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Shelby Cnty Judge of Probate, AL  
07/23/2024 09:04:49 AM FILED/CERT

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

**IN THE MATTER OF THE ESTATE OF)**  
**RUSSELL ALAN CHURCHWELL )**  
deceased )

**Case No: PR-2024-000684**

**ORDER**

This cause came before the Court on the MOTION TO SELL REAL AND PERSONAL PROPERTY filed by Adelle Belcher, as personal representative, on the MOTION FOR SUBSTITUTION OF PERSONAL REPRESENTATIVE filed by Don Belcher and on the CONSENT AND WAIVER filed by Adelle Belcher. Due and proper notice of these proceedings have been provided, in strict accordance of law, to those entitled to same.

It appears from the evidence presented that the Motion For Substitution of Personal Representative is due to be and hereby is **GRANTED**. The Letters of Administration previously issued by this Court to Adelle Belcher are hereby **REVOKED**. Adelle Belcher shall prepare and file a final settlement of her actions as personal representative.

Don Belcher, being over the age of nineteen years and an inhabitant of this state, appears to be a suitable person, under the law and in the estimation of this court, to serve as successor personal representative. Don Belcher having filed in this court a bond in the sum of \$38,500.00 meeting the terms of the bonds prescribed in Ala. Code §43-2-852 (1975, as amended). The successor personal representative shall have all powers, without limitation, and duties to act in transactions authorized by Ala. Code §43-2-843 subject to the following restrictions: If the estate is to receive funds from litigation, judgments or settlements, the Successor Personal Representative shall notify the Probate Judge within ten (10) days of said judgment or settlement. The Successor Personal Representative is limited to receiving the bond amount. No other funds or assets shall be paid to the Successor Personal Representative without the posting of additional bond and further order of this Court. All remaining funds shall be paid directly to the Probate Court of Shelby County.

While the Petition for Sale of Real and Personal Property was filed by Adelle Belcher, Don Belcher, as successor personal representative is in agreement with the motion as filed and the Court proceeded to consider the motion at his request.



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It appears from the evidence that the estate is solvent and that Adelle Belcher is the sole heir at law of the decedent. The Personal Representative shall prepare and execute an Executor's Deed distributing the decedent's real property in accordance with the Code of Alabama §43-2-830.

The Court is satisfied, based on evidence presented by the Personal Representative that the sale of Decedent's 2014 GMC 1500 Pickup, 1979 Chevrolet El Camino and Motorcycle is necessary for distribution among distributees and would be to the benefit of Decedent's estate. It is therefore, ORDERED that the Personal Representative provide notice of sale in accordance with §43-2-413 of the Code of Alabama and must report the completion of said sale within 30 days thereof.

Costs of court are hereby taxed to the Estate of RUSSELL ALAN CHURCHWELL.

**DONE and ORDERED** this 22 day of July, 2024.

Allison S. Boyd  
Judge of Probate

cc: DARLA LASHAY PERSALL, ESQ.  
WESTERN SURETY COMPANY

I certify this to be a true and correct copy Allison S. Boyd

Probate Judge  
Shelby County

Date 7-22-24

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Initial KM