

Bay Minette, Ala. May 8, 1944

Millicent Armagast and Miriam Kelly  
Administratrices  
Estate of Clara L. Jones, Deceased

In Account With  
J. B. BLACKBURN  
ATTORNEY AT LAW  
Bay Minette, Alabama

Amount paid Town of Bay Minette, Alabama for municipal taxes	
on Lot 4, Block 124 for year 1941.....	\$8.88
Partial abstract.....	25.00
Documentary stamps on deed to Myra L. Jones.....	3.75
Attorney's fee.....	200.00

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Total.....\$237.63

RECEIVED PAYMENT  
5-8-1944

*J. B. Blackburn*  
Thanks.

Apr. 14, '36

Realizing at this  
time that with the least trouble  
I am now having, I may drop  
out at any time, I wish to make  
this codicil to the above will:-

I wish my husband, to have the  
Fels and property in Fairhope,  
to sell and pay up all indebted-  
ness of his or mine. The two  
pieces of property on Murphy Ave.  
to go to my two daughters as pro-  
vided above.

The State of Alabama, Baldwin County

PROBATE COURT

LETTERS TESTAMENTARY

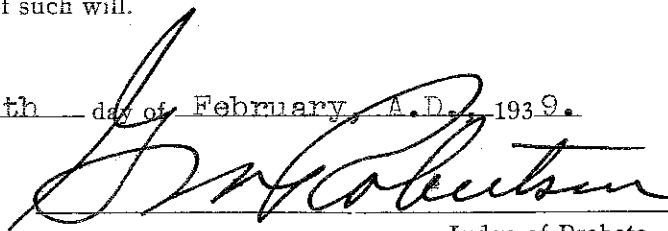
THE WILL OF Clara L. Jones

having been duly admitted to record in said county, letters testamentary are hereby granted to \_\_\_\_\_

Harry L. Jones

the executor named in said will, who has complied with the requisitions of the law, and is authorized to take upon himself the execution of such will.

Witness my hand, and dated this 18th day of February, A.D., 1939.



Judge of Probate

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**The State of Alabama**  
BALDWIN COUNTY

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**PROBATE COURT**

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ESTATE OF

Clara L. Jones

Deceased.

Harry L. Jones

Execut or

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**Letters Testamentary**

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*Rec Record M  
at Page 91*

CERTIFICATE OF REDEMPTION

1940 Code, Title 51--Sec. 310

STATE OF ALABAMA

Baldwin

COUNTY.

Nº 71773

Office of the Judge of Probate,

Baldwin

County.

Sale Docket

16 P. 33

WHEREAS, on the 17 day of June 1940, the real property hereinafter described was sold, in substantial conformity with all the requisitions of the statutes in such cases made and provided, by William H. Perkins Tax Collector of said County, to State of Alabama for the taxes, interests, penalties and costs, then due and remaining unpaid on said property; and whereas, William Perkins Armagast & Miriam Kelly Adams Estate Clara L. Jones Black has made application to redeem said land:

NOW, THEREFORE, I G. W. Robertson, Judge of the Probate Court of the said County of Baldwin, being satisfied that the said William Perkins Armagast & Miriam Kelly Adams Estate Clara L. Jones Black is the owner of said property, and has a right to redeem the same, do hereby certify that the said William Perkins Armagast & Miriam Kelly Adams Estate Clara L. Jones Black has deposited with me, on this 28 day of Dec, 1943, Eighty seven and 19/100 Dollars, for the redemption of the following real estate: Lot 4 Block 124 Bands Addition to Bay Minette All

situated in Baldwin County, Alabama

Assessed to

Clara L. Jones

Amount of Purchase Money \$ 34.43

Interest \$ 6.48

Subsequent Taxes 1940-41-42-43 \$ 42.00

Interest \$ 3.78

Cost of Certificate of Redemption \$ .50

City tax 1940-41-42-43 10.90

Total \$ 98.09

WITNESS,

G. W. Robertson

Judge Probate Court of said County, this

28 day of Dec,

1943

G. W. Robertson

Judge Probate.

Countersigned by:

G. W. Robertson

County Treasurer.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

Received from Millicent Armagast and Miriam Kelly, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, the sum of \$349.84, being the amount due Alice Miriam Kelly, and the amount of \$349.84, being the amount due the minor, Jane Ann Kelly, on final settlement of the Estate of Clara L. Jones, Deceased, as provided by the Court's Decree on Final Settlement of the said Estate dated August 18, 1944.

This payment is made to and received by the undersigned Probate Judge of Pike County, Alabama in the manner provided by Title 21, Sections 98, et seq., of the 1940 Code of Alabama as amended.

Dated this 23rd day of August, 1944.

  
\_\_\_\_\_  
Probate Judge of Pike County, Alabama.

ESTATE OF  
CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

NOMINATION BY MINORS OF GUARDIAN AD LITEM

The undersigned Alice Miriam Kelly and Jane Ann Kelly, minors, each over fourteen years of age, each respectfully represent that they are interested in the final settlement of the Estate of Clara L. Jones, Deceased, and are advised that it is necessary for them to choose a guardian ad litem. Your Petitioners therefore beg leave to nominate to the Court for their guardian ad litem Mr. W. H. Hawkins and ask that he may be duly appointed.

Alice Miriam Kelly

Jane Ann Kelly

STATE OF Alabama  
Pike COUNTY

I, L D Rose, a Notary Public, within and for said County in said State, hereby certify that Alice Miriam Kelly, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 19 day of June, 1944.

L D Rose  
Notary Public, Pike County, Ala

STATE OF ALABAMA  
PIKE COUNTY

I, L D Rose, a Notary Public, within and for said County in said State, hereby certify that Jane Ann Kelly, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 19 day  
of June, 1944.

*L D Rose*

Notary Public, Pike County, Alabama.



NOMINATION BY MINORS OF GUARDIAN  
AD LITEM.

ESTATE OF

CLARA L. JONES, Deceased.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

ESTATE OF

CLARA L. JONES,

Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

ANSWER

Now comes the Executive Committee of Christian Education

and Ministerial Relief of the Presbyterian Church in the United

States, a Kentucky Corporation, one of the parties interested in this

proceeding and for answer to the petition filed in this cause by

Millicent Armagast and Miriam Kelly, Administratrices Cum Testamento

Annexo of the Estate of Clara L. Jones, Deceased, says:

1. It admits the allegations of the said Petition and

consents and agrees that the said estate be finally settled without

notice to it, all of which is hereby expressly waived.

2. It waives all other and further notice of the said

proceeding, agrees that the cause be submitted for interlocutory

and final decrees and that a reference be held and reported and

testimony taken without any other or further notice to it, all of

which is hereby expressly waived.

3. This party reserves to itself and for itself its int-

erest in the remaining funds on hand belonging to the said estate to

be distributed by the said Administratrices in the manner provided

in the Last Will and Testament of Clara L. Jones, Deceased and

under the direction of the decrees to be rendered by this Court.

IN WITNESS WHEREOF, the Executive Committee of Christian

Education and Ministerial Relief of the Presbyterian Church in the

United States, a Kentucky Corporation, has caused its corporate

seal to be hereto affixed and this instrument to be executed by

Wade H. Boggs, as its Executive Secretary, he being fully authorized

in the premises on this the 16th day of June, 1944.

THE EXECUTIVE COMMITTEE OF CHRISTIAN

EDUCATION AND MINISTERIAL RELIEF OF THE

PRESBYTERIAN CHURCH IN THE UNITED STATES,

a Kentucky Corporation (SEAL)

By Wade H. Boggs  
As its Executive Secretary.

STATE OF KENTUCKY

JEFFERSON COUNTY

I, C. J. Welker a Notary Public, within and for said County in said State, hereby certify that Wade H. Boggs, whose name as Executive Secretary of the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal on this the 16<sup>th</sup> day of June, 1944.

C. J. Welker

Notary Public, Jefferson County, Kentucky.

My commission expires April 15, 1946

Affix Seal.

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

REPORT OF REGISTER ON REFERENCE

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

WHEREAS, by a Decree of this Court filed and enrolled in this cause on the 29th day of June, 1944, this cause was referred to the Register of this Court who was instructed and directed to hold a reference on July 25, 1944 and to ascertain and report as provided in the said Decree after giving notice to the Guardian Ad Litem for the said minors and by publication of a notice directed to all interested parties once a week for three successive weeks in the Baldwin Times, a newspaper published at Bay Minette in Baldwin County, Alabama, and by posting a copy of the said notice at the front door of the Court House of said county:

NOW THEREFORE, having held a reference for the purpose of ascertaining the matters called for in the said Decree of Reference I report as follows:

1. The hearing on the said reference was had in my office in the Court House at Bay Minette, in Baldwin County, Alabama at ten o'clock A. M. on July 25, 1944; that due notice of the time, place and holding of the said reference was given as provided in the said Decree at which reference were present J. B. Blackburn, solicitor for Petitioners, W. H. Hawkins, guardian ad litem.

2. I examined and audited the accounts of Petitioners as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, and have ascertained that the said accounts and each item thereof were correct and so report to the Court.

3. The heirs of the decedent, Clara L. Jones, are properly set forth in the said Petition for Final Settlement.


4. The only persons entitled to share in the moneys on hand which are the net proceeds from the sale of Lot Numbered Four (4) in Block Numbered One Hundred Twenty-four (124) in the Hand

Land Company's Addition to the Town of Bay Minette are the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Corporation; Robert M. Armagast, a grandson of the said decedent; Margaret Elizabeth Mecklenburg, formerly Margaret Elizabeth Armagast, a granddaughter of the said decedent; Alice Miriam Kelly, a granddaughter of the said decedent, who is a minor seventeen years of age; Jane Ann Kelly, a granddaughter of the said decedent who is a minor fourteen years of age. The proportions which the said parties are entitled to receive from the net balance on hand on final settlement of this estate are as follows: Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Corporation, one-half; Robert M. Armagast, one-eighth; Margaret Elizabeth Mecklenburg, one-eighth; Alice Miriam Kelly, one-eighth and Jane Ann Kelly, one-eighth.

5. Fair compensation to be allowed Petitioners as such Administratrices for their handling of the said estate is  $2\frac{1}{2}\%$  on receipts, amounting to \$3400.00 which is \$85.00 and  $2\frac{1}{2}\%$  on total disbursements made and to be made, or \$85.00, making the total amount of commissions due the said administratrices amount to \$170.00.

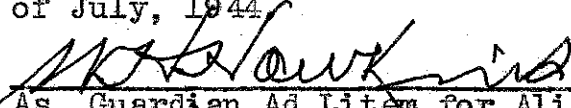
6. The sum of \$35.00 is a reasonable fee for the Guardian Ad Litem representing the minors interested in the said cause. The total Court costs, including Guardian Ad Litem's fee is \$95.58. 7. The remaining averments of the said Petition are true.

All of which is respectfully submitted on this the 25th day of July, 1944.

  
Register.

Exceptions to the foregoing Report being unnecessary, I consent and agree that it be confirmed.

Dated this 25th day of July, 1944

  
As Guardian Ad Litem for Alice Miriam Kelly and Jane Ann Kelly, Minors.

ESTATE OF  
CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

PETITION FOR FINAL SETTLEMENT

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Petitioner, Millicent Armagast and Miriam Kelly, who are each over twenty-one years of age and residents of Pike County, Alabama, respectfully represent unto the Court and your Honor as follows:

1. That Clara L. Jones, a resident citizen of Baldwin County, Alabama, departed this life on February 7, 1939, leaving a Last Will and Testament which has been admitted to probate and record in and by the Probate Court of Baldwin County, Alabama, where it is recorded in Book D of Wills at pages 256-7, in which said Last Will and Testament Harry L. Jones was named as Executor and appointed as such by the said Probate Court on February 18, 1939.

2. The said Harry L. Jones acted as Executor of the said Estate until his death on to-wit, February 8, 1943. During the time the said Harry L. Jones acted as Executor of the said Estate he paid all claims which were filed against it from funds of the said estate which came into his possession or under his control but Petitioners who are the residuary legatees named in the said will with the said Harry L. Jones, have no personal knowledge of the amount of the said moneys or the sources from which the said moneys were obtained. The court costs incurred in the administration of the said estate in the Probate Court of Baldwin County, Alabama were not paid by the said Harry L. Jones while he acted as such Executor and have not been paid at this time.

3. After the death of the said Harry L. Jones, Petitioners were appointed by and qualified in the Probate Court of Baldwin County, Alabama as Administratrices Cum Testamento Annexo of the

estate of Clara L. Jones, Deceased, which said appointment was made on to-wit, November 12, 1943. After Petitioners were appointed and qualified as such Administratrices the administration of the said estate was removed from the Probate Court of Baldwin County, Alabama, to the Circuit Court of Baldwin County, Alabama by a proper order or decree of the said Circuit Court which was rendered on to-wit, the 29th day of November, 1943, where the administration of the said estate is now pending.

4. The personal property described in the will of the said decedent, Clara L. Jones, and devised and bequeathed in and by paragraphs numbered fourth, fifth and sixth, have been delivered to the respective devisees named therein.

5. The home place of the said decedent, Clara L. Jones, which is described as Lot Numbered Four in Block Numbered 124 in the Hand Land Company's Addition to the Town of Bay Minette, was sold by Petitioners as Administratrices of the said estate to Myra L. Jones for the sum of Thirty-four Hundred Dollars (\$3400.00) cash, which sale was made free of and from all liens and encumbrances except taxes subsequent to 1943 which was in all respects a fair price for the said property, which said sale was made under the authority of the petitions filed and the orders and decrees rendered therein by this Court in this cause.

6. There is no need for further continuing the administration of the said Estate and it should now be fully and finally settled. The only persons interested in the said estate are your Petitioners, each of whom are daughters of the said decedent and her only heirs, the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States which is a Kentucky Corporation whose address is 410 Urban Building, Louisville 2, Kentucky; Robert M. Armagast, a grandson of the said decedent, who is over twenty-one years of age and whose present address is Naval Air Station, Patuxent River, Maryland; Margaret Elizabeth Mecklenburg, formerly Margaret Elizabeth Armagast, a granddaughter of the said decedent, 831 Merrillville Road,

Crown Point, Indiana, both of which said parties are children of Petitioner, Millicent Armagast; Alice Miriam Kelly, Troy, Alabama, a granddaughter of the said decedent, who is a minor seventeen years of age and Jane Ann Kelly, Troy, Alabama, who is a granddaughter of the said decedent and who is a minor fourteen years of age, both of whom are children of Petitioner, Miriam Kelly. The said parties, together with Petitioners, are the devisees named in paragraph numbered Seventh of the Last Will and Testament of the said decedent, Clara L. Jones.

7. Petitioners have not used any of the funds or other assets of the said estate for their own benefit either directly or indirectly.

8. A full and correct list of the receipts and disbursements made by Petitioners as Administratrices of the said estate is as follows:

RECEIPTS

May 17, 1944 Proceeds from sale of Lot Numbered 4 in Block 124, Hand Land Company's Addition to the Town of Bay Minette, Alabama to Myra L. Jones.....\$3400.00

DISBURSEMENTS

December 28, 1943 G. W. Robertson, tax redemption of Lot 4 in Block 124 Hand Land Company's Addition to the Town of Bay Minette, Alabama.....\$ 98.09

May 8, 1944 Town of Bay Minette, Alabama, 1941 municipal taxes on Lot 4 in Block 124..... 8.88

J. B. Blackburn, Attorney's fee in full.. 200.00

J. B. Blackburn, partial abstract..... 25.00

J. B. Blackburn, refund for amount paid for documentary stamps for deed to Myra L. Jones..... 3.75

Total.....\$335.72

RECAPITULATION

Receipts.....\$3400.00

Disbursements..... 335.72

Balance on hand.....\$3064.28

Proper vouchers showing all disbursements made by Petitioners are filed herewith.



9. The said Last Will and Testament of the said Decedent, Clara L. Jones, Deceased, provided in paragraph Seventh thereof that the proceeds of the sale of the said property described as Lot 4 in Block 124 in the Hand Land Company's Addition to the Town of Bay Minette, Alabama should be divided into two equal parts and disposed of as follows: "One part shall be turned over to the Board of Southern Presbyterian Church which has charge of Student Loan Fund and of Ministerial Relief; the other part shall be pr-rated amongst my grandchildren then living as a trust fund to be used in their education." The grandchildren of the said Clara L. Jones who were living at the time of her death and who are living on this date are the following: Robert M. Armagast, Margaret Elizabeth Mecklenburg; Alice Miriam Kelly and Jane Ann Kelly, whose ages and places of address are described above.

PRAYER FOR PROCESS

Petitioners pray that the Court will take jurisdiction of the cause made by this Petition and will appoint a day to hear and determine same, that due and legal notice of the time set for hearing said Petition be given to all necessary and proper parties in the form and manner prescribed by law and that a Guardian Ad Litem be appointed to represent the said minors in the event no guardian ad litem is nominated by them.

PRAYER FOR RELIEF

Petitioners further pray that this cause be referred to the Register of this Honorable Court with direction that after giving notice to the guardian ad litem for said minors and to such other persons as the court may require, he hold a reference for the following purpose and make report to the Court thereon.

1. Examine and audit the accounts of Petitioners and the vouchers filed by Petitioners with their statement of accounts as aforesaid and summons witnesses if need be, to hear testimony and to ascertain and report to the court his conclusions upon the

Sworn to and subscribed before me  
on this the 19 day of June, 1944.

L. D. Rose

Notary Public, Pike County, Alabama.

We, the undersigned Millicent Armagast, also known as Millicent L. Armagast, and Miriam Kelly, also known as Miriam L. Kelly, two of the residuary legatees named in the said Last Will and Testament of Clara L. Jones, Deceased, and the only surviving residuary legatees as Harry L. Jones is now deceased, do each, in our individual capacities and as residuary legatees, waive all notice of final settlement of the Estate of Clara L. Jones, Deceased, consent that the cause be submitted for interlocutory and final decrees and that a reference be held without notice to us or either of us, all of which is hereby expressly waived.

Dated this 19 day of June, 1944.

Millicent Armagast

Miriam Kelly

that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 24 day of June, 1944.

Ellen A. Blackstone

Notary Public, Lake County, Indiana.

My Comm &  
Exp. 25-1947

LAST WILL and TESTAMENT.

-of-

Clara L. Jones..

Dated July 31, 1936.

State of Alabama)  
Baldwin County..)

I, CLARA L JONES, being of sound mind and disposing memory, do hereby make, publish and declare this, my last WILL and Testament, in form and manner following, hereby revoking all former wills by me made.

FIRST: I will that as soon as conveniently possible after my decease, all my just debts, including funeral expenses, be paid, and if there shall not be enough available funds in my estate to do this, it is my will that after such funds as are available become exhausted in doing this, any remaining amount necessary, shall be obtained from my Fairhope property, either by sale or by such other method as may be deemed to the best interest of my estate.

SECOND: I will to Harry L Jones, my husband, a life estate in the Home place, being lot Number Four (4) in Block Number One hundred twenty four (124) Hand Land Company's Addition to Bay Minette, Ala., together with the buildings and improvements thereon situate, including also, the house furnishings and equipment in connection therewith, with the exception of, however, and subject to the provisions as hereinafter set forth, as willed or bequeathed to other parties, or disposed of by other provisions hereof.

THIRD: I will, devise and bequeath to my two daughters, Miriam L Kelly and Millicent L Armagast, all property owned by me at the time of my decease, in the Town of Fairhope, Alabama; or so much thereof as shall remain after the payment of my debts and funeral expenses as provided in Paragraph "First" hereof; to have and to hold the same to themselves, in fee simple, share and share alike.

FOURTH: To my Daughter, Millicent L Armagast, I will, devise and bequeath the following articles:- My Silver Tea Set; My Bracelet; 1/2 dozen of my solid silver Orange spoons; 1/2 dozen of my solid silver After dinner coffee spoons; 2 of my Solid Silver table spoons; the solid silver tea spoon that belonged to her Great Grandmother and that is at least 175 years old; the 1/2 dozen solid silver tea spoons that match those given to my daughter Miriam L Kelly, during her lifetime.

FIFTH: To my Daughter, Miriam L Kelly, I will, devise and bequeath the following articles:- The China tea set that belonged to my Mother; My watch and chain; My Amethyst pin; 1/2 dozen of my solid silver Orange spoons; 1/2 dozen of my solid Silver After Dinner coffee spoons; 2 Solid Silver Table spoons; My Leaf shaped China Fruit bowl;

SIXTH: To my Grandson, Bobby Armagast, I will devise and bequeath his choice of two of the three paintings done by myself; also the Sectional book case; The third painting done by myself, I will to Betty Armagast.

SEVENTH: The rest and residue of my personal estate, I will and bequeath to my Husband, Harry L Jones, and my two daughters Miriam L Kelly and Millicent L Armagast, to be divided among and between them all as they shall see fit.

EIGHTH: It is my will that at the death of my Husband, Harry L Jones, the home property in which he is given a life estate in paragraph "Second" hereof, be disposed of in the following manner: The furniture, Household furnishings and fixtures shall be divided among my two daughters, Miriam L Kelly and Millicent L Armagast, as they shall agree upon between themselves; The real Estate of the home place, including buildings, and such appertainances as are usually considered a part of the Real property, shall be sold within one year after my said Husband's decease, at whatever time within said year shall seem most advantageous to the Estate, and the proceeds from such sale shall be divided into two equal parts, and disposed of as follows: One part shall be turned over to the Board of the Southern Presbyterian Church which has charge of the Student Loan Fund and of Ministerial Relief; The other part shall be pro-rated amongst my grandchildren, then living, as a trust fund to be used in their education. It is my wish that no grandchild

born after the death of my husband, Harry L Jones, shall be permitted to participate in this Trust fund for education of my said Grandchildren, but it shall apply only to those who may be living at the time of the death of my said husband.

NINTH: Should my husband, Harry L Jones, marry again after my death, it is my will that my said Husband, and my two daughters, Miriam L Kelly and Millicent L Armagast shall, before such marriage, or immediately thereafter, divide between themselves the house furnishings, furniture and silverware remaining at the home place, and not otherwise disposed of here in prior to said marriage, as they shall see fit and elect and agree among themselves. This provision, however, shall in no way effect the life estate in the real property as provided by paragraph "Second" hereinabove, but merely refers to household furnishings, furniture, silverware, and like articles.

TENTH: I here by designate my Husband, Harry L Jones, to be the executor of this, my last will and testament, and it is my wish that he serve in this capacity without being required to give Bond or Security of any kind whatsoever.

IN WITNESS of all of which I have hereunto set my hand and Seal this 31st day of July, A.D. 1936.

Clara L. Jones (Seal).

Signed and published as her last will and testament by CLARA L JONES, 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 on the day and date of said will.

Robert Weston,

Bay Minette Ala

Virginia H. Lew

Bay Minette, Ala.

C  
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P  
Y

ORDER

STATE OF ALABAMA

BALDWIN COUNTY

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The foregoing Petition having been presented to me on this date and it appearing from the said Petition that the administration of the said Estate of Clara L. Jones, Deceased can be better handled in the Circuit Court of Baldwin County, Alabama, Sitting in Equity, because of its broader powers, than in the Probate Court, Baldwin County, Alabama, IT IS THEREFORE Ordered, Adjudged and Decreed by the Court that the administration of the Estate of Clara L. Jones, Deceased be, and it is hereby transferred from the Probate Court of Baldwin County, Alabama, to the Circuit Court of Baldwin County, Alabama, Sitting in Equity.

ORDERED, ADJUDGED AND DECREED on this the 29th day of November, 1943.

F. W. Hare

Judge

I, R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the 29th day of November, 1943.

R. S. Duck

REGISTER of CIRCUIT COURT  
IN EQUITY.

ESTATE OF CLARA L. JONES, DECEASED


IN THE PROBATE COURT  
BALDWIN COUNTY, ALABAMA.

In the matter of the Order of Transfer or Removal of Administration of Estate of said Deceased, from Probate Court of Baldwin County, Alabama to the Circuit Court of Baldwin County, Alabama--Sitting in Equity.

In compliance with order of transfer of Hon. F.W.Hare,  
Judge of the Circuit Court of Baldwin County, Alabama--Sitting  
in Equity.

I, G.W.Robertson, as Judge of the Probate Court of Baldwin County, Alabama, hereby transfer all documents and paper writings in the File #1637--Estate of Clara L. Jones, Deceased, to the Circuit Court of Baldwin County, Alabama--Sitting in Equity, Number of documents and writings in File 17.

Done this 8th day of December, A.D., 1943.

  
Judge of Probate Court,  
Baldwin County, Alabama.



PETITION TO PROBATE WILL.

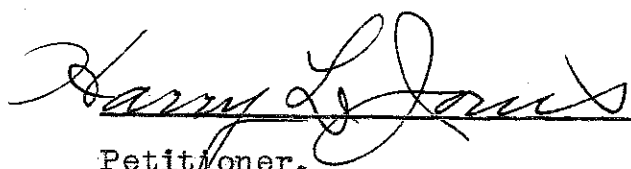
TO THE HONORABLE PROBATE COURT OF BALDWIN COUNTY, ALABAMA, AND TO  
THE HONORABLE G. W. ROBERTSON, JUDGE OF SAID COURT:

Your Petitioner, Harry L. Jones, who is over twenty-one years of age and a resident of Baldwin County, Alabama, respectfully represents unto the Court and your Honor as follows:

1. Clara L. Jones, a resident of Bay Minette, in Baldwin County, Alabama, departed this life in Bay Minette, Alabama, on February 7, 1939, leaving a Last Will and Testament wherein and whereby your Petitioner was named as a devisee and as Executor, which said will was attested by Herbert R. Weston, of Bay Minette, Alabama, and Virginia H. Tew, formerly of Bay Minette, Alabama, whose present residence and post office address is unknown and cannot be ascertained, together with a codicil dated April 14, 1936, which purports to be in the handwriting of the Testatrix and which is not witnessed, both of which your Petitioner herewith produces to your Honor and propounds for probate and record in this Court as the Last Will and Testament of the said decedent and the codicil thereto.

2. The next of kin of the said decedent are as follows: Your Petitioner, the husband, whose residence and post office address is Bay Minette, Alabama; Miriam L. Kelly and Milicent L. Armagast, daughters, whose residence and post office address is Troy, Alabama, all of whom are over twenty-one years of age and of sound mind.

THE PREMISES CONSIDERED, Petitioner prays that a day be set for the hearing of this Petition, that due notice thereof as required by law be given to the next of kin of the said decedent and that such other proceedings, orders and decrees may be made and had in the premises as may be requisite and proper to effect the due probate and recording of the said will and codicil according to law. Petitioner further prays that Letters Testamentary be issued to him and that such other orders be made and decrees rendered as may be requisite and proper in the premises.

  
Petitioner.

Sworn to and subscribed before me  
on this the 15th day of February, 1939.

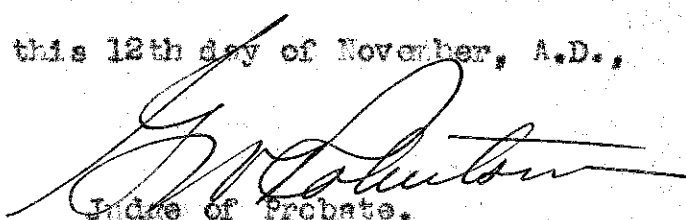
Orlando Simon

Notary Public, Baldwin County, Alabama.

The State of Alabama, |  
Baldwin county. | Probate Court.

Letters of Administration on the annexed will of Clara L. Jones, Deceased, are hereby granted to Willicent Armagast and Miriam Kelly, who have duly qualified and given bond as such Administratrices, and are authorized to administer such estate, or to execute such will.

Witness my hand, and dated this 12th day of November, A.D.,  
1943.

  
Judge of Probate.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

Received from Millicent Armagast and Miriam Kelly, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, the sum of \$1399.35, being the amount due the undersigned Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation, on final settlement of the Estate of Clara L. Jones, Deceased, as provided by the Court's Decree on Final Settlement of the said Estate dated August 18, 1944.

Executed in triplicate on this the 23<sup>rd</sup> day of August, 1944.

The Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation,

By Hadley H. Rogers  
As its Executive Secretary.

Affix Corporate Seal.

Witness:

M. H. Ferrell

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031

Received from Millicent Armagast and Miriam Kelly as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, the sum of One Hundred Seventy Dollars (\$170.00), being the amount due the undersigned Millicent Armagast and Miriam Kelly, as Administratrices' Commissions as provided by Court's Decree on Final Settlement of the said Estate dated August 18, 1944.

Dated this 18th day of August, 1944.

Millicent Armagast  
Miriam Kelly

Witness:

Mrs. Flora Gatson

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

Received from Millicent Armagast and Miriam Kelly as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, the sum of Three Hundred Forty-nine and 84/100 Dollars (\$349.84) being the amount due the undersigned Margaret Elizabeth Mecklenburg on final settlement of the Estate of Clara L. Jones, Deceased, as provided in and by the Decree on Final Settlement dated August 18, 1944.

Dated this 31 day of August, 1944.

Margaret Elizabeth Mecklenburg

Witness:

Ellen A. Blackstone

Notary Public

My comm. ex. Nov. 25, 1947.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.      NUMBER 1031.

Received from Millicent Armagast and Miriam Kelly as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, the sum of Three Hundred Forty-nine and 83/100 Dollars (\$349.83) being the amount due the undersigned Robert M. Armagast on final settlement of the Estate of Clara L. Jones, Deceased, as provided in and by the Decree on Final Settlement dated August 18, 1944.

Dated this 28<sup>th</sup> day of August, 1944.

Robert M. Armagast

Witness:

Wm H Clarke, LT USNR

ESTATE OF

CLARA L. JONES,  
Deceased.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.  
February 18, 1939.

ORDER ADMITTING WILL TO PROBATE.

On the 15th day of February, 1939, Harry L. Jones filed in this Court his Petition in writing duly verified by oath, praying the Court to admit to probate and record as and for the Last Will and Testament of Clara L. Jones, Deceased, an instrument in writing that purports to be her Last Will and Testament; and an instrument dated April 14, 1936, which purports to be in the handwriting of the said Clara L. Jones, which purports to be a codicil to the said Last Will and Testament, both of which were filed in this Court with the Petition in this cause and thereupon the Court appointed the 18th day of February, 1939, for the hearing of the said Petition, and on the 18th day of February, 1939, Miriam L. Kelly and Millicent L. Armagast, who are the only heirs of said decedent, filed in this Court written instruments whereby they each waived notice of the said proceedings and consented and agreed that the said will and codicil be admitted to probate and record as the Last Will and Testament and Codicil of the said Clara L. Jones, Deceased;

And it appearing to the satisfaction of the Court by the testimony of Herbert R. Weston, a witness examined in open Court that on the 31st day of July, 1926, at Bay Minette, in Baldwin County, Alabama, in the presence of Herbert R. Weston and Virginia H. Tew the said decedent did sign her name in writing to the instrument in writing that purports to be her Last Will and Testament and which was propounded for probate and record in this Court on the 15th day of February, 1939, and that at the time of signing said will the said Clara L. Jones was over the age of twenty-one years and of sound mind, and that she signed the said instrument as and for her Last Will and Testament and that at the time and place of signing said Herbert R. Weston and Virginia H. Tew did sign their names to the said instrument in writing as attesting witnesses thereto at the request of the said Clara L. Jones and in the presence of each other, and in her presence and that the said Clara L. Jones died on or about the 7th day of February, 1939, and that she was an inhabitant of Baldwin County, Alabama, at the time of her death;

And it further appearing to the Court that the said codicil dated April 14, 1936, is not witnessed but is in the handwriting of the said Clara L. Jones:

IT IS THEREFORE Ordered, Adjudged and Decreed by the Court that the Petition in this cause, in so far as it applies to the said will, be and the same is hereby granted, and the instrument in writing which was propounded for probate and record on the 15th day of February, 1939, which purports to be the Last Will and Testament of the said Clara L. Jones, Deceased, and which is dated on the 31st day of July, 1926, and signed by the said Clara L. Jones and attested by the said Herbert R. Weston and Virginia H. Tew as witnesses be, and the same is hereby declared to be the Last Will and Testament of the said Clara L. Jones, Deceased, and that it be and it is hereby admitted to probate and record in this Court as and for the Last Will and Testament of the said Clara L. Jones, Deceased, and the said codicil which is in the handwriting of the said Clara L. Jones which was propounded for probate and record on the 15th day of February, 1939, which is dated April 14, 1936, be and the same is hereby declared not to be a codicil to the said Last Will and Testament of the said Clara L. Jones, Deceased, and that it be and it is hereby denied admission to probate and record in this Court as and for a codicil to the said Last Will and Testament of the said Clara L. Jones, Deceased.



ESTATE OF

CLARA L. JONES, Deceased.

||  
||  
||

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

TO THE HONORABLE PROBATE COURT OF BALDWIN COUNTY, ALABAMA, AND TO  
THE HONORABLE G. W. ROBERTSON, JUDGE OF THE SAID COURT:

Your Petitioners, Millicent Armagast and Miriam Kelley,  
who are each over twenty-one years of age and residents of Pike  
County, Alabama, respectfully represent unto the Court and your Honor  
as follows:

1. That the Last Will and Testament of Clara L. Jones,  
the mother of Petitioners, has been admitted to probate and record  
in and by the Probate Court of Baldwin County, Alabama, in which  
Harry L. Jones, also known as H. L. Jones, was named as Executor  
thereof.
2. That the said Harry L. Jones is now deceased, having  
died before the estate of the said Clara L. Jones was finally settled.
3. It is necessary that the administration of the es-  
tate of Clara L. Jones be completed and that the property belonging  
thereto be sold for the purpose provided in the Last Will and Testa-  
ment of the said Clara L. Jones.
4. The only remaining asset of the estate of Clara L.  
Jones is real property in Bay Minette, Alabama, having an annual rent-  
al value of Three Hundred Dollars (\$300.00) per year and not probably  
more.

WHEREFORE, Petitioners pray that they be appointed Ad-  
ministrators cum testamento annexo of the estate of Clara L. Jones  
upon their giving bond with requisite surety in such a manner as may  
be prescribed by the Court and your Honor. Petitioners further pray  
that such other orders be made and decrees rendered as may be requi-  
site and proper in the premises.

Millicent Armagast  
Miriam Kelly

Sworn to and subscribed before me on  
this the 5th day of November, 1943.

Mrs. Flora Satom Pike  
Notary Public, County, Alabama.

July 1, 1939.

Estate of Clara L. Jones, Deceased,

In Account with-

BALDWIN COUNTY BANK, a Corporation

June 30, 1939: Balance due on note, copy of which is hereto  
attached.....\$175.00

STATE OF ALABAMA  
BALDWIN COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared S. F. Holmes, who, after being by me first duly and legally sworn, deposes and says: That he is President of the Baldwin County Bank, a Corporation, and as such officer is duly authorized to make this affidavit for and on behalf of the said corporation; that he has personal knowledge of the foregoing claim against the estate of Clara L. Jones, Deceased, and of the note, a copy of which is attached to said claim, and that there was on June 30, 1939, due on the said note a balance of \$175.00 which said sum is true, correct, justly due and unpaid.

S. F. Holmes

Sworn to and subscribed before me on  
this the 1<sup>st</sup> day of July, 1939.

Ora Simon  
Notary Public, Baldwin County, Alabama.

The undersigned Baldwin County Bank, a Corporation, hereby acknowledges receipt of the full amount of the above claim which is hereby released, cancelled and fully and completely discharged.

In Witness whereof, the Baldwin County Bank, a Corporation, has caused its corporate seal to be hereto affixed and this instrument to be executed by S. F. Holmes, as its President, on this the 8th day of May, 1944.

Baldwin County Bank, a Corporation

By S. F. Holmes  
As its President.

The State of Alabama,  
Baldwin County

Probate Court, Feb'y 18th, 1939 1936.

IN THE MATTER OF THE ESTATE OF Clara L. Jones, Deceased:

Present, HON. G. W. ROBERTSON, Judge of Probate.

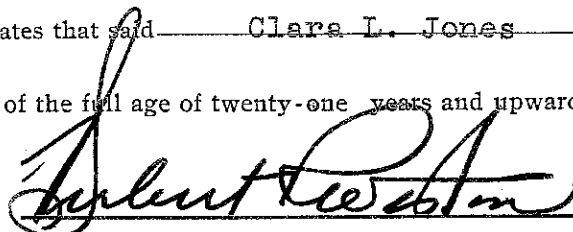
Before me, G. W. Robertson, Judge of Probate, in and for said county, personally appeared in open Court Herbert R. Weston

who, having been, by me, first duly sworn and examined, did depose and say, on oath, that he is a subscribing witness to the instrument of writing now shown to him and which purports to be the last will and testament of Clara L. Jones deceased, late an inhabitant of this county, that said Clara L. Jones signed and executed said instrument on the day the same bears date, July 31st, 1926 and declared the same to be her last will and testament, and that affiant set her signature thereto on the day the same bears date, as a subscribing witness to the same, in the presence of said

Clara L. Jones and Virginia H. Tew, the other witness.

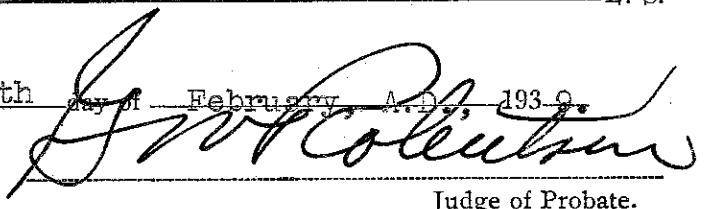
and that such other witness subscribed her name as a witness in his presence and in the presence of said Clara L. Jones

That said Clara L. Jones was of sound mind and disposing memory, and, in the opinion of the deponent, fully capable of making her will at the time the same was so made as aforesaid. Affiant further states that said Clara L. Jones was on the day of the said date of said will of the full age of twenty-one years and upwards.

 L. S.

L. S.

Sworn to and subscribed before me this 18th day of February A.D. 1939.

  
Judge of Probate.

# SWIFT-HUNTER LUMBER COMPANY



MANUFACTURERS

LONGLEAF AND SHORTLEAF PINE AND HARDWOODS  
SIZED TIMBERS - END MATCHED FLOORING

**ATMORE, ALA.**

May 11, 1942

Mr. Jesse L. Kessler, Clerk,  
Office of Judge of Probate,  
Bay Minette, Alabama

Dear Mr. Kessler:

We have been requested by Mr. Ort H. Ertzinger in behalf of Mr. H. L. Jones, to write you that we no longer have any claim against the Estate of Clara L. Jones, deceased, and to ask you to cancel in your records a certain claim filed by us some years ago.

We understand Mr. Ertzinger is making an abstract and finds this claim outstanding against the Estate. This is to state we have been paid and have no further claim against the Estate of Clara L. Jones.

Very truly yours,

GRS:M

SWIFT-HUNTER LUMBER COMPANY

A handwritten signature in cursive script, appearing to read "G. R. Swift", written over the company name.

cc. Mr. Ort. H. Ertzinger  
cc. Mr. H. L. Jones

1632

ESTATE OF

CLARA L. JONES, Deceased.  
HARRY L. JONES,  
Executor.

In Account with-

SWIFT HUNTER LUMBER COMPANY, a  
Corporation, Atmore, Alabama.

Amount due on note, copy of which is hereto attached  
marked Exhibit "A". . . . . \$350.00  
together with interest thereon.

EXHIBIT "A"

\$350.00  
100

Atmore, Ala. July 1st,

1938

Six Months after date without grace, We promise to pay to the order of SWIFT-HUNTER LUMBER COMPANY Three Hundred and Fifty - - - - - Dollars, FOR VALUE RECEIVED, IN LAWFUL MONEY OF THE UNITED STATES WITH INTEREST FROM Date @6% UNTIL PAID, A vendor's lien is hereby given and acknowledged on stock of lumber in our hands and possession in Bay Minette, Ala.

The parties to this instrument whether maker, endorser, surety or guarantor, each for himself, hereby severally waive as to this debt, or any renewal thereof, all right of exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally agree to pay all costs of collecting or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor of this note severally waives demand, presentment, protest, notice of protest, suit and all other requirements necessary to hold them, and they agree that time of payment may be extended from time to time without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply, on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor or any one of them.

H. L. Jones

(L.S.)

Clara L. Jones

(L.S.)

- - - - -  
(On back of note)

The Endorsers of this Note agree to pay all costs of collection, including a reasonable attorney's fee, whether costs are incurred by suit against any one or more of the makers or endorsers, or otherwise; and each endorser expressly waives all right to claim exemptions under the Constitution and Laws of the State of Alabama, or any of these United States, as to this debt, should this Note not be paid at maturity. Notice and protest and all steps necessary to bind each endorser hereon on the nonpayment of this Note are hereby waived by each endorser. The Bank at which this Note is payable is hereby authorized to apply at any time in payment of this debt any funds in its possession belonging to any endorser hereof.


OCT 8- 1938 Interest paid

\$10.50

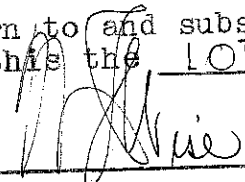
STATE OF ALABAMA

ESCAMBIA COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared G. R. Swift, who, after being by me first duly and legally sworn, deposes and says: That he is president of the Swift-Hunter Lumber Company, a Corporation, and as such officer is duly authorized to make this affidavit for and on behalf of the said corporation; that he has personal knowledge of the foregoing claim against the Estate of Clara L. Jones, Deceased, and that the same is true, correct, justly due and unpaid.

  
\_\_\_\_\_

Sworn to and subscribed before me  
on this the 10<sup>TH</sup> day of March, 1939.

  
\_\_\_\_\_

Notary Public, Escambia County, Alabama.

Published Every Thursday

# THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE  
ADVERTISING RATES GIVEN ON APPLICATION

## LEGAL NOTICE

Estate of CLARA L. JONES, Deceased.

Letters Testamentary upon the Last Will and Testament of said decedent, having been granted to the undersigned, on the 18th day of February, A. D. 1939, by the Honorable G. W. Robertson, Judge of the Probate Court of Baldwin County. — Notice is hereby given, that all persons, having claims against said estate, will be required to present the same within the time allowed by law, or that the same will be barred.

HARRY L. JONES, Executor.  
J. B. BLACKBURN, Attorney. 4-3t

BAY MINETTE, ALA.

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

*J. H. Faulkner*, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of .....

*Estate of Clara L. Jones, deceased*

Was published in said Newspaper for 3 consecutive weeks in the following issues:

Date of first publication	<i>Feb. 23, 1939</i>	Vol. <i>50</i> No. <i>4</i>
Date of second publication	<i>March 2, 1939</i>	Vol. <i>50</i> No. <i>5</i>
Date of third publication	<i>" 9, 1939</i>	Vol. <i>50</i> No. <i>6</i>
Date of fourth publication		Vol. .... No. ....

Subscribed and sworn before the undersigned this 23<sup>rd</sup> day of

*March* 193*9*  
*Geo. H. Hampton*  
*W. O. Boone*

*J. H. Faulkner*  
Publisher



STATE OF ALABAMA

PIKE COUNTY

I, the undersigned, Millicent L. Armagast, having been advised that Harry L. Jones did on the 15th day of February, 1939, file in the Probate Court of Baldwin County, Alabama, an instrument dated July 31, 1926, purporting to be the Last Will and Testament of Clara L. Jones, and a codicil dated April 14, 1936, together with a Petition to probate same, do hereby waive any and all notice of the said proceeding and do hereby consent and agree that the said will and codicil be immediately admitted to probate and record as the Last Will and Testament and codicil thereto of the said Clara L. Jones, without further notice to me.

Dated this 16th day of February, 1939.

Millicent Armagast

Witnesses:

Samuel Johnson

Madella Milligan

STATE OF ALABAMA

PIKE COUNTY

I, the undersigned Miriam L. Kelly, having been advised that Harry L. Jones did on the 15th day of February, 1939, file in the Probate Court of Baldwin County, Alabama, an instrument dated July 31, 1926, purporting to be the Last Will and Testament of Clara L. Jones, and a codicil dated April 14, 1936, together with a Petition to probate same, do hereby waive any and all notice of the said proceeding and do hereby consent and agree that the said will and codicil be immediately admitted to probate and record as the Last Will and Testament and codicil thereto, of the said Clara L. Jones, without further notice to me.

Dated this 16 day of February, 1939.

Miriam L. Kelly

Witnesses:

E. J. Greenstedt  
J. Hopland

CLARA L. JONES, DECEASED

Probate Court,

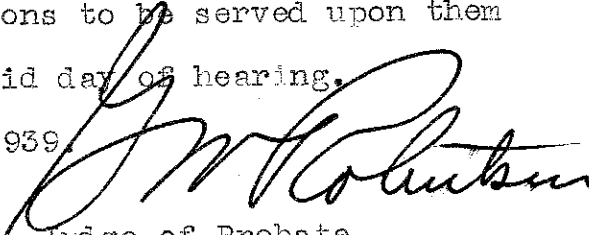
Baldwin County, Alabama.

In the matter of the probate of her will:

This day came Harry L. Jones, and filed his petition, in writing and under oath, therewith producing and filing in this Court, an instrument of writing purporting to be the last will and testament of said Clara L. Jones, Deceased, and praying for such orders, decrees and proceedings, as may be proper and requisite, for the due probate and record of said will in this Court; which said instrument appears to be attested by Herbert R. Weston, of Bay Minette, Alabama and Virginia H. Tew, formerly of Bay Minette, Alabama, whose present residence and postoffice address is unknown, together with a codicil, dated April 14, 1936, which has not been witnessed. And it appearing to the Court, from said petition, that said petitioner is named as executor of said instrument as such will; that the next of kin of said decedent are as follows: Harry L. Jones, the petitioner; Miriam L. Kelly and Millicent L. Armagast, daughters, over the age of 21 years and of sound mind, residence and postoffice address of both, being Troy, Alabama.

*July* It is therefore, ordered by the Court, that the ~~8th~~ <sup>7th</sup> day of ~~March~~ <sup>July</sup> A.D., 1939, be set as a day for hearing testimony in proof of said instrument as such will. That said attesting witness, Herbert R. Weston, be subpoenaed to be and appear on said March 7th, 1939, in and before this Court, to testify and give evidence of and concerning all, and any facts touching the question of the validity of said instrument as such Will. That said Miriam L. Kelly and Millicent L. Armagast, be notified of this proceeding, and of the day above set for hearing the matter, by citations to be served upon them personally, for at least ten days before said day of hearing.

Done this 15th day of February, A.D., 1939.

  
Judge of Probate.

ESTATE OF CLARA L. JONES, DECEASED

In the Probate Court of  
Baldwin county, Alabama,  
November 8, 1943.

In the matter of the application of Millicent Armagast and Miriam Kelly for letters of administration cum testamento annexo upon the estate of said decedent:

Comes Millicent Armagast and Miriam Kelly and file in court their application in writing and under oath, praying the court to appoint them administratrices cum testamento annexo upon the estate of said Clara L. Jones, Deceased.

Estate of Clara L. Jones, Deceased In the Probate Court of  
Baldwin County, Alabama.

To the Honorable Probate Court of Baldwin County, Alabama, and to the Honorable G.W. Robertson, Judge of the said Court:

Your petitioners Millicent Armagast and Miriam Kelley, who are each over twenty-one years of age and residents of Pike County, Alabama, respectfully represent unto the court and your Honor as follows:

1. That the Last Will and Testament of Clara L. Jones, the mother of Petitioners, has been admitted to probate and record in and by the Probate Court of Baldwin County, Alabama, in which Harry L. Jones, also known as H.L. Jones, was named as executor thereof.

2. That the said Harry L. Jones is now deceased, having died before the estate of the said Clara L. Jones was finally settled.

3. It is necessary that the administration of the estate of Clara L. Jones be completed and that the property belonging thereto be sold for the purpose provided in the Last Will and Testament of the said Clara L. Jones.

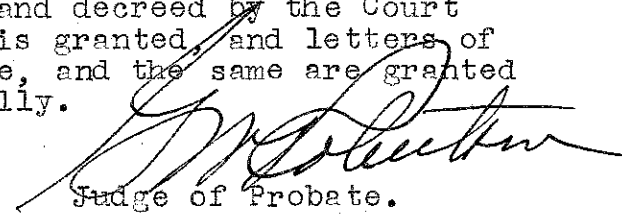
4. The only remaining asset of the estate of Clara L. Jones is real property in Bay Minette, Alabama, having an annual rental value of Three Hundred Dollars (\$300.00) per year and not probably more.

Wherefore, Petitioner pray that they be appointed administrators cum testamento annexo of the estate of Clara L. Jones upon their giving bond with requisite surety in such a manner as may be prescribed by the court and your Honor. Petitioners further pray that such other orders be made and decrees rendered as may be requisite and proper in the premises.

Millicent Armagast  
Miriam Kelly

And it appearing to the satisfaction of the court that the allegations of said petition are true; that said petitioners are residents of Pike County, Alabama, and over the age of 21 years; that the said Clara L. Jones died on or about the 7th day of February A.D., 1939, in said county and State, leaving a last will and testament which has been admitted to probate and record in this Court; that Harry L. Jones named as executor of her will, having died before the estate of said Clara L. Jones was finally settled; and it further appearing to the satisfaction of the court that the said petitioners are competent to administer upon said estate; that decedent left property in said State the rental value of which will not exceed \$300.00 per year; that said petitioner have entered into bond as such administratrices with the will annexed in the sum of \$1800.00 with M.L. Armagast and J.G. Kelly, as sureties thereon, conditioned and payable as prescribed by law, which bond has been approved by the Court:

It is therefore ordered, adjudged and decreed by the Court that said petitioners be, and the same is granted, and letters of administration cum testamento annexo, be, and the same are granted to said Millicent Armagast and Miriam Kelly.

  
Judge of Probate.

BOND OF ADMINISTRATRIX

STATE OF ALABAMA  
BALDWIN COUNTY

PROBATE COURT.

KNOW ALL MEN BY THESE PRESENTS: That we, Milicent Armagast and Miriam Kelly, as Principals, and the undersigned as sureties, are held and firmly bound unto G. W. Robertson, Probate Judge of Baldwin County, Alabama, and unto his successors in office in the penal sum of Eighteen Hundred Dollars (\$1800.00) for the payment of which well and truly to be made we bind ourselves, our heirs, executors and administrators, jointly and severally by these presents.

The condition of the above obligation is such that whereas on the \_\_\_\_ day of November, 1943, the Probate Court of Baldwin County, Alabama did grant unto the above bounden Milicent Armagast and Miriam Kelly Letters of Administration Cum Testamento Annexo upon the Estate of Clara L. Jones, Deceased.

Now therefore, if the said Milicent Armagast and Miriam Kelly shall perform all of the duties which are or which may be required of them as such Administratrices, then this obligation to be void, otherwise to be and remain in full force and effect.

Given under our hands and seals on this the \_\_\_\_ day of November, 1943.

Milicent Armagast (SEAL)

Miriam Kelly (SEAL)  
As Principals.

M. L. Armagast (SEAL)

J. G. Kelly (SEAL)

Taken and approved by me on this  
the 24th day of November, 1943.

G. W. Robertson  
Probate Judge.

ESTATE OF  
CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

TO W. H. HAWKINS, ESQUIRE:

You are hereby notified that by an Order made by the Register of this Court on this date, you were appointed as guardian ad litem for Alice Miriam Kelly and Jane Ann Kelly, minors over fourteen years of age, to represent them and protect their interest in connection with the matters alleged in a petition filed in this cause by the Administratrices of the said estate for final settlement thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Court on this the 29 day of June 1944.

R. L. Duck  
Register.

STATE OF ALABAMA  
BALDWIN COUNTY

I hereby accept appointment as Guardian Ad Litem for Alice Miriam Kelly and Jane Ann Kelly, minors over fourteen years of age, to represent and protect their interest in the matters alleged in the Petition for Final Settlement filed in this cause by the Administratrices of the said estate.

I, as such Guardian Ad Litem do hereby deny each and all of the allegations of the said Petition and demand strict proof of same.

Witness my hand this 29 day of June, 1944.

W. H. Hawkins  
As Guardian Ad Litem for Alice Miriam  
Kelly and Jane Ann Kelly.

I hereby waive notice of the reference ordered held in this cause.

Dated this 29 day of June, 1944.

W. H. Hawkins  
As Guardian Ad Litem for Alice Miriam  
Kelly and Jane Ann Kelly.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.      NUMBER 1031.

It appearing to the Register that the Administratrices of this said estate have filed in this court their Petition for Final Settlement of the said estate, from which it appears that Alice Miriam Kelly and Jane Ann Kelly, who are each minors over fourteen years of age, are intersted parties and that it is therefore necessary that a guardian ad litem be appointed to represent them in connection with the said proceeding and it further appearing that the said minors have by written instrument filed in this cause, nominated and appointed W. H. Hawkins, to be their guardian ad litem and it further appearing that the said W. H. Hawkins, an attorney at law and solicitor in chancery practicing at Bay Minette, in Baldwin County, Alabama, is in all respects a fit and proper person to be appointed as such guardian ad litem, that he is not of kin or counsel to any parties to this proceeding and that he has not been suggested by any of the other parties to this proceeding and that he is not related to any of the parties or their respective solicitors in any way or manner.

Dated this 29 day of June, 1944.

Register.

ESTATE OF


CLARA L. JONES,  
Deceased

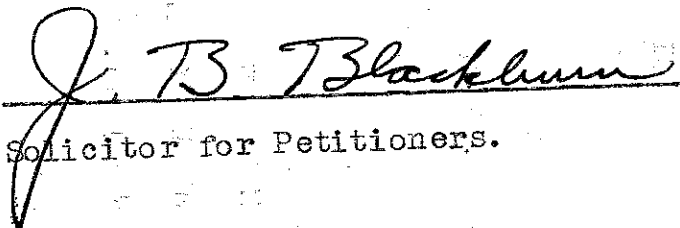
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

NOTE OF TESTIMONY

This cause is submitted on behalf of the Petitioners as Administratrices of the said Estate upon the following:

1. Petition for Final Settlement.
  2. Answer and Waiver of Millicent Armagast and Miriam Kelly.
  3. Answer and Waiver of Robert M. Armagast and Margaret Elizabeth Mecklenburg.
  4. Answer of Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation.
  5. Appointment, Acceptance and Answer of Guardian Ad Litem.
  6. Decree of June 29, 1944 ordering reference.
  7. Register's Report on Reference dated July 25, 1944.
- Dated this 17th day of August, 1944.

  
Register.

  
Solicitor for Petitioners.



ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.

DECREE ORDERING REFERENCE ON PETITION FOR FINAL SETTLEMENT

A Petition for Final Settlement having been filed in this Court on this date it is ORDERED, ADJUDGED AND DECREED by the Court that this cause be and it is hereby referred to the Register of this Court who is instructed and directed to hold a reference in this cause on July 25th, 1944, for the following purposes:

1. To examine and audit the accounts of Petitioners as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, to hear testimony, ascertain and report to the Court as to the correctness of the said account and each item thereof.

2. To hear testimony, ascertain and report to the Court if the heirs of the decedent, Clara L. Jones are properly set forth in the said Petition and if the said heirs are not properly set forth in the said petition to report who are the heirs of the said decedent and what proportions they are respectively entitled to share in the said estate.

3. To hear testimony, ascertain and report to the Court how the proceeds from the sale of the property described as Lot Four (4) in Block One Hundred Twenty-four (124) in the Hand Land Company's Addition to the Town of Bay Minette shall be distributed under paragraph 7 of the Last Will and Testament of the said decedent, of the proportions or amounts which the interested parties are respectively entitled to share in the said fund.

4. To hear testimony, ascertain and report what is fair compensation to be allowed Petitioners as such Administratrices for their handling of the said estate.

5. To determine and report a reasonable guardian ad litem fee for the guardian ad litem representing the minors in said cause.

ESTATE OF  
CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

DECREE ON FINAL SETTLEMENT

This cause coming on to be heard is submitted on the Register's Report on Final Settlement, consent of all parties to this cause that it be submitted for final decree on the said Register's Report without notice to them.

It appears from the said Report that the said reference was held as provided in the Decree rendered in this cause and dated June 29, 1944 on July 25, 1944, that due notice of the time, place and purpose of the said reference was given to all necessary and proper parties in the manner provided by law; that the minors interested in this cause were represented by their Guardian Ad Litem, W. H. Hawkins, Esq., that the Register examined and audited the vouchers and statement of account and found it to be correct and each expenditure made by the said Administratrices properly allowable, that the averments of the said Petition are true and that no exceptions or objections to the said report have been filed and that the said Report should now be confirmed and the said estate finally settled; WHEREUPON, It is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the Report of the Register filed herein be and the same is hereby confirmed in all respects.

2. That the account contained in the Petition for Final Settlement filed herein showing receipts of Thirty-four Hundred Dollars (\$3400.00), disbursements of Three Hundred Thirty-five and 72/100 Dollars (\$335.72) and a balance on hand of Three Thousand Sixty-four and 28/100 Dollars (\$3064.28) be and it is hereby in all respects passed and allowed.

3. The sum of One Hundred Seventy Dollars (\$170.00) having been allowed by the Register of this Court to the said Administratrices as the amount of their commissions due on this Final Settlement

ment, the said Administratrices are therefore authorized, empowered, instructed and directed to pay to themselves the sum of One Hundred Seventy Dollars (\$170.00), take their receipts therefor and file them in this cause.

4. The said Administratrices are authorized, empowered, instructed and directed to pay the Court costs incurred in connection with the administration of this Estate amounting to Ninety-five and 58/100 Dollars (\$95.58) which includes a Thirty-five Dollar (\$35.00) fee for W. H. Hawkins as Guardian Ad Litem of and for the minors, Alice Miriam Kelly and Jane Ann Kelly.


5. After payment by the said Administratrices of commissions of One Hundred Seventy Dollars (\$170.00) due them as provided in this Decree, the court costs of Ninety-five and 58/100 Dollars (\$95.58), there will remain in their hands the sum of Twenty-seven Hundred Ninety-eight and 70/100 Dollars (\$2798.70) belonging to the said estate, which amount is to be divided among the following parties on the following basis: The Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation, one-half or Thirteen Hundred Ninety-nine and 35/100 Dollars (\$1399.35); Robert M. Armagast, one-eighth or Three Hundred Forty-nine and 83/100 Dollars (\$349.83); Margaret Elizabeth Mecklenburg, one-eighth or Three Hundred Forty-nine and 84/100 Dollars (\$349.84); Alice Miriam Kelly, one-eighth or Three Hundred Forty-nine and 84/100 Dollars (\$349.84) and Jane Ann Kelly, one-eighth or Three Hundred Forty-nine and 24/100 Dollars (\$349.84) as provided in and by the Last Will and Testament of the said Clara L. Jones, Deceased, and the said Administratrices are hereby authorized, empowered, instructed and directed to pay to the said parties the said amounts and take their receipts therefor. It further appearing that Alice Miriam Kelly and Jane Ann Kelly are minors residing in Pike County, Alabama. The said Administratrices may discharge themselves from liability as such by paying the amount

due each of the said minors into the Fiduciary Fund of Pike County, Alabama and taking the receipt of the Probate Judge therefor.

6. On payment to the said parties of the Administratrices' commissions, court costs and other amounts set out in this Decree the said Millicent Armagast and Miriam Kelly, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, will be and they are hereby relieved of and discharged from any and all further liability of every kind and nature which exists or may exist because of the administration of the said estate and the said estate shall be and hereby is in all respects fully and finally settled.

7. That all accounts, vouchers, evidences and statements, together with all papers on file pertaining to this final settlement and the proceedings thereon be recorded.

ORDERED, ADJUDGED AND DECREED this 18<sup>th</sup> day of August, 1944.

  
\_\_\_\_\_  
Judge.

*[Handwritten signature]*

also and proper in the premises.

that none other orders be made and decrees entered as such be required be prescribed by the Court and your honor. Testifiers further say upon their giving bond with redemptio consuetudinaria and a number of say stipulations and testaments as one of the estate of Clara L. Jones

additional, additional only that they be satisfied in-  
said.

A value of three hundred dollars (\$300.00) per year and not \$100.00  
taken interest in the said estate, having a sum of test-  
ment of the said Clara L. Jones.

decree be made for the interest awarded to the said Will and Testa-  
ment of Clara L. Jones be satisfied and that the property of Clara L.

If it is necessary that the satisfaction of the es-

also receive the estate of the said Clara L. Jones and finally settled  
thereof.

Martha L. Jones, also known as M. L. Jones, in and by the stipulated sum of before in Court  
the matter of settlement has been satisfied and the said Will and Testa-  
ment of Clara L. Jones will and Testa-

as follows:

County, Attorney, respectfully represent and defend the said Clara L. Jones  
and are over the said Clara L. Jones of the  
Your settlement, William Jones, and

the foregoing is a true and correct copy of the original of the same as  
to the foregoing Court of said County, Attorney, and as

Clara L. Jones, deceased.  
County of ... State of ...  
In the County Court of

*Recd. Rem. 112*  
*Page 85*

*Filed in office of Judge*  
*of Probate Court*  
*Decem 10 1894*  
*8, 1894*  
*[Handwritten signature]*  
*[Handwritten signature]*

ORDER ADMITTING WILL TO PROBATE

ESTATE OF

CLARA L. JONES, Deceased.

2/18/39

Recorded minutes  
L at Page 248-249

Chair of  
Baldwin County Bank

13/10/39

Recorded

Filed July 26th 1939  
G. M. Robertson J. J. J.  
by Clerk

Testimony of  
Robert R. Waters

Recorded in Will  
Record D at Page  
257

Filed in office of  
Judge of Probate Court  
Hannover, Mo.  
July 18<sup>th</sup> 1939  
J. H. K. K. K.  
J. H. K. K. K.  
J. H. K. K. K.



Claim of  
Duff-Hunters  
Lumber Co

392.00  
176.  
568.00  
17.58  
585.58

350 <sup>00</sup>

Recorded  
104-108

Filed in office of  
Judge of Probate Court  
Delaware County, Ala.  
Mar 11, 1939

By Reuben Duff  
by J. H. Kunkle, Clerk

Band

Record Record  
72 Page 85746

Filed in office of  
Judge & Associate  
Charles R. Brown  
Dec. 7th 1943

W. R. Robinson  
Judge & Associate  
by [Signature]

Order Appointed  
Ann C. Q.

11/8/43

Recorded in Minutes  
"M" at Page 195

Andrew Selving  
Day to  
J. Probate will

---

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7/15/39

---

Recorded in L  
Probate Minutes  
of page 248

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NOTICE OF APPOINTMENT, ACCEPTANCE  
AND ANSWER OF GUARDIAN AD LITEM.

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

*Filed June 29,  
1944.*

*R. Deek  
Registrar*

ORDER APPOINTING GUARDIAN AD  
LITEM.

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

NOTE OF TESTIMONY

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

DECREE ON FINAL SETTLEMENT

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

*July Aug 1944*  
*R. H. Smith*  
*Refers*



Statement

# THE BALDWIN TIMES

BAY MINETTE, ALABAMA

3/22

1937

Hon. G. W. Robertson

Bay Minette, Ala.

Advertising:

Estate of Clara J. Jones

88 Words @  $3\frac{1}{2}$ ¢

\$3.08

Job Printing:

## The State of Alabama, Baldwin County

To Miriam L. Kelly and Millicent L. Armagast, Troy, Alabama.

You will please take notice that on the 15th day of February, A.D., 1939

a certain paper in writing, purporting to be the last Will and Testament of -----

Clara L. Jones, ----- was filed in my office for Probate by

Harry L. Jones ----- and that the 7th day of

March, A.D., ----- 1939, was appointed a day for hearing thereof, at which time

you can appear and contest the same, if you see proper.

ORIGINAL

Received in office this 17<sup>th</sup> day

of Feb 1939

W. R. Stuart  
Sheriff.

Executed by leaving copies with the

within-named parties, Miriam L. Kelly

and Millicent L. Armagast

Ben Reeves

Sheriff. pkh

2-20-39

**THE STATE OF ALABAMA**  
**Baldwin County**

**PROBATE COURT**

In the Matter of the Application of

Harry L. Jones

TO PROBATE WILL OF

Clara L. Jones,  
DECEASED

**Notice of Day Set for Hearing**  
**Probate of Will**

Issued this 16th day of

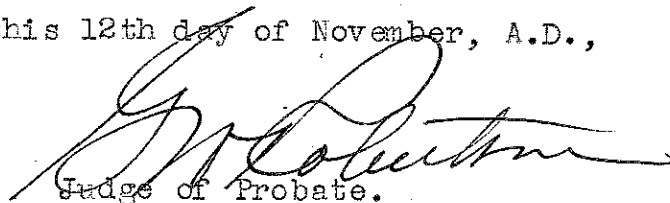
February, A.D., 1939

Notice to  
Miriam L. Kelly  
Millicent L. Armagast,  
Troy, Alabama.

The State of Alabama, }  
Baldwin county. } Probate Court.

Letters of Administration on the annexed will of Clara L. Jones, Deceased, are hereby granted to Millicent Armagast and Miriam Kelly, who have duly qualified and given bond as such Administratrices, and are authorized to administer such estate, or to execute such will.

Witness my hand, and dated this 12th day of November, A.D.,  
1943.

  
Judge of Probate.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER \_\_\_\_\_

ANSWER

Now comes the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation, one of the parties interested in this proceeding and for answer to the Petition filed in this cause by Millicent Armagast and Miriam Kelly, Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, says:

1. It admits the allegations of the said Petition and consents and agrees that the property described in the Petition be sold at the price, in the manner and for the purposes stated therein and in the Last Will and Testament of the said Clara L. Jones, Deceased.
2. It waives all other and further notice of the said proceeding and consents and agrees that a reference be held and reported, testimony taken and the cause submitted for final decree without any other or further notice to it, all of which is hereby expressly waived.
3. This party reserves to itself and for itself its interest in the proceeds of the said sale to be distributed by the said Administratrices in the manner provided in the Last Will and Testament of the said Clara L. Jones, Deceased and under direction of the decrees to be rendered by this Court.

IN WITNESS WHEREOF the Executive Committee of Christian Education and Ministerial Relief, a Corporation, has caused its corporate seal to be hereto affixed and this instrument to be executed by Wade H. Boggs, as its Executive Secretary, he being duly authorized in the premises.

THE EXECUTIVE COMMITTEE OF CHRISTIAN  
EDUCATION AND MINISTERIAL RELIEF OF THE  
PRESBYTERIAN CHURCH IN THE UNITED STATES,  
a Kentucky Corporation,

By Wade H. Boggs  
As its Executive Secretary.

STATE OF KENTUCKY

JEFFERSON COUNTY

I, C. J. Welker, a Notary Public, within and for said County in said State, hereby certify that Wade H. Boggs, whose name as Executive Secretary of The Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, a Kentucky Corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal on this the 23<sup>rd</sup> day of February, 1944.

C. J. Welker

Notary Public, Jefferson County, Kentucky.

My commission expires April 15, 1946

ESTATE OF  
ELARA L. JONES,  
Deceased

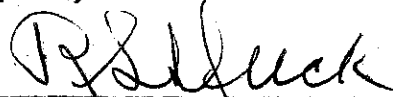
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.

ORDER APPOINTING GUARDIAN AD LITEM

It appearing to the Register that the Administratrices of this said estate have filed in this Court their Petition praying for authority to sell and convey property belonging to the said estate at private sale, from which Petition it appears that Alice Miriam Kelly and Jane Ann Kelly, who are each minors over fourteen years of age and interested parties and that it is therefore necessary that a Guardian Ad Litem be appointed to represent them in connection with the said proceeding, and it appearing further that the said minors have by written instrument filed in this cause nominated and appointed W. H. Hawkins to be their Guardian Ad Litem and it further appearing that the said W. H. Hawkins, an attorney at law and solicitor in chancery practicing in Bay Minette, Alabama, is in all respects a fit and proper person to be appointed as such Guardian Ad Litem; that he is not of kin or counsel to any of the parties to this proceeding and that he has not been suggested by any of the parties and further that he is not related to any of the parties or their respective solicitors in any way or manner.

IT IS THEREFORE Ordered, Adjudged and Decreed by the Register that W. H. Hawkins be, and he is hereby appointed as Guardian Ad Litem for the minors, Alice Miriam Kelly and Jane Ann Kelly to represent them and protect their rights and interest in all of the matters alleged in this petition filed in this cause.

Dated this 1st day of April, 1944.



Register.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.

PETITION FOR SALE OF LANDS

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Petitioners, Millicent Armagast and Miriam Kelly, who are each over twenty-one years of age and residents of Pike County, Alabama, respectfully represent unto the Court and your Honor as follows:

1. That Clara L. Jones, a resident of Baldwin County, Alabama, departed this life on to-wit, February 7, 1939, leaving a Last Will and Testament which has been admitted to probate and record in and by the Probate Court of Baldwin County, Alabama, where it is recorded in Book D of Wills at pages 256-7 and by which Harry L. Jones, the husband of the said Clara L. Jones was left a life estate in and to Lot Numbered 4 in Block 124 in the Hand Land Company's Addition to the Town of Bay Minette, Alabama, and was also named as Executor.

2. The said Harry L. Jones died intestate on to-wit, February 8, 1943, after which Petitioners were appointed by and qualified in the Probate Court of Baldwin County, Alabama, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased. After Petitioners were appointed and qualified as such Administratrices the administration of the said estate was removed from the Probate Court of Baldwin County, Alabama to the Circuit Court of Baldwin County, Alabama, Sitting in Equity, where it is now pending.

3. The said Clara L. Jones, in and by her said Last Will and Testament, directed that her home place, namely, Lot Numbered 4 in Block 124 in the Hand Land Company's Addition to the Town of Bay Minette, Alabama, be sold, the relevant provision of the said Last Will and Testament being as follows:



ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

DECREE

This cause coming on to be heard on this date is submitted upon the Petition of Millicent Armagast and Miriam Kelly, the Acceptance of Service and Waiver of Notice of Robert M. Armagast and Margaret Elizabeth Mecklenburg and the Answers of the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church of the United States, a Kentucky Corporation, and Alice Miriam Kelly and Jane Ann Kelly by Guardian Ad Litem, upon consideration of all of which it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. This cause is referred to the Register of this Court who is directed after giving notice to W. H. Hawkins, the Guardian Ad Litem for the minors interested in this proceeding, to hold a reference and report to this Court whether it will be beneficial to all of the parties interested in the estate of Clara L. Jones, Deceased, to sell the property described in the Petition filed in this cause at private sale at the price and in the manner provided in the said Petition and if the allegations of the said Petition are true.

2. Notice of the said reference having been waived by all of the parties to this cause except the said minors, no further notice thereof is necessary.

3. Jurisdiction of this cause is reserved for such other and further Orders and Decrees as may be necessary and proper in the premises.

ORDERED, ADJUDGED AND DECREED this 12<sup>th</sup> day of April, 1944.

*J. M. Lare*

Judge.

ESTATE OF  
CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

REPORT OF REGISTER ON REFERENCE

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

WHEREAS, by a Decree of this Court filed and enrolled in the above entitled cause on the 12th day of April, 1944, it was ordered and decreed among other things as follows: "1. This cause is referred to the Register of this Court, who is directed after giving notice to W. H. Hawkins, the Guardian Ad Litem for the minors interested in this proceeding, to hold a reference and report to this court whether it will be beneficial to all of the parties interested in the Estate of Clara L. Jones, Deceased, to sell the property described in the Petition filed in this cause at private sale at the price and in the manner provided in the said Petition and if the allegations of the said Petition are true."

NOW THEREFORE, having held a reference for the purpose of ascertaining the matters called for in the said Decree of Reference I report as follows:

1. The said reference was had in my office in the Court House of Baldwin County, Alabama, on April 18, 1944, notice of the said reference having been waived by the said Guardian Ad Litem and all of the other parties interested in this proceeding.

2. I have examined the Petition filed in the said cause and find that the allegations thereof are true.

3. I find and report that it is to the interest of all of the parties interested in this proceeding that the property described in the said Petition, namely: Lot Numbered Four (4) in Block Numbered One Hundred Twenty-four (124) in the Hand Land Company's Addition to the Town of Bay Minette, Alabama, be sold by Millicent Armagast and Miriam Kelly, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, to Myra L. Jones, at private sale for Thirty-four Hundred Dollars (\$3400.00) cash, free

ESTATE OF

CLARA L. JONES, Deceased

TESTIMONY OF S. F. HOLMES

My name is S. F. Holmes. I am over twenty-one years of age and a resident of Baldwin County, Alabama. I was acquainted with Mrs. Clara L. Jones in her lifetime and know the property that was occupied by her as her home place at the time of her death. This property is described as Lot Numbered Four (4) in Block One Hundred Twenty-four (124) in the Hand Land Company's Addition to the Town of Bay Minette, Alabama.

I am familiar with property values in the Town of Bay Minette, Alabama and was familiar with the condition of the improvements on the said property at the time the Administratrices of the Estate of Clara L. Jones agreed to sell it to Myra L. Jones at private sale for the sum of Thirty-four Hundred Dollars (\$3400.00), free of and from all liens and encumbrances except taxes subsequent to 1943. The price of Thirty-four Hundred Dollars (\$3400.00) for which the Administratrices agreed to sell the property is all that it is worth and in my opinion it is to the best interest of all of the parties interested in the said estate that the said property be sold at private sale for the sum of Thirty-four Hundred Dollars (\$3400.00).

I am not related to any of the parties interested in this proceeding and have no connection with it whatever.

  
\_\_\_\_\_

TESTIMONY OF E. S. TUNSTALL

My name is E. S. Tunstall. I am over twenty-one years of age and a resident of Baldwin County, Alabama. I know the property where Mrs. Clara L. Jones lived at the time of her death and which is referred to in her Last Will and Testament as her home place. This property is situated about a block from where I live and is described as Lot Numbered Four (4) in Block Numbered One Hundred Twenty-four (124) in the Hand Land Company's Addition to the Town of Bay Minette, Alabama. The improvements on the property consist of a residence and a small garage which is attached to the residence.

"It is my will that at the death of my Husband, Harry L. Jones, the home property in which he is given a life estate in paragraph "Second"hereof, be disposed of in the following manner: The furniture, Household furnishings and fixtures shall be divided among my two daughters, Miriam L Kelly and Milicent L Armagast, as they shall agree upon between themselves; The real Estate of the home place, including the buildings, and such appertainances as are usually considered a part of the Real property, shall be sold within one year after my said Husband's decease, at whatever time within said year shall seem most advantageous to the Estate, and the proceeds from such sale shall be divided into two equal parts, and disposed of as follows: One part shall be turned over to the Board of the Southern Presbyterian Church which has charge of the Student Loan Fund and of Ministerial Relief; The other part shall be prorated amongst my grandchildren, then living, as a trust fund to be used in their education. It is my wish that no grandchild born after the death of my husband, Harry L Jones, shall be permitted to participate in this Trust fund for education of my said Grandchildren, but it shall apply only to those who may be living at the time of the death of my said husband."

4. The said Last Will and Testament, while directing a sale of the said property, makes no provision for the sale thereof and does not give or grant unto any person the power to sell and convey the said property. There is nothing in the said will or any other instrument, however, which prevents or restricts such sale.

5. Petitioners have agreed to sell the said property to Myra L. Jones at private sale for the sum of Thirty-four Hundred Dollars (\$3400.00) cash, free of and from all liens and encumbrances except taxes subsequent to 1943, provided Court authority for such sale can be secured. The sum of Thirty-four Hundred Dollars (\$3400.00) is a very fair and reasonable price for the said property and due to the condition of the improvements on the said property Petitioners were fortunate in securing such a fair offer for it.

6. The parties interested in this proceeding who are all of the heirs and devisees of Clara L. Jones are as follows: The Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church in the United States, which is a Kentucky Corporation, whose address is 410 Urban Building, Louisville, 2, Kentucky; Robert M. Armagast, who is over twenty-one years of age whose present address is Naval Air Station, Patuxent River, Maryland, Margaret Elizabeth Mecklenburg, formerly Margaret Elizabeth Armagast, 831 Merrillville Road, Crown Point, Indiana, children of Milicent Armagast and grandchildren of the said Clara L. Jones; Alice Miriam Kelly, Post Office Box 613, College Station, Durham, North Carolina;

Jane Ann Kelly, Orange Street, Troy, Alabama, children of Miriam Kelly and grandchildren of Clara L. Jones; and your Petitioners, Millicent Armagast and Miriam Kelly, all of which said parties are over twenty-one years of age and of sound mind except Alice Miriam Kelly, who is a minor seventeen years of age, and Jane Ann Kelly, who is a minor fourteen years of age.

7. Attached to this Petition is the written consent of the said Robert M. Armagast and Margaret Elizabeth Mecklenburg, that the said property be sold as directed by the said will and in accordance with the prayer of this Petition.

8. It is to the best interest of all of the parties interested in this proceeding that the property described in this Petition be sold in the manner described herein for the purposes outlined by the said Clara L. Jones in her said Last Will and Testament.

9. The said Millicent Armagast is the same person as Millicent L. Armagast and the said Miriam Kelly is the same person as Miriam L. Kelly.

#### PRAYER FOR PROCESS

Petitioners pray that the Court will take jurisdiction of the cause made by this Petition and will appoint and set a day to hear and determine same; that due and legal notice of the time set for hearing the said Petition be given to all necessary and proper parties in the form and manner prescribed by law and that a Guardian Ad Litem be appointed to represent the said minors in the event no Guardian Ad Litem is nominated by them.

#### PRAYER FOR RELIEF

Petitioners further pray that this cause be referred to the Register of this Honorable Court with direction that after giving notice to the Guardian Ad Litem for the said minors and to such other persons as the Court may require, he hold a reference and report to this Court whether it will be beneficial to all of the parties interested in the Estate of the said Clara L. Jones to sell the property described in this Petition at private sale as outlined herein and whether the property described in this Petition

should be sold at private sale as outlined herein for the purposes provided in and by the said Last Will and Testament of the said Clara L. Jones. Petitioners further pray that upon the coming in of the Report of the Register that the Court will make and enter a proper decree ordering and directing Petitioners, upon full payment of the purchase price for the said property, to execute and deliver a proper conveyance to the purchaser conveying the said property to her at private sale as outlined in this Petition. Petitioners further pray that such other orders may be made and decrees rendered as may be requisite and proper in the premises.

Respectfully submitted,

*Wm. L. Jones*      *L. A.*      *H*

should be sold at private sale as outlined herein for the purposes provided in and by the said Last Will and Testament of the said Clara L. Jones. Petitioners further pray that upon the coming in of the Report of the Register that the Court will make and enter a proper decree ordering and directing Petitioners, upon full payment of the purchase price for the said property, to execute and deliver a proper conveyance to the purchaser conveying the said property to her at private sale as outlined in this Petition. Petitioners further pray that such other orders may be made and decrees rendered as may be requisite and proper in the premises.

Respectfully submitted,

*M. L. L. A.*

*L*



STATE OF MARYLAND

St. Marys COUNTY

I, James E. McDonald, a Lieutenant U.S.N.R.  
a Commissioned Officer in the United States Navy, do hereby certify  
that Robert M. Armagast, a Member of the Naval Forces of the United  
States, whose name is signed to the foregoing instrument, and who is  
known to me, acknowledged before me on this day that, being informed  
of the contents of the instrument, he executed the same voluntarily  
on the day the same bears date.

Given under my hand and official seal on this the 26<sup>th</sup> day  
of February, 1944.

James E. McDonald  
Lieutenant U.S.N.R.  
A Commissioned Officer in the United States  
Navy.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER \_\_\_\_.

NOMINATION OF GUARDIAN AD LITEM

The undersigned, Alice Miriam Kelly and Jane Ann Kelly, minors over fourteen years of age, respectfully represent that they are intersted in this proceeding and are advised that is is necessary to choose a Guardian Ad Litem. Your Petitioners therefore beg leave to nominate to the Court for their Guardian Ad Litem, Mr. W. H. Hawkins, and ask that he may be duly appointed.

Alice Miriam Kelly (SEAL)

Jane Ann Kelly (SEAL)

STATE OF NORTH CAROLINA

DURHAM COUNTY

I, Louise Murray Keir, a Notary Public, within and for said County in said State, hereby certify that Alice Miriam Kelly, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 24 day of February, 1944.

my comm. expires 2/16/45

Affix Seal.

(Mrs) Louise Murray Keir  
Notary Public, Durham County, North Carolina.

STATE OF ALABAMA

PIKE COUNTY

I, L D Rose, a Notary Public, within and for said County in said State, hereby certify that Jane Ann Kelly, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 26 day of February, 1944.

L D Rose  
Notary Public, Pike County, Alabama.

Affix Seal.

My Commission Expires Feb. 17 1945

C  
O  
P  
Y

ORDER

STATE OF ALABAMA

BALDWIN COUNTY

The foregoing Petition having been presented to me on this date and it appearing from the said Petition that the administration of the said Estate of Clara L. Jones, Deceased can be better handled in the Circuit Court of Baldwin County, Alabama, Sitting in Equity, because of its broader powers, than in the Probate Court, Baldwin County, Alabama, IT IS THEREFORE Ordered, Adjudged and Decreed by the Court that the administration of the Estate of Clara L. Jones, Deceased be, and it is hereby transferred from the Probate Court of Baldwin County, Alabama, to the Circuit Court of Baldwin County, Alabama, Sitting in Equity.

ORDERED, ADJUDGED AND DECREED on this the 29th day of November, 1943.

F. W. Hare

Judge

I, R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the 29th day of November, 1943.

REGISTER of CIRCUIT COURT  
IN EQUITY.

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Petitioners, Milicent Armagast and Miriam Kelly, who are each over twenty-one years of age, respectfully represent unto the Court and your Honor as follows:

1. That they have been named Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, whose Last Will and Testament has been admitted to probate and record in and by the Probate Court of Baldwin County, Alabama, where the said estate is now pending, have qualified and are now acting as such Administratrices.

2. In the opinion of said Petitioners the administration of the said estate can be better handled in the Circuit Court of Baldwin County, Alabama, Sitting in Equity, because of the broader powers of the said Equity Court than in the Probate Court of Baldwin County, Alabama:

WHEREFORE, Petitioners pray that the Court will make and enter a proper order or Decree removing the administration of the said Estate from the Probate Court of Baldwin County, Alabama to the Circuit Court of Baldwin County, Alabama, Sitting in Equity.

Milicent Armagast  
Miriam Kelly

STATE OF ALABAMA |  
PIKE COUNTY |

Before me, the undersigned authority within and for said County in said State, personally appeared Milicent Armagast and Miriam Kelly, who, after being by me first duly and legally sworn, depose and say: That they have read over the foregoing Petition and that the facts stated therein are true.

Milicent Armagast  
Miriam Kelly

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

REPORT

Now come Millicent Armagast and Miriam Kelly, as Administratrices of the Estate of Clara L. Jones, Deceased, and report to the Court as follows:

1. That they have, as authorized in the Court's Decree rendered in this cause and dated April 26, 1944, sold Lot Numbered Four (4) in Block Numbered One Hundred Twenty-four (124) in the Hand Land Company's Addition to the Town of Bay Minette, Alabama to Myra L. Jones at private sale for the sum of Thirty-four Hundred Dollars (\$3400.00) cash.

2. That they have made, executed and delivered a proper deed to Myra L. Jones conveying the above described property.

WHEREFORE, Petitioners pray that a proper Decree be made and entered confirming their said actions. Petitioners further pray that such other orders may be made and decrees rendered as may be requisite and proper in the premises.

Millicent Armagast  
Miriam Kelly

Sworn to and subscribed before me  
on this the 1st day of May, 1944.

Mrs. Flora Eaton

Notary Public, Pike County, Alabama.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

NOTICE OF APPOINTMENT, ACCEPTANCE AND ANSWER OF  
GUARDIAN AD LITEM

TO W. H. HAWKINS, ESQUIRE:

You are hereby notified that by an order made by the Register of this Court on this date you were appointed as Guardian Ad Litem for Alice Miriam Kelly and Jane Ann Kelly, minors over fourteen years of age, to represent them and protect their interest in connection with the matters alleged in a petition filed in this cause by the Administratrices of the said Estate to sell and convey certain real property.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Court on this the 3rd day of April, 1944.



Register.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby accept the appointment as Guardian Ad Litem for Alice Miriam Kelly and Jane Ann Kelly, minors over fourteen years of age, to represent and protect their interest in connection with the matters alleged in the Petition filed in this cause by the Administratrices of the said estate for authority to sell real property at private sale and as such Guardian Ad Litem do hereby deny each and all of the allegations of the said Petition and demand strict proof of same.

WITNESS my hand this 3rd day of April, 1944.



As Guardian Ad Litem for Alice Miriam  
Kelly and Jane Ann Kelly.

I hereby waive notice of the reference ordered held in  
this cause.

Dated this 3rd day of April, 1944.



As Guardian Ad Litem for Alice Miriam  
Kelly and Jane Ann Kelly.

ESTATE OF

CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

NOTE OF TESTIMONY

This cause is submitted on behalf of the Petitioners upon the following:

1. Petition for Sale of Lands filed herein on April 1, 1944.
2. The Acceptance of Service and Waiver of Notice of Robert M. Armagast and Margaret Elizabeth Mecklenburg.
3. The Answer of the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church of the United States, a Kentucky Corporation.
4. The nomination by Alice Miriam Kelly and Jane Ann Kelly of W. H. Hawkins, as Guardian Ad Litem.
5. The Appointment, Acceptance, Answer and Waiver of Notice of Reference of W. H. Hawkins as such Guardian Ad Litem.
6. Decree Ordering Reference dated April 12, 1944.
7. The Testimony of S. F. Holmes and E. S. Tunstall, taken orally on Reference.
8. Register's Report on Reference.

Dated this 25th day of April, 1944.



Register.



Solicitor for Petitioners

ESTATE OF  
CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

NOTE OF TESTIMONY ON REFERENCE

This cause is submitted on reference on behalf of the  
Petitioners upon the following:

1. Petition for Sale of Lands filed herein on April  
1, 1944.
2. The Acceptance of Service and Waiver of Notice of  
Robert M. Armagast and Margaret Elizabeth Meckenburg.
3. The Answer of the Executive Committee of Christian  
Education and Ministerial Relief of the Presbyterian Church of the  
United States, a Kentucky Corporation.
4. The nomination by Alice Miriam Kelly and Jane Ann  
Kelly of W. H. Hawkins, as Guardian Ad Litem.
5. The Appointment, Acceptance, Answer and Waiver of  
Notice of Reference of W. H. Hawkins as such Guardian Ad Litem.
6. Decree Ordering Reference dated April 12, 1944.
7. The Testimony of S. F. Holmes and E. S. Tunstall,  
taken orally on Reference.

Dated this 18th day of April, 1944.

R. D. DeLoach  
Register.

J. B. Blackburn  
Solicitor for Petitioners.



ESTATE OF  
CLARA L. JONES,  
Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

DECREE

This cause coming on to be heard on this date is submitted for a Decree on the Petition for Sale of Lands filed herein on April 1, 1944, the Acceptance of Service and Waiver of Notice of Robert M. Armagast and Margaret Elizabeth Mecklenburg, the Answer of the Executive Committee of Christian Education and Ministerial Relief of the Presbyterian Church of the United States, a Kentucky Corporation, the Nomination by Alice Miriam Kelly and Jane Ann Kelly of W. H. Hawkins, as Guardian Ad Litem, the Appointment, Acceptance, Answer and Waiver of Notice of Reference of W. H. Hawkins, as such Guardian Ad Litem, Decree Ordering Reference dated April 12, 1944, the Register's Report on Reference and Testimony as noted by the Register, upon consideration of all of which the Court is of the opinion that the Petitioners, Millicent Armagast and Miriam Kelly, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, are entitled to the relief prayed for by them in the said Petition, WHEREUPON, it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the Register's Report on Reference filed in this cause on April 20, 1944 be and it is hereby in all respects ratified and fully confirmed.

2. It is to the best interest of all of the parties interested in this proceeding that Petitioners, Millicent Armagast and Miriam Kelly, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, be authorized, and empowered to sell the property described in the petition filed by them in this cause, namely, Lot Numbered Four (4) in Block One Hundred Twenty-four (124) in the Hand Land Company's Addition to the Town of

Bay Minette, Alabama to Myra L. Jones at private sale for the sum of Thirty-four Hundred Dollars (\$3400.00) cash, free of and from all liens and encumbrances except taxes subsequent to 1943, and the said sum being in the opinion of the Court the fair and reasonable market value of the said property and improvements thereon; the said Petitioners, as Administratrices Cum Testamento Annexo of the Estate of Clara L. Jones, Deceased, be and they are hereby fully authorized, empowered, instructed and directed to sell the said property to Myra L. Jones for the said price of Thirty-four Hundred Dollars (\$3400.00) and to make, execute and deliver proper conveyances therefor.

3. Petitioners shall, after selling and conveying the said property and making conveyance therefor, report their actions in the said matter to this Court.

4. The Register of this Court shall file a certified copy of this Decree for record in the office of the Judge of Probate of Baldwin County, Alabama and tax the costs thereof as a part of the costs of this proceeding.

5. Jurisdiction of this cause is reserved for such other, and further orders and decrees which may be requisite and proper in the premises.

Ordered, Adjudged and Decreed this 26<sup>th</sup> day of April, 1944.

A. W. Hare  
Judge.

NOMINATION OF GUARDIAN AD  
LITEM

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

Filed on this the 1st day of April,  
1944.

*Robb*  
Register.

REPORT  
ESTATE OF  
CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NUMBER 1031.

NOTICE OF APPOINTMENT, ACCEPT-  
ANCE AND ANSWER OF GUARDIAN AD  
LITEM.

ESTATE OF

CLARA L. JONES, Deceased.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.

*Filed April 3rd  
1944*

*R. D. Deek  
Register*

NOTE OF TESTIMONY

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1031.

*Filed April 25<sup>th</sup>  
1944.*

*R. H. H. H. H.  
Register.*

NOTE OF TESTIMONY ON REFERENCE

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY. NUMBER 1031.

Filed April 18,  
1944

*Blanch  
K. Jones*

DECREE

ESTATE OF

CLARA L. JONES, Deceased

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.      NUMBER 1031.



\$ 300.00

BAY MINETTE, ALA

ON THE 13 DAY OF May 1938, I, WE, OR EITHER

THE ORDER OF BALDWIN COUNTY BANK, OF BAY MINETTE, ALA

\*\*\* Three Hundred & 00/100 \*\*\*

for value received, in lawful money of the United States of America:

NEGOTIABLE AND PAYABLE AT BALDWIN COUNTY BANK, B.

The parties to this instrument, whether maker, endorser, surety, or guarantor, each for himself, hereby severally all rights of exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally securing or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be co-maker, endorser, surety or guarantor of this note severally waives demand, presentment, protest, notice of protest, hold them and they agree that time of payment may be extended without notice to them of such extension. They are authorized to apply on or after maturity to the payment of this debt any funds in said bank belonging to the maker of them. All suits for the collection of this note may be prosecuted in any county in this State that the payee or

Witness \_\_\_\_\_ hand and seal the day above given.

H. L. JO

Attest: \_\_\_\_\_

Clara L.

Attest: \_\_\_\_\_

Each and every endorser of this note hereby waives all right of exemption of property from levy and sale under execution, or other process for the collection of debts, as provided for in the Constitution and Laws of the State of Alabama, or any other State in the United States of America, and it is hereby agreed by each endorser hereof that he shall pay all costs of collecting this note after failure to pay when same becomes due under the terms hereof, including a reasonable attorney's fee for all services rendered in any way in any suit against any endorser, or in collecting or attempting to collect, or in securing or attempting to secure this debt, and they agree that time of payment may be extended without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor, or any one of them. Each and every endorser of this note hereby waives demand, protest and notice of protest, and all requirements necessary to hold them as endorsers.

.....(Seal)

.....(Seal)

.....(Seal)

5-13-38	50.00	250.00
7-15-38	40.00	210.00
9-15-38	35.00	175.00

5-13-	3.45	7-13
7-15-	2.90	9-13
9-15	2.38	11-13
12-16	2.38	1-13
1-17	2.38	3-13
3-15-	2.41	5-13
5-23	2.41	7-13-39