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AFFIDAVIT

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STATE OF OREGON)
) ss
 County of Klamath)

28-8432

I, the undersigned being first duly sworn, on oath depose and say: That Jesse N. Smith, Age 85 is deceased; that he died on January 18, 1975 at Klamath Falls, Oregon, a death certificate being recorded in Klamath County, Oregon on January 24, 1975 in Book M-75 at page 1082, Microfilm Records, and martial status was single at time of death and the undersigned are all of the heirs of said deceased. Their names, ages, and relationships are as follows:

Valna E. VanDuker	Age 60
Grace B. Thill	Age 56
Elton W. Smith	Age 54
Genevieve Hanson	Age 52
Kenneth L. Smith	Age 51
Jesse L. Smith	Age 48
Gloria J. Spadoni	Age 46

There are no deceased heirs of surviving children of any deceased party whatsoever; the deceased at the time of his death on January 18, 1975 was not married and died testate; a copy of the will attached hereto as Exhibit #1. All of the bills of the deceased have been paid as required. The legal description of the real property is:

Lot 106 of Pleasant Home Tracts No. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

5. Kenneth L. Smith
 Kenneth L. Smith
 6. Jesse L. Smith
 Jesse L. Smith
 7. Gloria J. Spadoni
 Gloria J. Spadoni

1. Valna E. Van Duker
 Valna E. VanDuker
 2. Grace B. Thill
 Grace B. Thill
 3. Elton W. Smith
 Elton W. Smith
 4. Genevieve Hanson (George Lynn Hanson)
 Genevieve Hanson

Subscribed and sworn to before me this 12th day of Feb 1975.

Walter D. Gorchuet
 Notary Public for Oregon
 My commission expires: 11/25/76

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Subscribed and sworn to before me this _____ day of _____.

Notary Public FOR OREGON
My commission expires: _____

STATE OF OREGON, COUNTY OF Coos

Subscribed and sworn to before me this 15th day of FEBRUARY, 1975

George Gebhardt
Notary Public
My commission expires: 10-6-78

State of Washington
County of Pierce

Subscribed and sworn to before me this 19th day of February, 1975

W. M. Lake
Notary Public
My commission expires: 3-15-77

Subscribed and sworn to before me this 26 day of February 1975

Mina P. Shell
Notary Public
My commission expires: 11-28-76

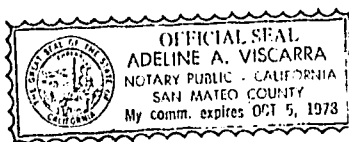
State of Utah
County of Utah

Subscribed and sworn to before me this _____ day of _____.

Notary Public
My commission expires: _____

Valna E. Van Duker and Jesse L. Smith

Subscribed and sworn to before me/this 6 day of March, 1975.



Adeline A. Viscarra
Notary Public - State of Calif.
My commission expires: _____

Last Will and Testament of

JESSE N. SMITH

I, JESSE N. SMITH, residing in the city of Klamath Falls, county of Klamath, state of Oregon, being over the age of eighteen (18) years, of sound mind and memory and not acting under duress, menace, fraud or other undue influence of any person or persons whomsoever, do make, publish and declare this to be my Last Will and Testament and do hereby revoke all former wills and testamentary dispositions heretofore made by me.

FIRST: I direct that my personal representatives hereinafter named as soon as possible after my death treat as an obligation of my estate and to pay without apportionment thereof all my just debts including funeral expenses and expenses of last illness together with all estate, inheritance and other death taxes or duties imposed and made payable by reason of my death by the laws of the United States or of any state, territory or country together with the cost of administering my estate. If any other person shall pay any such debts, expenses, taxes, duties or costs, my personal representatives shall reimburse such person.

SECOND: I give, devise and bequeath all of my property, real, personal and/or mixed, wheresoever situate, to my children, namely: VALNA ESTELLA VAN DUKER of San Mateo, California; GRACE BERTINA THILL of Coos Bay, Oregon; ELTON WARREN SMITH of Medford, Oregon; GENEVIEVE HANSON of Provo, Utah; JESSE LOWELL SMITH of Fremont, California; KENNETH LeROY SMITH of Klamath Falls, Oregon; and GLORIA JEANNE SPADONI of Gig Harbor, Washington; absolutely and in equal shares.

THIRD: I hereby nominate and appoint my sons, ELTON WARREN SMITH of Redford, Oregon and EMMETT LEROY SMITH of Klamath Falls, Oregon, co-personal representatives of this, my Last Will and Testament, and I direct that they shall not be required to furnish any bond or undertaking for the faithful performance of their duties as co-personal representatives.

FOURTH: I hereby authorize and empower my said personal representatives during the administration of my estate to sell at public or private sale, lease, exchange, mortgage, pledge, convey or otherwise dispose of or encumber all or any portion of my estate upon such terms as they may deem advisable and upon such notice as they may care to give or without notice, citation, order or other intervention of the court, save only confirmation of the sale of real property. I further authorize my personal representatives to manage and continue any business in which I may be engaged at the time of my death, without personal liability to them, at the risk of my estate, and without license or order of the court, granting to them full discretion in the exercise of all the foregoing powers. The power hereby given to my personal representatives may be exercised solely for the purpose of converting said property into money and irrespective of the necessity therefor, for the payment of debts or expenses of administration of my estate.

FIFTH: The meaning and legal effect of all provisions in this, my Last Will and Testament, shall be determined by the laws of the state of Oregon.

IN WITNESS WHEREOF, I have hereunto subscribed my hand this 12th day of December, 1974.

Jesse N. Smith

This instrument, consisting of three (3) pages, including this page, the first page being initialed in the lower right-hand corner thereof by the above named JESSE N. SMITH, was by the above named JESSE N. SMITH signed, published and declared to be his last Will and Testament in our presence and at his request and in his presence and in the presence of each other we have hereunto subscribed our names as witnesses thereto this 12 day of December, 1974.

Residing at :

John Z. Zumwalt
1739 Kane St
Klamath Falls Ore 97601

Residing at :

Ruth A. Zumwalt
1739 Kane St
Klamath Falls, Or

Residing at :

[Signature]
[Address]
[City, State, Zip]

to

LAST WILL AND TESTAMENT

of

JESSE N. SMITH.

STATE OF OREGON)
) ss.
County of Klamath)

We, the undersigned, being first duly sworn, each for myself say:

On the date of the foregoing Last Will and Testament of Jesse N. Smith, said Jesse N. Smith signed the same and declared it to be his Last Will and Testament, whereupon, at his request and in his presence, we attested the Last Will and Testament by signing our names thereto.

To the best of my knowledge and belief, the testator was, at the time, over the age of eighteen (18) years and of sound mind.

John J. Zumbach
Ruth A. Zumbach

Subscribed and sworn to by each of the affiants above named on this 12th day of December, 1974.

Shirley J. Smith
Notary Public for Oregon
My Commission expires: 2/8/77

STATE OF OREGON)
) ss.
COUNTY of Jackson)

I, a Notary Public for the State of Oregon, have compared the above and preceding three pages of "Last Will and Testament of Jesse N. Smith" and "Affidavit of Attesting Witnesses", and find this to be a true and exact copy of the original thereof.
Dated this 12th day of February, 1975.

Cardelia Orlovich
Notary Public for Oregon
My Commission expires April 25, 1976.

STATE OF OREGON; COUNTY OF KLAMATH; ss.
Filed for record at request of TRANSAMERICA TITLE INS. CO
this 17th day of MARCH A. D., 1975 at 10:55 o'clock A M., and duly recorded in
Vol. M 75 of DEEDS on Page 2977

FEE \$ 12.00

WM. D. MILNE, County Clerk
By *Hazel Orage* Deputy

*Return: Kenneth L. Smith
1741 Kane St.
City 97601*