly probated and admitted to record in this Court, the Petitioner is named as the Executrix thereof.


2. That the Petitioner is a resident of the State of Alabama, above the age of nineteen (19) years, and is not disqualified under the law from serving as such Executrix. That by an express provision in said Will to that effect, the Petitioner is exempted from giving bond, inventory or report as such Executrix.

3. The said Testator died seized and possessed of certain real and personal property, the value of which is estimated to be worth more than \$10,000.00.

**WHEREFORE**, to that 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 be executed according to the requests and directions of the Decedent, the Petitioner prays that Your Honor will grant Letters Testamentary to **Barbara L. Cole**, without entering into bond and without inventory or report as such is provided in and by the terms of said Will. This Petition does not require verification under the applicable statutes.

Attorney for Petitioner:  
Jonathan D. Green, Esq.  
Green Law, LLC  
300 Vestavia Parkway, Suite 2300  
Birmingham, Alabama 35216  
(205) 795-1223

Barbara L. Cole  
Barbara L. Cole  
4012 Greenside Trace  
Birmingham, AL 35226

  
20170602000194550 5/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

Filed in office this the 12<sup>th</sup> day of  
April, 20 12, approved,  
prayer granted and ordered recorded.  
Alan L. King  
Judge of Probate

IN THE MATTER OF THE ESTATE OF

**BARRY F. COLE AKA  
BARRY FLETCHER COLE,  
DECEASED**

IN THE PROBATE COURT OF  
JEFFERSON COUNTY, ALABAMA  
BESSEMER DIVISION

**CASE 2012-045134*****LETTERS TESTAMENTARY******TO ALL WHOM IT MAY CONCERN***

The Will of the above-named deceased having been duly admitted to record in said county, **Letters of Testamentary** are hereby granted to **BARBARA L. COLE**, the Personal Representative named in said Will, who has complied with the requisitions of law and is authorized to administer the estate. Subject to the priorities stated in §43-8-76, Code of Alabama (1975, as amended), the said Personal Representative, acting prudently for the benefit of interested persons, has all the powers authorized in transactions under §43-2-843, Code of Alabama (1975, as amended).

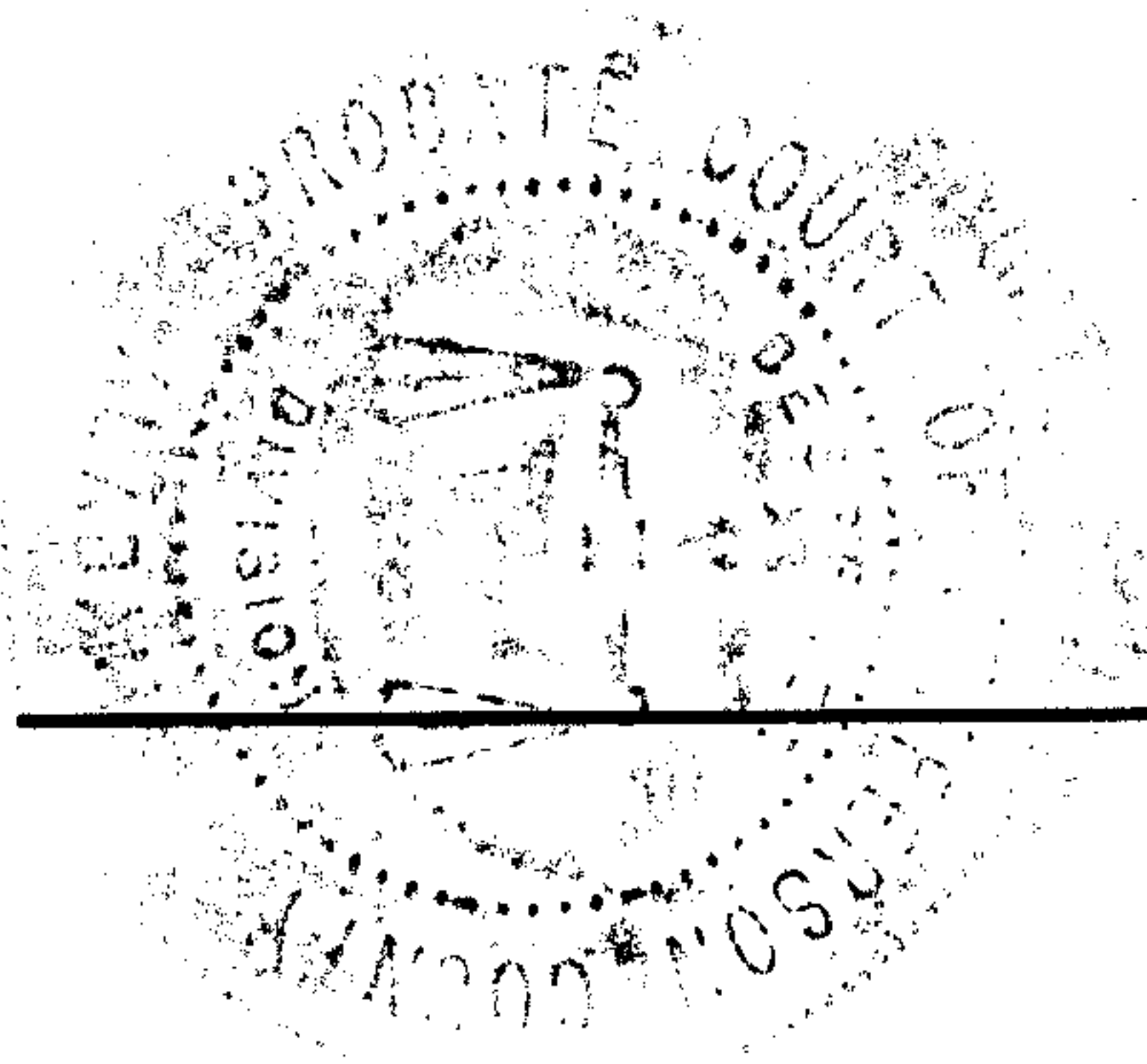
**WITNESS** my hand this date, 12<sup>th</sup> day of April, 2012.

(SEAL)

/s/ Alan L. King  
Judge of Probate

I, Alan L. King, Judge of the Court of Probate of Jefferson County, Alabama, Bessemer Division, 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, the May 26, 2017.



Judge of Probate  
Bessemer Division



20170602000194550 6/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT



IN THE MATTER OF THE ESTATE OF

**BARRY F. COLE AKA  
BARRY FLETCHER COLE,  
DECEASED**

IN THE PROBATE COURT OF  
JEFFERSON COUNTY, ALABAMA  
BESSEMER DIVISION

CASE 2012-045134

**LETTERS TESTAMENTARY****TO ALL WHOM IT MAY CONCERN**

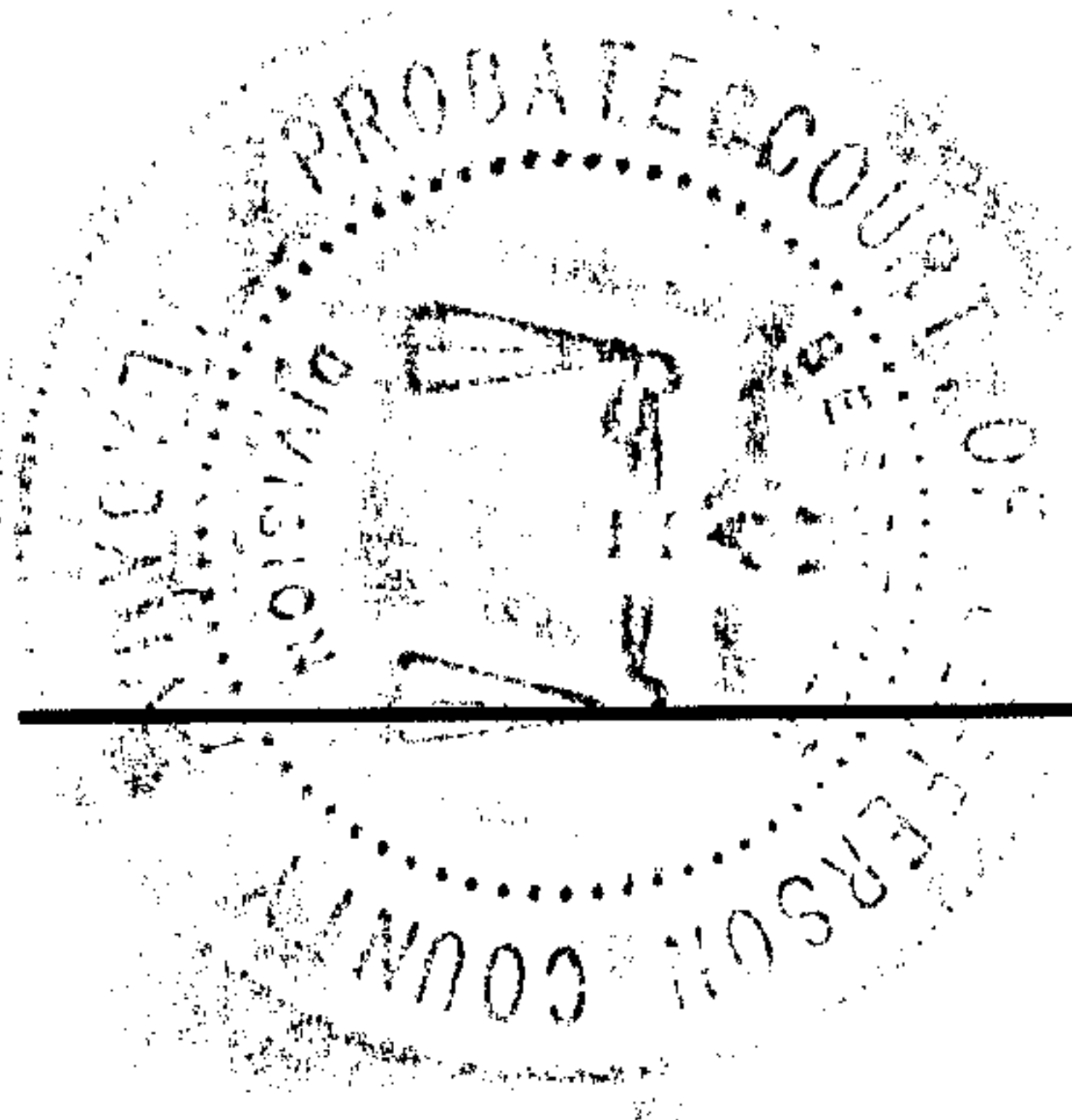
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WITNESS my hand this date, 12<sup>th</sup> day of April, 2012.

(SEAL)

/s/ Alan L. King  
Judge of Probate

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WITNESS my hand and seal of said Court this date, the May 26, 2017.

Judge of Probate  
Bessemer Division

20170602000194550 7/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

IN THE MATTER OF THE ESTATE OF

**BARRY F. COLE AKA  
BARRY FLETCHER COLE,  
DECEASED**

IN THE PROBATE COURT OF  
JEFFERSON COUNTY, ALABAMA  
BESSEMER DIVISION

**CASE 2012-045134*****LETTERS TESTAMENTARY******TO ALL WHOM IT MAY CONCERN***

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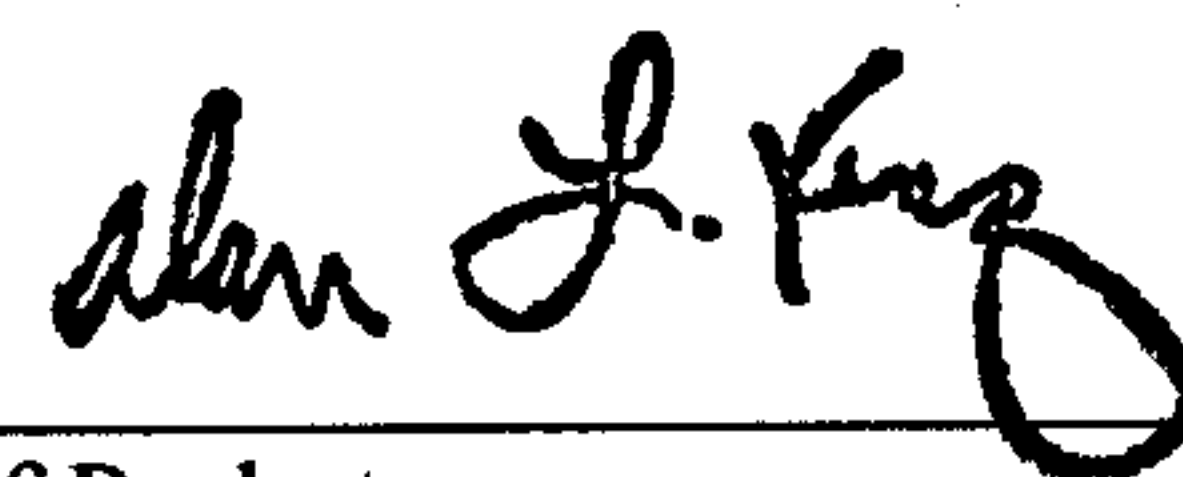
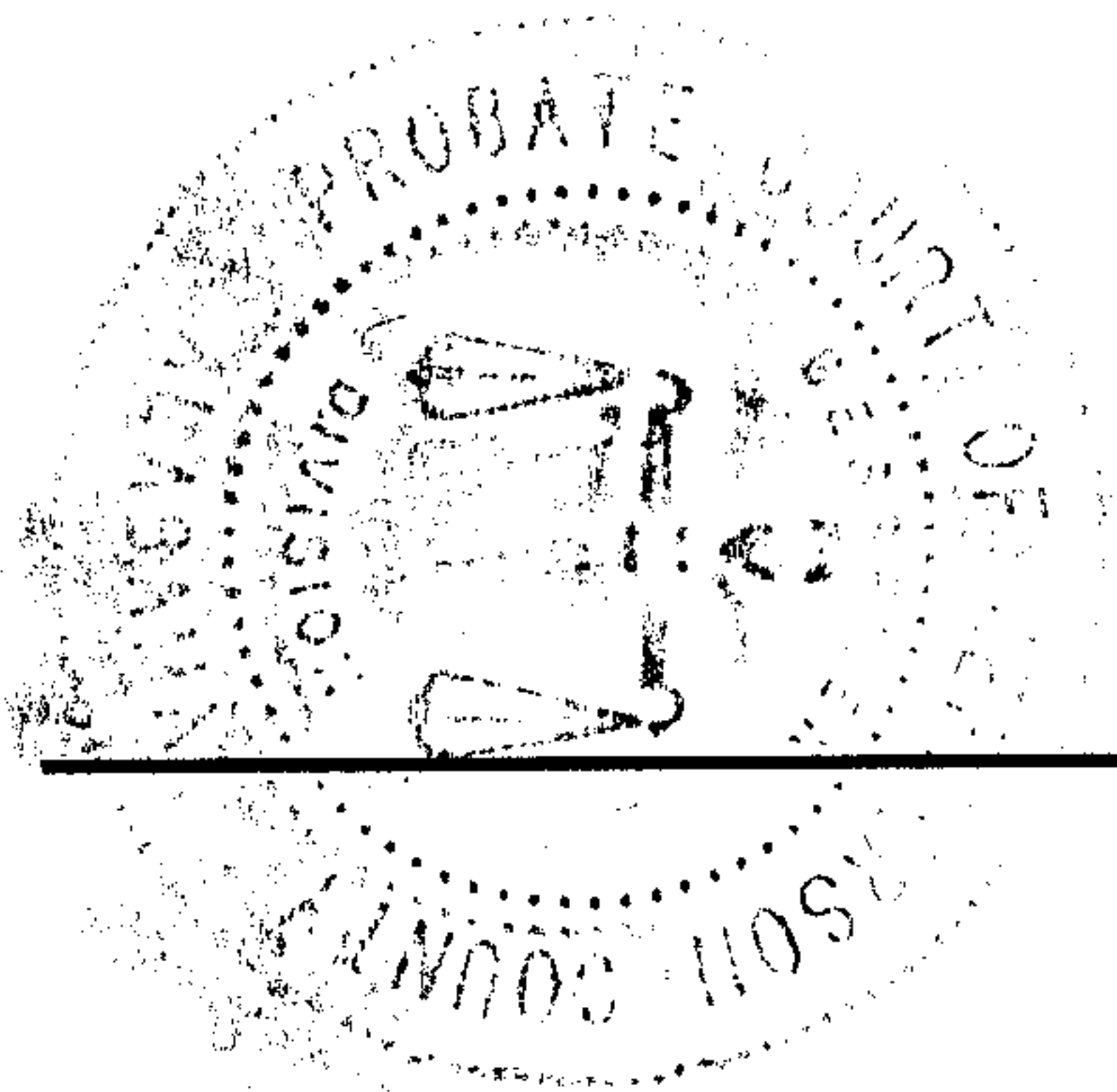
**WITNESS** my hand this date, 12<sup>th</sup> day of April, 2012.

(SEAL)

/s/ Alan L. King  
Judge of Probate

I, Alan L. King, Judge of the Court of Probate of Jefferson County, Alabama, Bessemer Division, 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, the May 26, 2017.



Judge of Probate  
Bessemer Division

20170602000194550 8/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT



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STATE OF ALABAMA,  
SHELBY COUNTY.

I, Barry F. Cole, a resident of Shelby County, State of Alabama, being of sound mind and disposing memory, do make, publish and declare this instrument as and for my Last Will and Testament, hereby revoking any and all other wills and codicils thereto heretofore made by me.


ITEM ONE: I give, bequeath and devise all of my property, of whatever kind and character and wherever situated, to my wife, Barbara L. Cole, if she survive me and if not, to my descendants, per stirpes.

ITEM TWO: If I am survived by neither my said wife nor any descendant of me, then my executor shall transfer and pay over one-half of my property to such persons as would be entitled to inherit said property and in the proportions in which they would be entitled to inherit the same from me, under the laws of Alabama in force at the time of my death, as if I had died a resident of Alabama, intestate and owned said property. The remaining one-half of my property shall be transferred and paid over to such persons as would be entitled to inherit said property and in the proportions in which they would be entitled to inherit the same from my wife, under the laws of Alabama in force at the time of her death, as if she had died a resident of Alabama, intestate and owned said property.

ITEM THREE: Any adopted person shall be considered as having been born to his or her adoptive parents, and his or her descendants considered as being descendants of such adoptive parents, for all purposes hereunder, whether such adoption occurs before or after the execution of this will.

ITEM FOUR: I hereby designate and appoint my wife as executrix hereunder. I direct that my executrix shall not be required to give bond or to file any inventory or appraisal of my estate in any court, though she shall make out and keep an inventory and shall exhibit the same to any party in interest at any reasonable time; and I direct that she shall be free from the control and supervision of any court.

During the administration of my estate, I hereby vest in my executrix full power to sell, convey, exchange, lease for a period beyond the termination of the administration of my estate or for a less period, improve, borrow on the security of, encumber or otherwise dispose of my

  
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Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

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estate in such manner and upon such terms and conditions as my executrix may approve and to invest and reinvest my estate and the proceeds of sale or any portion thereof in such loans, bonds, stocks or other securities, mortgages, common trust funds or other property as she may consider suitable without regard to any statutory or constitutional limitation and to change and to make new investments from time to time as to her may seem necessary or desirable.

If my wife should fail or cease to serve as executrix hereunder, then I designate and appoint my brother-in-law, John A. Moore, as successor executor. My successor executor shall have all the rights, powers, duties, responsibilities and exemptions as are herein conferred upon the original executrix.

ITEM FIVE: In the event that my wife and I shall die under any circumstances creating any doubts as to which of us survived the other, my wife shall be presumed to have survived me for all purposes under this will.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 20 day of April, 1981.

Bay L Cole (SEAL)

We the undersigned, hereby certify that the above named testator subscribed his name to the foregoing instrument in our presence and published and declared the same to be his last will and testament, and we, at the same time, at his request, in his presence and in the presence of each other, have hereunto signed our names as subscribing witnesses.

John M. Bell  
Witness

15 - ham, Ala -  
Address

Carroll H. Hays  
Witness

Mar. Ala  
Address

John E. Hays  
Witness

B. Ham AL  
Address



20170602000194550 10/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
06/02/2017 10:29:40 AM FILED/CERT

Filed in office this the 3<sup>rd</sup> day of April, 2012, for probate and record.

Alan L. King  
Judge of Probate