

OCT 19 2 53 PM 1970

IN THE CIRCUIT COURT FOR THE STATE OF OREGON
FOR THE COUNTY OF MARION VOL 170 PAGE 9316

45800

Probate Department

NO. 24328

In the Matter of the Estate)
of)
ALTON E. NANNEY, Deceased.)

DECREE OF DISCHARGE

This matter came on regularly for hearing upon the Supplemental Accounting on file herein; and,

IT APPEARING to the Court that pursuant to the Order of this Court duly made and entered of record herein on the 24th day of September, 1969, the PIONEER TRUST COMPANY was duly appointed as the executor of the above entitled estate and that said estate has now been fully distributed; and

IT APPEARING that said executor duly presented and filed herein all of the cancelled vouchers and receipts for the monies and properties distributable herein; and

IT APPEARING that said Executor has fully and completely discharged its trust as said executor and has duly paid and delivered all money and property belonging to said estate as required by law; and

IT APPEARING that receipt has been filed by PIONEER TRUST COMPANY for all of the residue of this estate and has honestly, faithfully, and fairly discharged all of its duties as executor; and

IT APPEARING that there is no remaining money or property belonging to this probate estate and that there are no further acts remaining to be performed by your said executor.

NOW, THEREFORE, IT IS HEREBY ORDERED and ADJUDGED and DECREED that the above entitled estate is duly and fully distributed and that the PIONEER TRUST COMPANY as executor thereof and is hereby wholly and absolutely discharged from its trust as the executor thereof and exonerated from all further liability on account of the probate of this estate.

Done this 14th day of October 1970 at Salem Oregon.

CIRCUIT COURT

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11 of ALTON
12 IT
13 duly given
14 22nd day of
15 AM was fixed
16 for the hearing
17 IT APPEAR
18 hearing has
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IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF MARION

Probate Department

NO. 24328

9317

FILED

MARION COUNTY, OREGON

1970 JUN 24 PM 4 55

In the Matter of the Estate)

of)

ALTON E. NANNEY, Deceased.)

T. HAROLD TOLSON

COUNTY CLERK

BY R. E.

FILED 179

ORDER APPROVING FINAL ACCOUNT AND FOR DISTRIBUTION

This matter having come on regularly for hearing on the Final Account heretofore filed herein of PIONEER TRUST COMPANY, the duly appointed, qualified and acting Executor of the estate of ALTON E. NANNEY, deceased; and

IT APPEARING TO THE COURT that by an Order of this Court, duly given, made, rendered and entered of record herein on the 22nd day of May, 1969, the 23rd day of June, 1969 at 9:30 o'clock AM was fixed as the time and this Court was fixed as the place for the hearing of objections to said Final Account; and

IT APPEARING that notice of said time and place of such hearing has been given by publication thereof in the manner prescribed by law, and that proof of such publication has been duly made and filed herein; and notice was also duly given thereof by mailing of a copy thereof pursuant to ORS 117.612, and the Affidavit of said mailing was heretofore filed herein.

IT APPEARING that all taxes due to the State of Oregon or to any political subdivision thereof, which have been presented to said Executor, PIONEER TRUST COMPANY, have been duly paid and satisfied; and

IT APPEARING that said estate is now fully administered; and

IT APPEARING that said Final Account contains a statement in detail of all sums of money received and expended by said Executor, showing from whom received and to whom paid; and

IT APPEARING that said Final Account shows all of the money

PAGE 1 ORDER APPROVING FINAL ACCOUNT

31

FORM No. 63

SS

LO

OCT 19 3 13 PM 1970

ex-officio

do hereby

ORDER APPROVING

ALTON E. NANNEY

has been by me confirmed
of the whole of such
office and in my care

1 and property belonging to said estate as of the date of the
2 filing thereof; and

3 IT APPEARING that said Final Account is in all respects
4 true and correct and should be approved and allowed, and that
5 no objections have been, or are now made thereto;

6 NOW, THEREFORE,

7 IT IS HEREBY CONSIDERED, ORDERED AND DECREED BY THIS
8 COURT that said Final Account of said Executor be, and the same
9 is hereby settled, allowed and approved in all respects, and
10 that said Executor, PIONEER TRUST COMPANY, BE and is hereby
11 directed to make distribution as proposed in said Final Account.

12 IT IS HEREBY FURTHER CONSIDERED, ORDERED, ADJUDGED AND
13 DECREED BY THIS COURT that out of the property shown in said Final
14 Account remaining on hand for distribution, an Executor's fee by
15 paid to the PIONEER TRUST COMPANY in the sum of \$911.99 and an
16 attorney's fee be paid to JASON LEE, as attorney for said Exec-
17 utor, in the sum of \$1,417.45.

18 IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED
19 that the only heirs-at-law and legatee of said decedent are
20 LEONA NANNEY, wife of deceased, presently residing at Route 2
21 Box 209, Woodburn, Oregon and CLAYMON LARSON and GLADYS M. LARSON,
22 presently residing in Klamath Falls, Oregon and that said heirs-
23 at-law and legatees of said decedent are over the age of 21 years
24 and after payment of the costs of administration as above set
25 forth, PIONEER TRUST COMPANY, Executor herein, is hereby Ordered
26 to distribute the remaining net proceeds of this estate as set
27 forth in said Final Account.

28 Done this 24 day of June, 1970 at Salem, Oregon.

29
30 *Douglas L. Hay*
31 Circuit Judge
32

FORM No. 55
SS
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OCT 19 3 13 PM 1970
ex-officio
do hereby
ORDER APPROVED
ALTON E. NANCE
has been by me com-
of the whole of such
office and in my care

LAST WILL AND TESTAMENT

9319

of
ALTON E. NANNEY

KNOW ALL MEN BY THESE PRESENTS: That I, ALTON E. NANNEY, being of full age, sound mind, and disposing memory for the purpose of disposing of my entire estate, real, personal, or mixed, of whatsoever nature and wheresoever situate, and acting of my own free will, and not because of duress or of the influence of any other person, do make, declare, and publish this, my last will and testament.

I.

I hereby expressly revoke all other wills, codicils, or testamentary dispositions heretofore at any time by me made.

II.

I direct that all my just debts, including the expenses of my last illness and funeral expenses, be paid from the assets of my estate as soon after my death as is practicable.

III.

I direct that all estate, inheritance, and other succession taxes, and all duties and transfer charges and expenses which may be levied upon or incurred in connection with any bequests, legacies, or devises contained in this will, shall be paid out of the corpus of my estate by my executrix.

IV.

I nominate, constitute, and appoint my wife, Leona Nanney, to be executrix of this will, to serve without bond.

V.

I give, devise, and bequeath unto my beloved wife, Leona Nanney, my residence which is located at 828 North Tenth

FORM No. 65
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OCT 19 3 13 PM 1970
ex-officio
do hereby
ORDER APPR
ALTON E. NANNEY
has been by me com
of the whole of such
office and in my care

Street, Klamath Falls, Oregon, and more particularly described, as follows:

Beginning at the most easterly corner of Lot J of Block A of the Supplemental Plat of Blocks 66 and 70 of Nichols Addition to the City of Klamath Falls, Oregon; thence southwesterly along the southeasterly boundary of said Lot J, 43.0 feet; thence at right angles northwesterly and parallel to the southwesterly boundary of 10th Street, 30 feet; thence northeasterly 8.94 feet to a point which is 35.0 feet distant southwesterly from said southwesterly boundary of 10th Street and 16.0 feet southeasterly from the northwesterly boundary of Lot J; thence northwesterly and parallel to the southwesterly boundary of 10th Street 11.0 feet; thence northeasterly and parallel with the northwesterly boundary of said Lot J, 35 feet to a point in the said southwesterly boundary of 10th Street; thence southeasterly along said southwesterly boundary of 10th Street, 45.0 feet to the point of beginning; all in Klamath County, Oregon.

VI.

I further give and bequeath unto my beloved wife, Leona Nanney, all of the household furnishings, fixtures, and appliances situate in said residence located at 828 North Tenth Street, Klamath Falls, Oregon.

VII.

The remainder of my entire estate, real, personal, or mixed, of whatsoever nature or wheresoever situate, I give, devise, and bequeath one-half to my said wife, Leona Nanney, and one-half to my friends, Claymon Larson and Gladys M. Larson, share and share alike.

VIII.

Should my said wife, Leona Nanney, not survive me, or if we should die simultaneously, or as a result of a common disaster, then I give, devise and bequeath all of my property, real, personal, or mixed, of whatsoever kind, nature, or description, one-half to my friends, Claymon Larson and Gladys M. Larson, share and share alike, and one-half to my wife's children, Lillian Sierp, 657 Bliler Avenue, N.E., Salem, Oregon, and Frank Adda,

FORM No. 65
SS
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OCT 19 3 13 PM 1970
ex-officio
do hereby
ORDER APPROVED
ALTON E. NANNEY
has been by me compared
of the whole of such
office and in my care

670 Jamica Avenue, Brooklyn 8, New York, share and share alike. 9321

IX.

Should my said wife, Leona Nanney, not survive me, or if we should die simultaneously, or as a result of a common disaster, then and in that event, I nominate, constitute, and appoint Lillian Sierp as the executrix of this, my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand this 29 day of July, 1963.

Alton E. Nanney

The foregoing instrument was, on the date thereof, signed, published, and declared by the said Alton E. Nanney as and for his last will and testament, in the presence of us, who, at his request, and in his presence, and in the presence of each other, have hereunto subscribed our names as witnesses thereto.

Robert T. Beatty Residing at Klamath Falls, Oregon.

James S. Halpern Residing at Klamath Falls, Oregon

FORM No. 62
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LO
OCT 19 3 13 PM 1970
ex-officio
do hereby
ORDER APPOINTED
ALTON E. NANNEY
has been by me confirmed
of the whole of such
office and in my care

State of Oregon,
County of Marion } ss.

9322

I, T. HAROLD TOMLINSON, County Clerk of the above named County and State and
ex-officio Clerk of the CIRCUIT Court of the County of Marion, State of Oregon,
do hereby certify that the foregoing copy of LAST WILL AND TESTAMENT (WITHOUT PROOFS),
ORDER APPROVING FINAL ACCOUNT AND FOR DISTRIBUTION and DECREE OF DISCHARGE in re:
ALTON E. NANNEY, ESTATE #24328

has been by me compared with the original and that it is a correct transcript therefrom and
of the whole of such original record or file as the same appears of record or on file in my
office and in my care and custody

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said
Court at Salem, Oregon, this 15th day of October, A. D. 1970

T. Harold Tomlinson, County Clerk

By Margaret A. Mulvey Deputy

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of PIONEER TRUST CO

this 19th day of OCTOBER, A. D. 1970 at 2:53 o'clock P M., and
duly recorded in Vol. M 70, of DEEDS on Page 2316

Wm D. MILNE, County Clerk

By W. D. Milne

Fee \$10.50

*Rel.
Pioneer Trust Company
P.O. Box 2355
Salem, Oregon
97308*

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FORM No. 632
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