37403

GEORGIA, MUSCOGEE COUNTY
PROBATE COURT
FILED IN OFFICE OF
PROBATE COURT
MAR 28 2003
CLERK
PROBATE COURT

PETITION TO PROBATE WILL IN SOLEMN FORM

GEORGIA, MUSCOGEE COUNTY.

To The Honorable Judge of Probate Court:

The petition of BARBARA JEAN BAKER McCREARY, whose address is 3046 Forest Hill Drive, Columbus, Muscogee County, Georgia 31907, respectfully shows to the Court:

1.

On November 23, 2002, FRANCES CLAYBROOKS JONES, whose place of domicile was 4506 Mill Place Court, Columbus, Muscogee County , Georgia 31907, and whose legal residence was, 4506 Mill Place Court, Columbus, Muscogee County, Georgia 31907, departed this life owning property in ~~Georgia.~~ Tennessee.

2.

While alive, decedent duly made and published a Last Will and Testament dated December 30, 1983, (the original of which has been lost or misplaced) which is herewith offered for probate in Solemn Form. Your Petitioner was named as Executrix.

3.

Listed below are all of decedent's heirs at law, with the age, address and relationship to deceased set opposite the name of each.

NAME	AGE	ADDRESS	RELATIONSHIP
Barbara J. ~~McCreatly~~ McCreary	Sui Juris	3046 Forest Hill Drive Columbus, Georgia 31907	Niece

Frances Claybrooks Jones was the daughter of Onnie Claybrooks and Emma Talley Claybrooks who predeceased her. She had one sister, Jessie M. Davis who deceased on August 26, 1983, leaving no child or children; and, one brother, Leon "Bill" Claybrooks who deceased in the mid 1970's, leaving no child or children. Frances Claybrooks Jones was married to Hubert Jones who

Davidson County WILL
Recvd: 06/16/03 09:28 26pgs
Fees:132.00 Taxes:0.00
20030616-0082233

PICK-UP

139.

deceased on June 24, 1974, and they had no children and adopted no children during their marriage. Frances Claybrooks Jones never remarried after the death of Hubert Jones.

4.

To the knowledge of the petitioners, no other proceedings with respect to this estate are pending, or have been completed, in any other probate court in this state.

WHEREFORE, Petitioner prays leave to prove said Will in Solemn Form, that due and legal notice be given as the law requires, that said Will be admitted to record on proper proof, that Letters Testamentary issue, and that this Court order such other relief as may be proper under the circumstances.

Robert G. Jones, III
Attorney for Petitioner
823 Second Avenue
Columbus, Georgia 31901
(706) 324-1975

GEORGIA, MUSCOGEE COUNTY

Personally appeared before me the undersigned petitioner who on oath state that the facts set forth in the foregoing application are true.

Barbara Jean Baker McCready, Petitioner
3046 Forest Hill Drive
Columbus, Georgia 31907
(706) 569-5183

Sworn to and subscribed before me,
this 31st day of January, 2003.

Notary Public/Clerk of Court

VIRGINIA L. MURPHY
-NOTARY PUBLIC-OFFICIAL SEAL-
Muscogee County, Georgia
My Commission Expires 10/27/2004

140.

ACKNOWLEDGEMENT OF SERVICE,
ASSENT TO PROBATE INSTANTER

GEORGIA, MUSCOGEE COUNTY.

IN RE: PETITTION OF BARBARA JEAN BAKER McCREARY TO PROBATE THE WILL OF FRANCES CLAYBROOKS JONES, DECEASED, IN SOLEMN FORM

(I)(We) the undersigned being over the age of 18 years, laboring under no legal disabilities and being the heirs at law of the above-named deceased, hereby acknowledge service of the petition to probate said will in Solemn Form and notice, and hereby assent to the probate of said will in solemn form, without further delay.

SIGNATURE OF HEIRS

Barbara Jean Baker McCreary

Barbara Jean Baker McCreary

Sworn to and subscribed before me,

this 31st day of January, 2003

Virginia L. Murphy

Notary Public/Clerk of Probate Court

VIRGINIA L. MURPHY
-NOTARY PUBLIC-OFFICIAL SEAL-
Muscogee County, Georgia
My Commission Expires 10/27/2004

IN THE PROBATE COURT OF MUSCOGEE COUNTY, GEORGIA

IN RE: ESTATE OF FRANCES CLAYBROOKS JONES, DECEASED,

BARBARA JEAN BAKER McCREARY PETITIONER,

CASE NO. 37403

GEORGIA, MUSCOGEE COUNTY
PROBATE COURT
FILED IN OFFICE OF
PROBATE COURT

APR 3 2003

CLERK
PROBATE COURT

AMENDMENT TO PETITION TO PROBATE WILL IN SOLEMN FORM

GEORGIA, MUSCOGEE COUNTY.

WHEREAS, under date of March 20, 2003, Petitioner BARBARA JEAN BAKER McCREARY, filed her petition to probate the Last Will and Testament of the decedent, FRANCES CLAYBROOKS JONES, same being sytled as Case No. 37403; and,

WHEREAS, Petitioner desires to amend her original petition by striking in its entirety Paragraph Three of said petition; and in lieu thereof shows the following:

"3.

Listed below are all of decedent's heirs at law, with the age, address and relationship to the deceased set opposite the name of each.

NAME	AGE	ADDRESS	RELATIONSHIP
ALLIE DAVIS	Sui Juris	3046 Forest Hill Drive Columbus, GA 31907	First Cousin

Frances Claybrooks Jones was the daughter of Onnie Claybrooks and Emma Talley Claybrooks who predeceased her. a brother, Walter Claybrooks who died as an infant; Jessie M. Davis, sister who pre-deceased her leaving no child or children; and one brother, Leon "Bill" Claybrooks who predeceased her leaving no child or children. Frances Claybrooks Jones was married to Hubert Jones who died on June 24, 1974, and they had no children and adopted no children during their marriage. Frances Claybrooks Jones never remarried after the death of Hubert Jones. Allie Davis is the daughter of Addie Claybrooks, now deceased, who was the sister of Onnie Claybrooks. Any remaining heirs of Frances Claybrooks Jones are unascertained or unknown.

142.

WHEREFORE, Petitioner prays that this her Amendment be read, considered and allowed, and made a part of the original petition heretofore filed.

Robert G. Jones, III
Attorney for Petitioner

823 Second Avenue
Columbus, Georgia 31901
(706) 324-1975
Georgia State Bar No. 403100

ORDER FOR SERVICE OF NOTICE

PROBATE COURT OF MUSCOGEE COUNTY

The foregoing petition to probate Will in solemn form having been filed, and it appearing that the following heirs did not acknowledge service, it is Ordered that:

(Initial any and all of the following which apply:)

__X__ Notice must be served personally, together with a copy of the petition and the purported will, at least ten days before the will can be probated on the following heirs who reside in Georgia:
Allie Davis, 3046 Forest Hill Drive, Columbus, Georgia 31907

____ Notice must be served by registered or certified mail, return receipt requested, together with a copy of the petition and the purported will, upon the following nonresident heirs whose current residence addresses are known:

__x__ Notice must be published once a week for four weeks in the newspaper in which sheriff's advertisements are published in this county, before May 5, 2003, in order to serve by publication the following heirs whose current residence addresses are unknown or who are unknown:

any unknown heirs of Frances Claybrooks Jones

April 3, 2003
DATE

Mary P. Jones
JUDGE OF THE PROBATE COURT

MARY P. JONES, CHIEF CLERK
MUSCOGEE COUNTY PROBATE COURT
O.C.G.A. 15-9-96

144.

NOTICE

PROBATE COURT OF MUSCOGEE COUNTY, GEORGIA

RE: PETITION OF BARBARA JEAN BAKER McCREARY TO PROBATE IN SOLEMN FORM THE WILL OF FRANCES CLAYBROOKS JONES, DECEASED, UPON WHICH AN ORDER FOR SERVICE WAS GRANTED BY THIS COURT ON April 3, 2003.

TO ALLIE DAVIS AND ALL KNOWN AND UNKNOWN AND/OR UNASCERTAINED HEIRS OF FRANCES CLAYBROOKS JONES, DECEASED

and all and singular the heirs of said decedent, and to whom it may concern;

This is to notify you to file objection, if there is any, to the above referenced petition in this Court on or before May 5, 2003.
All objections to the petition must be in writing, setting forth the grounds of any such objections. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed, the petition may be granted without a hearing.

(Strike the following paragraph if no heir is required to be personally served:)

This is further to notify Allie Davis

who are required to be served personally, that you have until the later of (a) the time stated in the preceding paragraph of (b) 10 days after the date you are personally served to respond to said petition in the manner indicated above.

WITNESS THE HONORABLE Julia W. Lumpkin, JUDGE

BY Mary P. Jones
CLERK, PROBATE COURT OF MUSCOGEE COUNTY

145.

ACKNOWLEDGEMENT OF SERVICE
AND ASSENT TO PROBATE INSTANTER

GEORGIA, MUSCOGEE COUNTY.

IN RE: PETITION OF BARBARA JEAN BAKER McCREARY TO PROBATE IN SOLEMN FORM THE WILL OF FRANCES CLAYBROOKS JONES, DECEASED, IN SOLEMN FORM

(I)(We) the undersigned, being over 18 years of age, laboring under no legal disability and being the heirs at law of the above-named deceased, hereby acknowledge service of the petitio n to probate said will in solemn form and notice, waive copies of same, waive issuance of citation and all further service and notice, and hereby assent to the probate of said will in solemn form without further delay.

SIGNATURES OF HEIRS

Allie Davis

Allie Davis

Sworn to and subscribed before me,

this 2nd day of May, 2003.

Virginia L Murphy

Notary Public/Clerk of Probate Court

VIRGINIA L. MURPHY
-NOTARY PUBLIC-OFFICIAL SEAL-
Muscogee County, Georgia
My Commission Expires 10/27/2003

IN THE PROBATE COURT OF MUSCOGEE COUNTY
STATE OF GEORGIA

IN RE: ESTATE OF FRANCES CLAYBROOKS JONES, DECEASED. CASE NO. 37403

APPOINTMENT OF GUARDIAN AD LITEM

It appearing that FRANCES CLAYBROOKS JONES, deceased on November 23, 2002, testate, leaving no heirs other than a cousin and/or cousins heretofore named, the majority of their addresses being unknown, to the knowledge of the Petitioner, BARBARA JEAN BAKER McCREARY, Executrix of the Last Will and Testment of the deceased, that a Guardian Ad Litem should be appointed for the heirs whose addresses are unknown, as well as known or unknown and/or unascertained heirs of the deceased, FRANCES CLAYBROOKS JONES.

IT IS ORDERED that RICHARD W. MOBLEY, be, and is hereby, appointed guardian ad litem to represent all known and unknown or unascertained heris of the deceased, and said guardian ad litem be duly served with notice of this proceedings and appointment, and that following acceptance of the same, said guardian ad litem make answer hereto.

April 3, 2003
Date

Mary P. Jones
Judge/Clerk, Probate Court
Muscogee County, Georgia
MARY P. JONES, CHIEF CLERK
MUSCOGEE COUNTY PROBATE COURT
O.C.G.A. 15-9-36

ANSWER OF GUARDIAN AD LITEM

I hereby accept the foregoing appointment, acknowledge service and notice of the proceedings as provided by law, and for answer say: I have investigated the facts contained in the foregoing petition and am of the opinion that the deceased's only heirs were nieces and nephews as shown in the foregoing petition, and the

147.

majority of their addresses being unknown to the knowledge of the petitioner who is the Executrix and one of the Beneficiaries of the Last Will and Testament of the deceased.

5-8-03
Date

Richard W. Mobley
900 Second Avenue
Columbus, Georgia 31901
(706) 324-1464

Sworn to and subscribed before me,
this 8th day of ~~March~~ May, 2003.

Notary Public

IN THE PROBATE COURT FOR MUSCOGEE COUNTY

STATE OF GEORGIA

IN RE ESTATE OF FRANCES CLAYBROOKS JONES, DECEASED

AFFIDAVIT CONCERNING LOST WILL

COMES NOW, the Reverand James Sawyer, who after being duly sworn or affirmed says as follows:

My name is James Sawyer; I am Associate Pastor of the Mt. Olive Baptist Church in Charlotte, Tennessee and reside at 914 Caruthers Avenue in Nashille, Tennessee.

I knew Frances Claybrooks Jones and her family for over twenty years. Prior to her move to Georgia, I resided about four blocks from her and visited her often.

I am also acquainted with Barbara Jean McCreary, who is the niece of the said Frances Claybrooks Jones. Mrs. Jones called her niece "Bobby Jean" and considered her to be her closest relative.

I have personal knowledge that Frances Claybrooks Jones had given a general power of attorney and durable power of attorney for health care to the said Barbara Jean McCreary. Further, Frances Claybrooks Jones intended that all her property go to the said Barbara Jean McCreary upon her death. I visited her shortly before her death and she told me that she "had everything in a big envelope" to be sure that the said Barbara Jean McCreary "gets everything when [she] died". She told several people of these intentions.

I have reviewed a copy of the Last Will and Testament of the said Frances Claybrooks Jones and find that its terms are consistent with the intentions for disposition of her property upon death. Mrs. Jones had stated that she "had willed all of her property" to the said Barbara Jean McCreary and I feel that the original will must have been misplaced. I know of no changes or circumstances between Mrs. Jones and Barbara Jean McCreary which would have caused the said Mrs. Jones to have revoked her will. In fact, Mrs. Jones contacted Mrs. McCreary to come to Tennessee and to take her home to Georgia prior to her death.

Further, affiant sayeth not, this 26 day of February,, 2003.

James Sawyers
James Sawyer

Sworn and subscribed before me
this 26th day of February, 2003.

Bet Chastain
Notary Public (Seal)

My commission expires: 9/25/2003

150.

INTERROGATORIES TO WITNESS TO WILL

PROBATE COURT OF MUSCOGEE COUNTY.

RE: Petition of BARBARA JEAN BAKER McCREARY , to probate in solemn form the purported Last Will and Testament dated December 30, 1983, of FRANCES CLAYBROOKS JONES, Deceased.

TO: ALLAN M. MILLER, 908 Second Avenue, Columbus, Georgia 31901

The following interrogatories are submitted to you under the provisions of Official Code of Georgia Ann. §53-3-21 as amended, in connection with the petition referred to above.

Attached hereto is a true photographic copy of said purported will. You are hereby requested to answer the following questions in the space provided with respect to said purported Will:

1. Is the signature "ALLAN M. MILLER" on the last page of the instrument your signature?
   1. Answer YES
2. Is the signature "FRANCES CLAYBROOKS JONES" on the instrument the signature of the deceased named above?
   2. Answer YES
3. Did the deceased sign this instrument in your presence and in the presence of each other person whose signature appears as a witness to the instrument?
   3. Answer YES
4. Did you witness this Will at the request of the deceased and in the presence of the deceased and the presence of each other witness?
   4. Answer YES
5. Did the deceased know that he/she was executing his/her Last Will and Testament when he/she executed this instrument?
   5. Answer YES
6. Did the deceased execute this instrument voluntarily?
   6. Answer YES

7. Did the deceased appear to be of sound and disposing mind and memory at the time of the execution of this instrument?

7. Answer Yes

Before me, the undersigned Notary Public appeared ALLAN M. MILLER, who, under oath stated that the answers he has given to the foregoing interrogatories are true and correct.

This 18th day of ~~January~~ February, 2003.

Elizabeth P. Slade
Notary Public/Clerk Probate Court

MY COMMISSION EXPIRES: MARCH 29, 2005

Signature of Witness
Allan M. Miller
908 Second Avenue
Columbus, Georgia 31901

INTERROGATORIES TO WITNESS TO WILL

PROBATE COURT OF MUSCOGEE COUNTY.

RE: Petition of BARBARA JEAN BAKER McCREARY, to probate in solemn form the purported Last Will and Testament dated December 30, 1983, of FRANCES CLAYBROOKS JONES, Deceased.

TO: KATHRYN L. ROCK, 22974 Fall River Lane, Lebanon, MO 65536

The following interrogatories are submitted to you under the provisions of Official Code of Georgia Ann. §53-3-21 as amended, in connection with the petition referred to above.

Attached hereto is a true photographic copy of said purported will. You are hereby requested to answer the following questions in the space provided with respect to said purported Will:

1. Is the signature "KATHRYN L. ROCK" on the last page of the instrument your signature?
   1. Answer Yes
2. Is the signature "FRANCES CLAYBROOKS JONES" on the instrument the signature of the deceased named above?
   2. Answer Yes
3. Did the deceased sign this instrument in your presence and in the presence of each other person whose signature appears as a witness to the instrum ent?
   3. Answer Yes
4. Did you witness this Will at the request of the deceased and in the presence of the deceased and the presence of each other witness?
   4. Answer Yes
5. Did the deceased know that he/she was executing his/her Last Will and Testament when he/she executed this instrument?
   5. Answer Yes
6. Did the deceased execute this instrument voluntarily?
   6. Answer Yes

153.

7. Did the deceased appear to be of sound and disposing mind and memory at the time of the execution of this instrument?

7. Answer yes

Before me, the undersigned Notary Public appeared KATHRYN L. ROCK, who, under oath stated that the answers she has given to the foregoing interrogatories are true and correct.

This 22d day of January, 2003.

M Elizabeth Leuschen
Notary Public/Clerk Probate Court

M. ELIZABETH LEUSCHEN
NOTARY SEAL
MY COMMISSION EXPIRES 02-19-2004
NOTARY PUBLIC
COUNTY OF PHELPS
STATE OF MISSOURI

Kathryn L Rock
Signature of Witness
Kathryn L. Rock
22974 Fall River Lane
Lebanon, Missouri 65536

INTERROGATORIES TO WITNESS TO WILL

PROBATE COURT OF MUSCOGEE COUNTY.

RE: Petition of BARBARA JEAN BAKER McCREARY, to probate in solemn form the purported Last Will and Testament dated December 30, 1983, of FRANCES CLAYBROOKS JONES, Deceased.

TO: IRMA Y. HIGHNOTE, 6101 River Road, Columbus, Georgia 31904

The following interrogatories are submitted to you under the provisions of Official Code of Georgia Ann. §53-3-21 as amended, in connection with the petition referred to above.

Attached hereto is a true photographic copy of said purported will. You are hereby requested to answer the following questions in the space provided with respect to said purported Will:

1. Is the signature "IRMA Y. HIGHNOTE" on the last page of the instrument your signature?
   1. Answer Yes
2. Is the signature "FRANCES CLAYBROOKS JONES" on the instrument the signature of the deceased named above?
   2. Answer Yes
3. Did the deceased sign this instrument in your presence and in the presence of each other person whose signature appears as a witness to the instrument?
   3. Answer Yes
4. Did you witness this Will at the request of the deceased and in the presence of the deceased and the presence of each other witness?
   4. Answer Yes
5. Did the deceased know that he/she was executing his/her Last Will and Testament when he/she executed this instrument?
   5. Answer Yes
6. Did the deceased execute this instrument voluntarily?
   6. Answer Yes

7. Did the deceased appear to be of sound and disposing mind and memory at the time of the execution of this instrument?

7. Answer Yes

Irma Y. Highnote
Signature of Witness
Irma Y. Highnote
6101 River Road
Columbus, Georgia 31904

Before me, the undersigned Notary Public appeared IRMA Y. HIGHNOTE, who, under oath stated that the answers she has given to the foregoing interrogatories are true and correct.

This 5th day of ~~January,~~ February 2003.

Virginia L. Murphy
Notary Public/Clerk Probate Court

VIRGINIA L. MURPHY
-NOTARY PUBLIC-OFFICIAL SEAL-
Muscogee County, Georgia
My Commission Expires 10/27/04

Last Will and Testament

OF

FRANCES CLAYBROOKS JONES

STATE OF GEORGIA

COUNTY OF MUSCOGEE

I, FRANCES CLAYBROOKS JONES, do make, publish and declare this to be my Last Will and Testament, and in so doing do specifically revoke any and all Wills, including any Codicils thereto, heretofore made by me.

ITEM I

It is my will that my body be buried in a suitable manner with a suitable memorial erected and the costs thereof to be paid out of my estate, the details of same to be determined by my heirs.

ITEM II

It is my direction that my just debts shall be paid out of my estate as determined by my Executor to be practical and in the best interest of my estate.

ITEM III

I do hereby give and bequeath any and all property, either real or personal, owned by me at the time of my death to include the house and lot located at 1308 Ashwood Avenue, Nashville, Tennessee, to Barbara Jean Baker McCreary, 3046 Forest Hill Drive, Columbus, Georgia 31907.

ITEM IV

I hereby constitue and appoint BARBARA JEAN BAKER McCREARY as Executrix of this my Last Will and Testament.

ITEM V

In the management and care and disposition of my estate I confer upon the Executrix of this Will, the Power to do all things and execute such instruments as may be deemed necessary or proper, including the following powers, all of which may be exercised without order of or report to any Court.

157.

(1) To sell, exchange or otherwise dispose of any property at any time held or acquired under this Will, at public or private sale, for cash or on terms, without advertisement, including the right to lease for any term notwithstanding the period, and to grant options to buy for any period;

(2) To invest all monies in such stocks, bonds, securities, investment company or trust shares, common trust fund shares, mortgages, notes, choses in action, real estate, improvements thereon, and other property as such Executrix may deem best without regard to any law now or hereafter in force limiting investments of fiduciaries;

(3) To vote in person or by proxy any corporate stock or other security and to agree to or take any other action in regard to any reorganization, merger, consolidation, liquidation, bankruptcy or other precedure or proceedings affecting any stock, bond, note or other property;

(4) To use real estate brokers, accountants and other agents, if such employment be deemed necessary and to pay reasonable compensation for their services;

(5) To compromise, settle and/or adjust any claim or demand by or against said estate and to agree to any rescission or modification of any contract or agreement affecting such estate;

(6) To retain and carry on any business in which I may own an interest at the time of my death, to acquire additional interest in any such business, to agree to the liquidation in kind of any corporation in which my estate may have an interest, to become or remain a partner, general or limited, in regard to any such business or property, to incorporate any such business or property, hold the stock or other securities as an investment, and to employ agents and confer on them authority to manage and operate such business, property or corporation without loss, liability or indebtedness of such business if the management is selected or retained with reasonable care.

(7) Whenever the Executrix is directed to pay any money for the benefit of or to deliver any property to any minor the Executrix shall not require the appointment of a guardian, but shall be authorized to pay or deliver the same over to the person having custody of such minor, to pay or deliver the same to such minor without the intervention of a guardian, to pay or deliver the same to a legal guardian of such minor if one has already been appointed or to use the same for the benefit of such minor.

(8) Whenever the Executrix is directed to distribute any money or property in fee simple to a person who is then a minor, my Executrix shall be authorized to hold the share of such minor until he or she becomes twenty-one years of age, and in the meantime shall use such part of the income and/or corpus of the share of such minor as such Executrix may deem necessary to provide for the proper support and education of such minor;

(9) Whenever the Executrix is authorized or directed to make payment to a beneficiary, the Executrix may, during the period of administration, make such payment directly to the beneficiary;

(10) No Executrix shall be required to file any inventory or appraisal or any annual or other returns or reports to any Court or to give bond, but shall furnish a statement of receipts and disbursements at least annually to each person then entitled to income from my estate;

(11) In the distribution of my estate and the division into separate shares the Executrix shall be authorized to make the division in money or in kind or in both, and the division made and the values established by my Executrix shall be binding and conclusive on all persons taking hereunder. My Executrix may in making such division allot undivided interests in the same property to several shares.

IN WITNESS WHEREOF, I have hereunto set my had and affixed my seal to this my Will, this 30th day of December, 1983.

159.

Frances Claybrooks Jones

FRANCES CLAYBROOKS JONES

Signed, sealed, published and declared by FRANCES CLAYBROOKS JONES, as and for her Last Will and Testament in our presence and we, at her request and in her presence, and in the presence of each other, have hereunto subscribed our names as witnesses the day and year above set out:

WITNESSES:	ADDRESSES:
Irma Y. Highnote	846 2nd Avenue Columbus Ga. 31901
Kathryn F Rock	846 2nd Avenue Columbus Ga 31901
[illegible] M. [illegible]	846 2nd Avenue Columbus, Georgia 31901

PROBATE COURT OF MUSCOGEE COUNTY
STATE OF GEORGIA

IN RE: ESTATE OF) ESTATE NO. _____
)
FRANCES CLAYBROOKS JONES,) RE: PETITION TO PROBATE
) WILL IN SOLEMN FORM

ORDER

It being shown to the Court in the matter of the alleged Last Will and Testament of the above-named decedent, propounded by BARBARA JEAN BAKER McCREARY, named as Executrix, that the said decedent died domiciled in said County; and that due notice of the intention of said propounders to proceed with the proof in solemn form has been served on all c the heirs of said decedent, all in accordance with the laws of this State, and all other requirements of law having been fulfilled, and the said Witnesses to said Will having answered interrogatories thereto that they were witnesses to said Last Will and Testament of said decedent as alleged by the propounders; that they signed same in the presence of the Testatr and the witnesses thereto, and no objection having been filed;

IT IS ORDERED by this Court, that said Will be established as the Last Will and Testament of said decedent; that the same be admitted to record, as proved in solemn form; a that said Executor have leave to qualify as such by taking the required oath, and upon so doing that Letters Testamentary issue to said Executrix.

May 8, 2003
DATE

Mary P. Jones
JUDGE/CLERK OF THE PROBATE COURT
MARY P. JONES, CHIEF CLERK
MUSCOGEE COUNTY PROBATE COURT

OATH O.C.G.A. 15-9-36

I do solemnly swear (or affirm) that this writing is the true Last Will of FRANCES CLAYBROOKS JONES, deceased, so far as I know or believe, and that I will well and truly execute the same in accordance with the laws of Georgia. So help me God.

Barbara Jean Baker McCreary
BARBARA JEAN BAKER McCREARY, Exectrix

Sworn to and subscribed before me,

this 8th day of May, 2003.

Mary P. Jones
~~Judge~~/Clerk of the Probate Court

161.

37403

STATE OF GEORGIA

COUNTY OF MUSCOGEE.

LETTERS TESTAMENTARY

BY JULIA W. LUMPKIN, JUDGE OF THE PROBATE COURT OF SAID COUNTY

KNOW ALL WHOM IT MAY CONCERN:

That on the 8th day of May, 2003, at a regular term of the Probate Court, the last Will and Testament dated December 30, 1983, of FRANCES CLAYBROOKS JONES, deceased, at the time of her death a resident of said County, was legally proven in solemn form and was admitted to record by order, and it was further ordered that BARBARA JEAN BAKER McCREARY, named as Executrix in said Will, be allowed to qualify, and that upon so doing, Letters Testamentary be issued to such Executrix.

NOW THEREFORE, the said BARBARA JEAN BAKER McCREARY, having taken the oath of office and complied with all the necessary prerequisites of the law, is legally authorized to discharge all the duties and exercise all the powers of Executrix, under the Will of said deceased, according to the Will and the law.

Given under my hand and seal, the 8th day of May, 2003.

Mary P. Jones

Judge/Chief Clerk, Probate Court
Muscogee County, Georgia

MARY P. JONES, CHIEF CLERK
MUSCOGEE COUNTY PROBATE COURT
O.C.G.A. 15-9-36

PREPARED BY:

Robert G. Jones III

ROBERT G. JONES, III
Attorney for Petitioner
823 Second Avenue
Columbus, Georgia 31901
(706) 324-1975

162.

STATE OF GEORGIA.
PROBATE COURT
COUNTY OF MUSCOGEE } SS

I, MARY P. JONES, Clerk of the Probate Court of said County, do hereby certify that I have compared the foregoing copy of

Entire proceedings probating in Solemn Form the Last Will and Testament of FRANCES CLAYBROOKS, JONES, deceased; including copy of said Last Will and Testament.

with the original record and files thereof, now remaining in this office, and the same is a correct transcript therefrom, and of the whole of such original record and file, and that said Court is a Court of Record.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the Probate Court this 5th day of June , 2003.

Mary P. Jones
Clerk of Probate Court
Muscogee County, Georgia

CERTIFICATE OF DEATH STATE OF GEORGIA

112142

1. Frances Louise Jones
2. Claybrooks
3. Female
4. November 23, 2002
5. Black
6. American
7. 04/06/1924
8. 78
9. Muscogee
10. Columbus
11. The Medical Center
12. Inpatient
13. Davidson, TN
14. USA
15. Widowed
16. Herbert Jones
17. No
18. 411-26-6094
19. Retired Custodian
20. College Dormitory
21. Georgia
22. Muscogee
23. Columbus
24. 4506 Mill Place Ct. 31907-
25. Yes
26. Connie Claybrooks
27. Emma Gentry Tally
28. Barbara McCreary
4506 Mill Place Ct.
Columbus, GA 31907
29. Niece
30. Burial
31. 11/29/2002
32. Nashville National Cemetery
33. Madison, TN 37115 Davidson
34. Mary Frances Watson
35. 3275
36. People's Funeral Service of Columbus, Inc.
1604 Talbotton Road
Columbus, GA 31901
37. 001444
38. Cedric Hill
39. 2786

PART I
40. IMMEDIATE CAUSE
A. Cardiac Arrest — Approximate interval between onset and death: Seconds
Due to, or as a consequence of:
B. Myocardial Infarction — Approximate interval between onset and death: 24 hours
Due to, or as a consequence of:
C. Hyperkalemia, Aci — Approximate interval between onset and death: 48 hours

PART II
41. OTHER SIGNIFICANT CONDITIONS — Conditions contributing to death but not resulting in the underlying cause given in Part I.
Metabolic Acidosis, Renal Failure
42. AUTOPSY (Yes or No): No
43. WAS MEDICAL EXAMINER CONSULTED IN DETERMINING CAUSE OF DEATH? (Yes or No)
44. WAS OPERATION PERFORMED? No
45. DATE OF OPERATION
46. CONDITIONS FOR WHICH OPERATION WAS PERFORMED
47. ACCIDENT, HOMICIDE, SUICIDE, UNDETERMINED (Specify)
48. DATE OF INJURY
49. DESCRIBE HOW INJURY OCCURRED
50. HOUR OF INJURY
51. INJURY AT WORK? (Yes or No)
52. PLACE OF INJURY
53. LOCATION

54. To the best of my knowledge, death occurred at the time, date and place and due to the cause(s) stated.
Mizarda Edwards
55. DATE SIGNED: 12/2/02
56. HOUR OF DEATH: 11:55 P.
57. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER
58. NAME, TITLE AND LICENSE NO. OF CERTIFIER: Mizarda Edwards, M.D. GA 049971
59. LIC. NO. 012880
60. ADDRESS OF CERTIFIER: 1005 Talbotton Road, Columbus, GA
61. REGISTRAR: Cheryl Felton
62. DATE RECEIVED BY REGISTRAR: DEC 03 2002

Form 3903 (Rev. 8-92) GEORGIA DEPARTMENT OF HUMAN RESOURCES — VITAL RECORDS SERVICE — DO NOT FOLD THIS CERTIFICATE

C-E-R-T-I-F-I-C-A-T-E O-F R-E-C-O-R-D

This is an exact copy of the death certificate received for filing in MUSCOGEE County.

Cheryl L Felton
Local Custodian

Office of Local Custodian

COUNTY MUSCOGEE

DATE DEC 03 2002

RECORDS MANAGEMENT
CUSTODIAN