

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

2592
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

PETITION FOR AUTHORITY TO SELL TIMBER AT PRIVATE SALE
TO THE HONORABLE TELFAIR J. MASNBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Petitioner, Edna Earle, who is over twenty-one years
of age and a resident of Baldwin County, Alabama, respectfully rep-
resents unto the Court and your Honor as follows:

1. She was heretofore appointed, qualified and is now act-
ing as Executrix of and under the Last Will and Testament of the
said decedent. The said Last Will and Testament of the said de-
cedent was admitted to probate and record in and by the Probate
Court of Baldwin County, Alabama and, thereafter, the administra-
tion of this estate was removed from the Probate Court of Baldwin
County, Alabama to this court, where it is now pending.

2. Among the assets of the said estate is a substantial
amount of ash, gum, oak and pine timber situated on lands belonging
to the said estate, which should now be cut and removed. The land
on which the said timber is situated, which land is also an asset of
this estate, is the following described real property situated in
Baldwin County, Alabama, to-wit:

West Half of Southeast Quarter;
East Half of Southwest Quarter, Section 5.

North Half of Southeast Quarter;
Southeast Quarter of Northwest Quarter;
Northwest Quarter of Northwest Quarter;
East Half of Northeast Quarter of Southwest Quarter,
Section 9.

West Half of Northwest Quarter, Section 26.

East Half, EXCEPT 4.2 acres owned by Department of
Conservation, Section 27.

All in Township 3 North, Range 3 East.

All of the said ash, oak and gum timber has reached its full
growth and if it is not cut and removed within the near future, it
will deteriorate in value. Some of the said pine timber has been
worked for turpentine purposes and can no longer be profitably
worked for this purpose and should be cut and removed within the

immediate future before it deteriorates in value , and part of the said pine timber is situated in areas where the stand or growth of timber is now too thick, so that it should be selectively cut and should be thinned so that the remaining timber will grow properly. The said timber can be sold to the best advantage of all persons interested herein at private sale or sales in one or more lots for cash, or at private sale or sales for cash at a stipulated price per thousand to be paid when the timber is cut and removed. Petitioner alleges that it is to the best interest of the said estate and to all persons interested herein that she be authorized to sell and convey the said timber in the manner set out above, and to make, execute and deliver proper conveyance or conveyances thereof.

3. The Last Will and Testament of the said decedent does not authorize Petitioner, as said Executrix, to sell and convey the said timber, but it does not prevent a sale thereof in any way or manner.

4. The heirs of the said decedent and the devisees and legatees named in the Last Will and Testament of the said decedent are as follows: Your Petitioner, the widow; James M. Earle, a son, and Young Charles Earle, Jr., a son. All of the said parties are residents of Baldwin County, Alabama and over twenty-one years of age, except Young Charles Earle, Jr., who is a minor sixteen years of age. The said Young Charles Earle, Jr., has no legal guardian and resides with and is in the custody of Petitioner, who is his mother. The said Edna Earle and the said James M. Earle have, by written instrument hereto attached and made a part hereof, waived notice of the filing of this petition and of the date set for hearing same and have consented and agreed that the prayer of this said petition be granted.

WHEREFORE, Petitioner prays that the Court will take jurisdiction of this petition, appoint and set a day to hear it, give notice of the filing of this petition and of the date set for hearing same to Young Charles Earle, Jr., in the form and manner prescribed by law and appoint a Guardian ad Litem to represent the said minor in the said proceeding.

Petitioner further prays that on the date set for hearing the said petition that the Court will make and enter a proper order or decree authorizing her, as said Executrix, to sell and convey the above described timber at private sale for cash and in the manner outlined above. Petitioner further prays that such other orders be made and decrees rendered as may be requisite and proper in the premises.

Edna Earle

As Executrix of and under the Last Will
and Testament of Young Charles Earle,
Deceased.

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

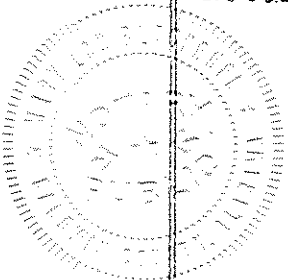
Before me, the undersigned authority, within and for said County in said State, personally appeared EDNA EARLE, who, after being by me first duly and legally sworn, deposes and says: That she has read over the foregoing petition and that the facts contained therein are true.

Edna Earle

Sworn to and subscribed before me on
this the 18th day of July, 1952.

Mary Lou Blackburn

Notary Public, Baldwin County, Alabama.



STATE OF ALABAMA)
*
BALDWIN COUNTY)

We, the undersigned Edna Earle, the widow, and James M. Earle, a son of Young Charles Earle, Deceased, do each hereby waive notice of the filing of the foregoing petition and of the date set for hearing same.

We and each of us admit the allegations of the said petition and consent and agree that a decree be rendered in accordance with the prayer of the said petition.

Edna Earle

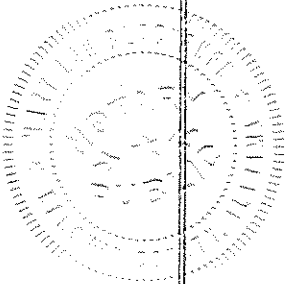
James M. Earle

STATE OF ALABAMA)
*
BALDWIN COUNTY)

I, Mary Lou Blackburn, a Notary Public, within and for said County in said State, hereby certify that Edna Earle and James M. Earle, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 18th day of July, 1952.

Mary Lou Blackburn
Notary Public, Baldwin County, Alabama.



ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

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

DECREE AUTHORIZING ORAL EXAMINATION OF WITNESSES

In this cause the Petitioner having filed her written request that the testimony of herself and her witnesses, namely: James M. Earle and D. O. Hall, be taken in open court orally in the manner provided by Equity Rule Number 56, as amended, it is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that the testimony of the said witnesses be taken orally on July 28, 1952, in the manner provided by Equity Rule Number 56, as amended.

ORDERED, ADJUDGED AND DECREED on this the 28th day of July, 1952.

Julius J. Madubury, Jr.
Judge.

DECREE AUTHORIZING ORAL EXAM-
INATION OF WITNESSES.

ESTATE OF

YOUNG CHARLES EARLE, DECEASED.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed 7-28-52
Cliff J. J. J.
Cliff

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

) IN THE CIRCUIT COURT OF
)
) BALDWIN COUNTY, ALABAMA
)
) IN EQUITY. NO.-----

REQUEST FOR ORAL EXAMINATION OF WITNESSES

Now comes the Petitioner, Edna Earle, by her Solicitor,
and files this her written request that the Court take the testimony
of Petitioner and her witnesses, namely: James M. Earle and D. O.
Hall, in open court on July 28, 1952, orally in the manner provided
by Equity Rule Number 56, as amended.

Dated this 28th day of July, 1952.

J. B. Blackburn
Solicitor for Petitioner.

REQUEST FOR ORAL EXAMINATION OF
WITNESSES.

ESTATE OF

YOUNG CHARLES EARLE, DECEASED.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

*Filed 7-26-52
Ruefrenck
Reg.*

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED

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

DECREE ON FINAL SETTLEMENT

This cause coming on again to be heard on this date is submitted for a decree finally settling this estate on the verified petition of Edna Earle, the Executrix of and under the Last Will and Testament of the said decedent; the acceptance of service, waiver of accounting and consent that this estate be settled by consent without notice in the manner provided by Title 61, Section 301 of the 1940 Code of Alabama, as amended, attached to and made a part of the said petition and signed by Edna Earle, Charles Earle, Jr., who is the same person as Young Charles Earle, and James M. Earle; from all of which it appears that more than six months have expired since the Last Will and Testament of the said decedent was admitted to probate and record; that all legal charges against the said estate have been paid; that Edna Earle, Charles Earle, Jr., or Young Charles Earle, and James M. Earle are the only persons interested in this estate and that it is now ready for final settlement. It further appears to the court that all court costs incurred in connection with the administration of the said estate have been paid, upon consideration of all of which, it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. This said estate shall be and it is hereby fully and finally settled without an accounting by consent and without notice in the manner provided by Title 61, Section 301 of the 1940 Code of Alabama, as amended, and Edna Earle, as executrix of the said estate, shall be and she is hereby relieved of and discharged from all other and further liability because of the administration of this said estate.

2. It is further ordered that all proceedings in this matter be recorded in the minutes of this court.

ORDERED, ADJUDGED AND DECREED on this the 23 day of March, 1954.

Hubert M. Hare
Judge

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

This cause coming on to be heard on this date is submitted on the Petition of Edna Earle, Executrix of and under the Last Will and Testament of Young Charles Earle, deceased, to remove the administration of this Estate from the Probate Court of Baldwin County, Alabama, to the Circuit Court of Baldwin County, Alabama, in Equity, upon consideration of all of which, it is, therefore, Ordered, Adjudged and Decreed by the Court as follows:

2. The Register of this Court shall deliver a copy of this Decree to the Probate Court of Baldwin County, Alabama, as soon as possible.

Tufair J. Masbury Jr.
Judge.

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

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

NOMINATION BY MINOR OF GUARDIAN AD LITEM

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

The undersigned Young Charles Earle, Jr., respectfully represents that he is a minor over the age of fifteen years and a resident of Baldwin County, Alabama; that he is one of the devisees and legatees named in the Last Will and Testament of Young Charles Earle, Deceased, who was his father, and has been served with process in connection with a petition filed by Edna Earle, Executrix of and under the Last Will and Testament of the said decedent, to sell certain timber at private sale, and is advised that he should nominate a Guardian ad Litem to represent him and protect his interest in the said proceeding.

Your Petitioner, therefore, begs leave to nominate to your Honor for his Guardian ad Litem W. C. Beebe an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama.

Dated this 18th day of July, 1952.

Young Charles Earle Jr.

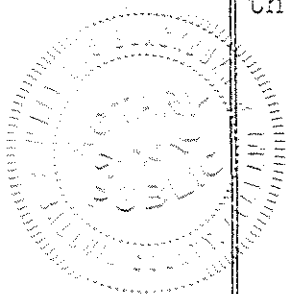
STATE OF ALABAMA)
*
BALDWIN COUNTY)

I, Mary Lou Blackburn, a Notary Public, with in and for said County in said State, do hereby certify that Young Charles Earle, Jr., a minor over the age of fifteen years and who is known to me, appeared before me on this day and, having read the foregoing petition by him subscribed, acknowledged to me that he voluntarily signed and preferred the said petition to the Judge of the Circuit Court of Baldwin County, Alabama, in Equity.

Given under my hand this 18th day of July, 1952.

Mary Lou Blackburn

Notary Public, Baldwin County, Alabama



ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

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

NOTICE OF APPOINTMENT OF GUARDIAN AD LITEM

TO: W. C. Beebe:

You are hereby notified that you have been appointed as Guardian Ad Litem for Young Charles Earle, Jr., a minor over fifteen years of age, to represent him and to protect his interests in connection with a petition that has been filed in this cause by Edna Earle, as Executrix of the Last Will and Testament of Young Charles Earle, Deceased.

Dated this 28th day of July, 1952.

Reece J. Smith
Register.

ANSWER

I, the undersigned, having been appointed as Guardian Ad Litem to represent Young Charles Earle, Jr., a minor, to represent him and to protect his interests in connection with a petition which has been filed in this cause by Edna Earle, as Executrix of the Last Will and Testament of Young Charles Earle, Deceased, to sell certain timber at private sale, do hereby accept said appointment, and for answer to the said petition I deny each and all of the allegations thereof and demand strict proof of same.

Respectfully submitted,

W. C. Beebe
As Guardian Ad Litem for Young Charles Earle, a minor.

NOTICE OF APPOINTMENT OF GUARD-
IAN AD LITEM; ANSWER OF GUARDIAN
AD LITEM.

ESTATE OF
YOUNG CHARLES EARLE, DECEASED.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed July 28, 1952
Wm. H. French
Register

RECEIVED JULY 28 1952

CLERK OF COURT

BALDWIN COUNTY, ALABAMA

RECEIVED JULY 28 1952

CLERK OF COURT

BALDWIN COUNTY, ALABAMA

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BALDWIN COUNTY, ALABAMA

RECEIVED JULY 28 1952

CLERK OF COURT

BALDWIN COUNTY, ALABAMA

YOUNG CHARLES EARLE,
DECEASED.

IN EQUITY

DECREE APPOINTING A GUARDIAN AD LITEM

In this cause it appears to the Court that Young Charles Earle, Jr., a minor over fifteen years of age, has filed in this cause a written instrument in which and by which he nominates W. C. Beebe, an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama, as Guardian Ad Litem for him to represent him and protect his interests in connection with a petition which has been filed in this cause on this date by Edna Earle, Executrix of the Last Will and Testament of the said decedent, to sell certain timber at private sale, and it further appearing to the Court that the said W. C. Beebe is in all respects a fit and proper person to be appointed as Guardian Ad Litem to represent the said minor in said cause, upon consideration of all of which, it is, therefore, ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. W. C. Beebe, an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama, shall be and he is hereby appointed as Guardian Ad Litem to represent the said minor, Young Charles Earle, Jr., and to protect his interests in connection with the filing of the said petition and the hearing to be had thereon.

ORDERED, ADJUDGED AND DECREED by the Court on this the 28th day of July, 1952.

Julian G. Mashburn, Jr.
Judge.

DECREE APPOINTING A GUARDIAN AD LITEM.

ESTATE OF
YOUNG CHARLES EARLE, DECEASED.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED

JUL 28 1952

ALICE J. DUCK, Registrar

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED

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

PETITION FOR FINAL SETTLEMENT

Your Petitioner, Edna Earle, 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. The Last Will and Testament of the said decedent was admitted to probate and record in and by the Probate Court of Baldwin County, Alabama, on, to-wit, November 13, 1950, at which time Letters Testamentary were issued to Petitioner. Since the said date she has handled the affairs of the said estate to the best of her ability and has not used any of the funds or assets thereof for her own benefit, either directly or indirectly. All legal charges against the said estate have been paid in full. More than six months have expired since the Last Will and Testament of the said decedent was admitted to probate and record and since Letters Testamentary were issued to Petitioner. There is no need for continuing the administration of the said estate and it should now be fully and finally settled.

2. After the Last Will and Testament of the said decedent was admitted to probate and record in and by the Probate Court of Baldwin County, Alabama, the administration of the said estate was removed to this court, where it is now pending.

3. The only persons interested in this said estate are the devisees and legatees named in the Last Will and Testament of the said decedent, who are Edna Earle, widow of the said decedent, James M. Earle, a son of the said decedent, and Young Charles Earle, a son of the said decedent. The said Edna Earle and James M. Earle are each over twenty-one years of age and of sound mind. The said Young Charles Earle is a minor over eighteen years of age and of sound mind, whose disabilities of non-age have been removed by a decree of the Circuit Court of Baldwin County, Alabama, in Equity. All of the said parties have, by written instruments hereto attached

and made a part hereof as though fully incorporated herein, waived an accounting by Petitioner, as said executrix, and have waived notice and consented and agreed that this estate be settled by consent without notice in the manner provided by Title 61, Section 301 of the 1940 Code of Alabama, as amended.

WHEREFORE, Petitioner prays that the court will take jurisdiction of this petition and make and enter a decree fully and finally settling this estate by consent without notice in the manner provided by Title 61, Section 301 of the 1940 Code of Alabama, as amended.

WHEREFORE, Petitioner prays that the court will take jurisdiction of this petition and make and enter a decree fully and finally settling this estate by consent without notice in the manner provided by Title 61, Section 301 of the 1940 Code of Alabama, as amended.

Edna Earle
Petitioner

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Edna Earle, who, after being by me first duly and legally sworn, deposes and says: That she has read over the foregoing petition and that the facts stated therein are true.

Edna Earle

Sworn to and subscribed before me on
this the 16th day of March, 1954.

Sam R. Dean
Notary Public, Baldwin County, Alabama.

STATE OF ALABAMA)
*
BALDWIN COUNTY)

We, the undersigned Edna Earle and Young Charles Earle, do each hereby waive notice of the filing of the foregoing petition and of the date set for hearing same, do each waive an accounting by the said executrix, and consent and agree that this estate be settled by consent without notice in the manner provided by Title 61, Section 301 of the 1940 Code of Alabama, as amended.

Dated this 16th day of March, 1954.

Edna Earle
Charles Earle Jr.
Young Charles Earle

STATE OF ALABAMA)
*
BALDWIN COUNTY)

I, James R. Owen, a Notary Public, within and for said County in said State, hereby certify that Edna Earle and Young Charles Earle, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 16th day of March, 1954.

James R. Owen
Notary Public, Baldwin County, Alabama.

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

RECEIPT, RELEASE, WAIVER OF NOTICE AND CONSENT TO
FINAL SETTLEMENT.

THAT, WHEREAS, Edna Earle, as Executrix of and under the Last Will and Testament of Young Charles Earle, Deceased, has heretofore made advances to the undersigned James M. Earle to apply on his distributive share in this said estate, and has made payments on account of the said James M. Earle at his request, which payments amount to or exceed the full amount due to the said James M. Earle from the personal estate of the said decedent, and from the proceeds of timber cut from the lands of this said estate under authority of a decree of the Circuit Court of Baldwin County, Alabama, in Equity; and,

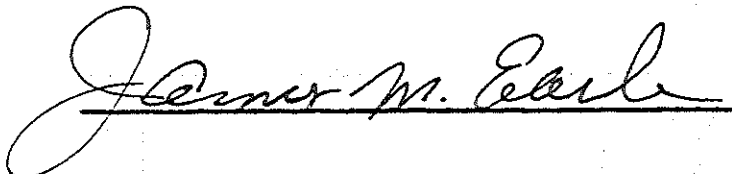
WHEREAS, the said James M. Earle desires to give to the said Edna Earle, as said Executrix, a receipt for his entire distributive share of the said estate coming to him from its personal assets, or from the sale of timber, as aforesaid; to waive notice of final settlement of this said estate, and to consent that this estate be settled without an accounting and without further notice to him:

NOW, THEREFORE, the said James M. Earle, for and in consideration of the said payments made to him, the said payments made for his account, as stated above, and in further consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to him paid by Edna Earle, as Executrix as aforesaid, does hereby acknowledge receipt of all amounts due to him by the said Executrix for his share in the personal estate of the said decedent, and for his share in all timber cut from the lands of the said estate by the said Executrix, which items make up his full distributive share of the said estate.

The said James M. Earle, for and in consideration of the considerations recited above, has and does hereby fully and completely release and discharge the said Edna Earle, as said Executrix, from any claim or claims, cause of action or causes of action, which he has or may have against her, as such Executrix.

The said James M. Earle does hereby waive notice of the filing of a Petition for Final Settlement of this estate, and consents and agrees that it be settled by the said Executrix without an accounting by her, as such Executrix, at any time and in any way or manner which she shall consider proper, without further notice of any kind or nature to him, all of which is hereby expressly waived.

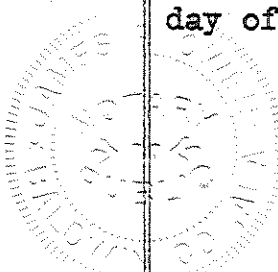
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 15th day of June, 1953.

 (SEAL)

STATE OF ALABAMA)
*
BALDWIN COUNTY)

I, James R. Owen, a Notary Public, within and for said County in said State, hereby certify that James M. Earle, 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 15th day of June, 1953.


James R. Owen
Notary Public, Baldwin County, Alabama.

ESTATE OF
YOUNG CHARLES EARLE, DECEASED.

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

PETITION TO REMOVE ADMINISTRATION FROM
PROBATE COURT TO EQUITY COURT.

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Petitioner, Edna Earle, who is over twenty-one
years of age and a resident of Baldwin County, Alabama, respect-
fully represents unto the Court and your Honor as follows:

1. The Last Will and Testament of the Decedent,
Young Charles Earle, was admitted to probate and record in and by
the Probate Court of Baldwin County, Alabama, on to-wit, the 13th
day of November, 1950, at which time Letters Testamentary there-
under were issued to Petitioner, which Letters are still in full
force and effect.

2. Because of the broader powers of the Circuit
Court of Baldwin County, Alabama, in Equity, the said estate can
be better administered and handled in the Circuit Court of Baldwin
County, Alabama, in Equity, than in the Probate Court of Baldwin
County, Alabama.

WHEREFORE, Petitioner prays that the Court will make
and enter a proper order or decree removing the administration of
this said estate from the Probate Court of Baldwin County, Alabama
to the Circuit Court of Baldwin County, Alabama, Sitting in Equity.
Petitioner further prays that such other orders be made and de-
crees rendered as may be requisite and proper in the premises.

Edna Earle

STATE OF ALABAMA)
BALDWIN COUNTY.)

Before me, the undersigned authority, within and for
said County in said State, personally appeared Edna Earle, who,
after being by me first duly and legally sworn, deposes and says:

That she has read over the foregoing petition and that the facts stated therein are true.

Edna Earle

Sworn to and subscribed before me on
this the 8th day of January, 1951.

J. B. T. Haskins
Notary Public, State of Alabama
at Large.

ESTATE OF

YOUNG CHARLES EARLE,
DECEASED.

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)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

DECREE AUTHORIZING EXECUTRIX TO SELL TIMBER AT
PRIVATE SALE.

This cause coming on to be heard on this date is submitted on the sworn petition of Edna Earle, as Executrix of the Last Will and Testament of the said decedent to sell timber at private sale or sales, to which petition is attached the written acceptance of service and waiver of notice of the said Petitioner, who is the widow of the said decedent, and James M. Earle, who is the son of the said decedent and over twenty-one years of age, the nomination by Young Charles Earle, Jr., a minor over fifteen years of age, of W. C. Beebe as his Guardian Ad Litem to represent him in the said proceeding, the decree of this Court appointing W. C. Beebe as Guardian Ad Litem for the said minor, Young Charles Earle, Jr., the notice of appointment, acceptance and answer of the said Guardian Ad Litem, Petitioner's written request that the testimony in support of the said petition be taken orally, as provided by Equity Rule Number 56, as amended, the decree requiring the testimony of the Petitioner and her witnesses to be taken orally, as provided by Equity Rule Number 56, as amended, and the testimony of the Petitioner and her witnesses; upon consideration of all of which, it appears to the Court that all parties interested in the said proceeding were properly before the Court, that no other or further notice of the filing of the said petition or of the date set for hearing same is required to be given to any other persons, and that the Petitioner is entitled to the relief prayed for by her in the said petition, WHEREUPON, it is, therefore, ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. Edna Earle, as Executrix of the Last Will and Testament of the said decedent, Young Charles Earle, shall be and she is hereby fully and completely authorized and empowered to sell at private sale or sales in one or more lots for cash, or at private sale or sales for cash at the stipulated price per thousand, to be paid when the timber is cut and removed, such ash, oak, gum and

pine timber which, in her opinion, should be cut and removed from the following described real property belonging to the estate of the said decedent, which is the following described real property situated in Baldwin County, Alabama, to-wit:

West Half of Southeast Quarter;
East Half of Southwest Quarter, Section 5.

North Half of Southeast Quarter;
Southeast Quarter of Northwest Quarter;
Northwest Quarter of Northwest Quarter;
East Half of Northeast Quarter of Southwest Quarter,
Section 9.

West Half of Northwest Quarter, Section 26.

East Half, EXCEPT 4.2 acres owned by Department of
Conservation, Section 27.

All in Township 3 North, Range 3 East.

Edna Earle, as Executrix of the Last Will and Testament of the said decedent, is also authorized and empowered to make, execute and deliver proper conveyance or conveyances of all timber sold by her, as provided in this decree.

3. The costs of this proceeding are hereby taxed against Petitioner, as said Executrix, and shall be paid by her from the funds of the said estate in her possession or under her control.

4. The sum of Twenty-five Dollars (\$25.00) shall be and it is hereby fixed as a fee to be paid to W. C. Beebe, as Guardian Ad Litem for Young Charles Earle, Jr., which fee is hereby taxed as a part of the costs of this proceeding.

ORDERED, ADJUDGED AND DECREED on this the 29th day of July, 1952.

Jelfair A. Madlberger, Jr.
Judge.