
CERTIFICATE TO COPIES

**STATE OF ALABAMA
JEFFERSON COUNTY**

**PROBATE COURT
CASE NO. 22BHM00135**

I, **Judge James P. Naftel**, Judge of Probate Court, in and for said County in said State hereby certify that the foregoing contains a full, true, and correct copy of **PETITION FOR PROBATE OF WILL, LAST WILL AND TESTAMENT OF CLARENCE E. DEAN, LETTERS TESTAMENTARY, AND LETTERS OF ADMINISTRATION WITH WILL ANNEXED** in the matter **CLARENCE E. DEAN** as the same appears on file and of record, in this office.

Given under my hand and seal of said Court this date,
APRIL 15, 2024.



Judge of Probate

IN THE PROBATE COURT OF JEFFERSON COUNTY, ALABAMA

**In the Matter of the Estate of
Clarence E. Dean,**

CASE NO.

22BHMD0135

**PETITION FOR PROBATE OF WILL
(Self-Proved Will)**

Comes the Petitioner, Carl E. Dean, and shows this Court the following facts:

1. Clarence E. Dean (the "Decedent") died testate at home, 1564 Panorama Drive, Vestavia Hills, Alabama, 35216, on or about the 10th day of October, 2021, 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 Executor thereof, which was duly signed by the Decedent when over nineteen (19) years of age, and was attested by the following witnesses:

<u>Name</u>	<u>Address</u>
Kaye Vines	208 Stonehaven Trace, Pelham, AL 35124
Bernie Halbur	1025 Montgomery Hwy, Ste. 210, Vestavia Hills, AL 35216

3. The Decedent's Last Will and Testament, as identified in paragraph 2 hereof, was self-proved in a manner substantially in accordance with the requirements of Ala. Code §43-8-132. The name and present address of the officer authorized to administer oaths before whom said Will was acknowledged is as follows:

Loring S. Jones, III, Notary, 1025 Montgomery Hwy, Ste. 212, Vestavia Hills, AL 35216

4. 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):


	<u>Name and Relationship</u>	<u>Age and Condition</u>	<u>Address</u>
W	Jay C. Dean, Son	over 19; of sound mind	2400 Cascade Meadows Drive Midlothian, VA 23112
P-	Carl E. Dean, Son	over 19; of sound mind	1564 Panorama Drive Vestavia Hills, Alabama, 35216
W-	Barry C. Dean, Son	over 19; of sound mind	191 Co. Road 141 Bremen, AL 35033
W	Sharon Dean Caldwell	over 19; of sound mind	259 Prospect Plains Road, Bldg. L Cranberry, NJ 08512


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,

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attesting witnesses and oath-administering officers, 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:


Loring S. Jones, III
Attorney for Petitioner
1025 Montgomery Hwy., STE 212
Vestavia/Hills, AL 35216
(205) 979-5210



Carl E. Dean, Petitioner
1564 Panorama Drive
Vestavia Hills, Alabama, 35216

File: 26713

BENCH NOTE

Filed in the Probate Court of Jefferson County, Alabama, on the _____ day of _____, 2021, and set for hearing on the _____ day of _____, _____, at _____ M.

Judge of Probate

FILED IN OFFICE THIS 19 DAY OF
January 20 22 PRAYER
GRANTED AND PETITION ORDERED RECORDED

JUDGE OF PROBATE

LAST WILL AND TESTAMENT

OF

22BHMD0135

CLARENCE E. DEAN


I, Clarence E. Dean, a resident citizen of Jefferson County, Alabama, being over the age of nineteen (19) years, being of sound mind and disposing memory, and being ever mindful of the uncertainty of human life, do hereby make, publish and declare this instrument to be my Last Will and Testament, hereby revoking any and all other Wills or Codicils heretofore made by me.

ARTICLE ONE

I hereby will and direct that all of my debts, including the expenses of my last illness and funeral, and the expense of a monument at my grave, shall be paid by my hereinafter-named Executor as soon as is practicable after my death. In the event that there is any indebtedness owing by me which is secured by a Mortgage or any indebtedness owing by me which has not matured, I do hereby authorize my hereinafter-named Executor to pay such Mortgage or unmatured indebtedness as my said Executor may deem best advisable under the then-existing circumstances.

ARTICLE TWO


I hereby grant and devise to my son, Carl E. Dean, my residence located at 1564 Panorama Drive, Vestavia Hills, Jefferson County, AL 35216. Same shall be his in fee, individually and absolutely.


KW
BH

I do hereby give, convey and bequeath to my son, Carl E. Dean, my 1956 Packard Patrician.

As to all other personalty, I direct that it be gathered together as soon as is practicable after my death. Thereafter, all my children shall gather together and rotate choices from my items of personalty. In case of any dispute, my son Carl shall be the final arbiter of same. All items of my personalty not chosen shall be sold.

ARTICLE THREE


W
B/A

I do hereby give, devise and bequeath all of said rest, residue and remainder of my estate to my children, namely: Jay C. Dean, Carl E. Dean, Barry C. Dean and Sharon L. A. Dean Caldwell, and to the descendants of any deceased child as may be living at the time of my death, in equal shares, share and share alike, *per stirpes*.

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I may leave a Memorandum containing suggestions for division or the ultimate disposition of certain of the personal property bequeathed under this Article, but such Memorandum shall not affect the absolute nature of any bequest.

ARTICLE FOUR

I do hereby nominate, constitute and appoint Carl E. Dean as Executor of this my Last Will and Testament, and, having full confidence in his integrity and ability, I desire that he shall not be required to post bond as such Executor nor be required to report to any Court, or file any

Inventory, any of his actions as such Executor. In the event that Carl E. Dean shall predecease me, or in the event that he should, for any reason, fail to apply for or accept appointment hereunder, then under such circumstances, I do hereby nominate, constitute and appoint Barry C. Dean as Alternate Executor hereunder, with all of the powers, duties and privileges and under the same conditions as herein-established for the original Executor, including my instruction that said Alternate shall not be required to report to any Court, or file any Inventory, as to any of his actions as said Alternate Executor.

It is my further intention and instruction that my said Executor or Alternate Executor shall be entitled to receive compensation for their services as such hereunder, if they desire to be compensated, said compensation to be paid in accordance with the then-existing rates as are normal and as are commonly accepted in the locality where my Will is probated, or in the Probate Court where my Will is probated, or in such lesser amounts as my said Executor or Alternate Executor might claim.

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ARTICLE FIVE

I do hereby authorize and empower my said Executor of my said Estate, or my Alternate Executor, to sell and convey, at public or private sale, all or any part of my property or Estate, whether real, personal or mixed, without advertisement or notice, upon such terms and conditions as they may see fit, in their best judgment, without order from any Court. I do further

authorize my said Executor, or Alternate Executor, to borrow money and pledge or Mortgage any property of my Estate for the taxes, debts, legacies or expenses of said Estate, or for any other purpose which, in the opinion of my said Executor or Alternate Executor, would facilitate the administration of my Estate.

ARTICLE SIX

FW
BWA

For the purposes of this Last Will and Testament, at any place or in any provision hereunder where I have used masculine or feminine gender, or at any place hereunder where I have used plural or singular reference, or at any place where I have used the word Executor or Executrix, or where I have not specified the word Alternate prior to the words Executor, Guardian or Trustee, and where a proper reading and/or interpretation of this Will would require a different gender, tense, wording or the insertion of the word Alternate, then in these events, this Will shall be interpreted accordingly so that the proper gender, tense, wording or insertion of the word Alternate shall be inserted for all interpretation purposes.

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ARTICLE SEVEN

My herein-named Executor or Alternate Executor shall be authorized to employ as legal counsel Loring S. Jones, III, or any firm of which he may be a member, in all legal matters in connection with the administration of my Estate and of any Trusts hereby created, and to pay such counsel reasonable compensation for such services out of income or principal as under the circumstances they may deem proper.

ARTICLE EIGHT


In the event it becomes necessary to have administration of my Estate or share thereof in any state other than Alabama, and my herein-named Executor does not qualify therefor, then he may nominate and appoint any person or organization as Ancillary Administrator thereof, and may compensate such Administrator for his services. Such Administrator shall complete administration of my Estate and make such disposition of the property administered as my herein-named Executor may require, and in so doing said Administrator shall have the same rights, powers, duties and discretion as herein conferred upon the Executor.

KW
BA

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

I, Clarence E. Dean, the Testator, sign my name to this instrument on this the 14 day of MAY, 2014, 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 nineteen (19) years of age, or older, of sound mind, and under no constraint or undue influence.

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Clarence E. Dean, Testator

We, Kaye Vines and Bernie Halbur, 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 his Last Will and Testament, and that he signs it willingly, and that each of us, in the presence and hearing of the Testator, hereby

signs this Will as witness to his signing, and to the best of our knowledge, the Testator is nineteen (19) years of age, or older, of sound mind, and under no constraint or undue influence.

FILED IN OFFICE THIS THE
19 DAY OF Jan, 2022
FOR PROBATE AND RECORD.
Sherri C Friday
JUDGE OF PROBATE



Kaye Vines
Witness Signature
Kaye Vines
Print Name
208 Stonehaven Trace
Address
Pelham, AL 35124
City, State Zip

Bernie Halbur
Witness Signature
Bernie Halbur
Print Name
1025 Montgomery Hwy, Suite 210
Address
Prichard Hills, AL 35216
City, State Zip

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STATE OF ALABAMA)
JEFFERSON COUNTY)

Subscribed, sworn and acknowledged before me by Clarence E. Dean, the Testator, and subscribed and sworn to before me by KAYE VINES and BERNIE HALBUR, the Witnesses, on this the 14th day of May, 20 14.

[Signature]
NOTARY PUBLIC
My Commission Expires: 4/30/15

LETTERS TESTAMENTARY

IN THE MATTER OF THE ESTATE OF:

**IN THE PROBATE COURT OF
JEFFERSON COUNTY, ALABAMA**

CLARENCE E. DEAN
Deceased

CASE NO. 22BHM00135

LETTERS TESTAMENTARY

The Will of the above-named deceased having been duly admitted to record in said county, **Letters Testamentary** are hereby granted to **CARL E DEAN** the Personal Representative named in said will, who has complied with the requisitions of the 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, **19th day of JANURAY, 2022**

(SEAL)

Sherrri C. Friday
Judge of Probate

I, SHERRI C. FRIDAY, Judge of Probate Court 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, **JANURAY 19, 2022.**

Judge of Probate



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
04/16/2024 08:08:49 AM
\$52.00 PAYGE
20240416000109570

Alvin S. Boyd

LETTERS OF ADMINISTRATION

IN THE MATTER OF THE ESTATE OF:

**IN THE PROBATE COURT OF
JEFFERSON COUNTY, ALABAMA**

CLARENCE E. DEAN

CASE NO. 22BHM00135

Deceased

**LETTERS OF ADMINISTRATION
WITH WILL ANNEXED**

Letter of Administration on the above-named deceased are hereby granted to ELIZABETH MCELROY, who has duly qualified and given bond in the amount \$ 50,000.00 as such Personal Representative and is authorized to administer such 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, the 11th day of August, 2023.

Sherri C. Friday

Judge of Probate

I, Sherri C. Friday, Judge of Probate Court of Jefferson County, Alabama, hereby certify that the foregoing is a true, correct and full copy of the Letters of Administration 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, August 11, 2023.

Judge of Probate
