

In the Name of God, Amen: I, Lee L. James of said County and State in view of the certainty of death and the uncertainty of life do make this my last Will and Testament, revoking hereby all former Wills.

Item first: - I will my body to the ground, whence it came and my spirit to the God who gave it.

Item second: - I will and require that my funeral expenses and all my just debts be paid as soon after my death as practicable and for the purpose if necessary I recommend that to my hereinafter named legatees, devisees, that they agree as to what property of my estate shall be sold to pay said expenses and debts, but if they do not mutually arrange for such payment, I hereby authorize my Executor hereafter named, at private sale to sell enough of my personal estate as shall be sufficient to pay said debt and expenses, said Executor shall decide the necessity of such sale and a purchaser from him shall have a good title.

Item third: - Subject to the payment of my just debts and the expenses of my funeral, I will devise and bequeath to Mary L. Smith, wife of Mark L. Smith, Beatrice C. Leonard, Marcus L. Smith, Edward J. Smith, Warren P. Smith, Nora V. Robinson, Eugene S. Smith, share and share alike all my estate, real personal, mixed and choses in action of everykind and description wheresoever situate, in Alabama or any other State of which I may die, seized or possessed or to which I have at any time of my death, my title or claim in law or in equity each of said legatees or devisees to have an equal share or portion with the other, to be divided equally between or among them as soon as my debts are paid to be decided by my Executor as to the time of distribution, but in no event to be postponed longer than 18 months from the Probate of this Will. If any of said legatees or devisees should die before I do or before he or she has received his or her share, leaving a child or children surviving, such child or children shall have the parents share, but if any of such legatees or devisees shall die before I do or before receiving his or her share, leaving no children or child surviving them, the share of such an one so dying without leaving child or children shall equally divided among the remaining legatees or devisees.

Item fourth: - To execute this Will I nominate and appoint Edward J. Smith, Executor of this Will and I hereby exempt him from giving any Bond or making any return to the Court or any settlement in any Court or before any Officer except to Probate this Will and to file an inventory of my estate, and thereafter I expressly will and devise that he shall make no further returns or proceedings in Court. In the event that Edward J. Smith shall die before I do, or shall after becoming the Executor die, then

from any cause shall fail to act, then I will that Marcus L. Smith, Jr., shall be the Executor of this Will, with like exemptions from giving Bond, making returns to Court, and &c. My Will and desire being that there shall be as little legal expense about my estate as possible.

IN WITNESS WHEREOF, I, Lee L. James hereunto set my hand and seal and declare this to be my last Will and Testament. June 14th, 1893.

L. L. James, (L. S.)

In presence of the undersigned, who signed as witnesses:

J. A. Johnson,
G. N. Croft, Not. Public and Ex. J. P.
J. H. Harkins.

The State of Alabama - Chambers County.

I, Lloyd Robertson, Judge of the Court of Probate in and for said State and County do hereby certify that the within instrument of writing of L. L. James, deceased, was duly probated in said Probate Court and duly recorded together with the proof thereof. IN WITNESS WHEREOF, I have this day set my hand and seal of office, this 19th day of July, 1893.

Lloyd Robertson, Judge of Probate.

The State of Alabama, - Chambers County.

I, A. J. Driver, Judge of Probate in and for the said County and State hereby certify that the foregoing and above is a true and correct copy of a Will of L. L. James, deceased, together with the Certificate of the Probate of same in the Probate Court of said County and State, as the same appears of record as shown by Will Record, Volume 3, Pages 634, 635 and 636 of the Records of Chambers County.

Given under my hand and seal of the said Probate Court, this the 11th day of January, 1906.

A. J. Driver, Jr., Judge of Probate.

North Carolina, - Catawba County.

The foregoing copy of the Will of L. L. James, deceased, also the Certificates of the Probate Judge for Chambers County, State of Alabama, and his official seal attached, having been exhibited before me, it is adjudged to be correct. Let the instrument, with the certificate, be recorded and filed, in the file of Wills.

This March 2nd, 1906.

L. H. Phillips, C. S. C.