

55368

Vol. 28 Page 20357

FILED

JUN 14 1978

ROSEMARY PATTERSON
DESCHUTES COUNTY CL.

IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF DESCHUTES

PROBATE DEPARTMENT

In the Matter of
the Estate of

FRED L. MAHN,

Deceased.

No. D-3925

FINAL DECREE OF DISTRIBUTION

The Personal Representative filed its final account, and the time for filing objections having passed with no objections filed, the Court finds that:

1. All Oregon income, inheritance and personal property taxes have been paid and appropriate receipts, releases and clearances therefor have been filed herein.

2. Remaining claims to be paid are attorney fees in the amount of \$3,200.00, and fees for the personal representative in the amount of \$5,580.72.

3. The remainder of the assets should be distributed as follows:

- (a) KLAUS MAHN, \$1,000.00;
- (b) VERA MINTON, \$500.00;
- (c) BOYS AND GIRLS AID SOCIETY, \$840.44;
- (d) OPPORTUNITY FOUNDATION, \$840.44;
- (e) STAR COMMONWEALTH FOR BOYS, \$840.44;
- (f) HOLY LAND MISSION, \$840.44;
- (g) BIBLE INSTITUTE OF THE AIR, \$840.44;
- (h) The Stipulation and Motion for Order Approving

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Final Decree of Distribution

CLERK OF DISTRICT COURT
JUL 19 1978
CLERK OF DISTRICT COURT
JUL 19 1978
CLERK OF DISTRICT COURT
JUL 19 1978

20958

1 Stipulation of ROBERT L. HELLINELL and THE ENDOWMENT FUND OF THE
 2 FIRST CHRISTIAN CHURCH OF ROSEBURG, OREGON, is approved. THE
 3 ENDOWMENT FUND OF THE FIRST CHRISTIAN CHURCH OF ROSEBURG, OREGON,
 4 and ROBERT L. HELLINELL shall receive the items set forth in said
 5 Stipulation as their distributive share of the Estate. A copy of
 6 said Stipulation is attached hereto as Exhibit "A" and incorpo-
 7 rated herein by reference.

8 4. Proof of mailing the notice of the time for filing
 9 objections to the final account and petition for Decree of Final
 10 Distribution has been filed herein.

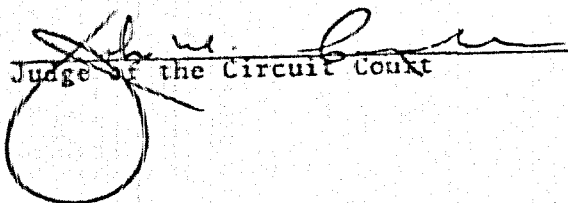
11 IT IS ORDERED AND DECREED:

12 1. The Final Account is approved except as it may be
 13 modified by this Order.

14 2. The Personal Representative is allowed the sum of
 15 \$5,539.72 as just and reasonable compensation for its services
 16 and \$3,200.00 as attorney fees.

17 3. The Personal Representative is directed to make dis-
 18 tribution of the remaining estate property to the persons and in
 19 the amounts set forth in Paragraph 3 above, and said property is
 20 hereby vested in said persons in the amounts set forth.

21 DATED this 13th day of June, 1978.

22
 23 
 24 Judge of the Circuit Court
 25

27-517

FILED

OCT 14 1976

ROSEMARY PATTERSON
DESCHUTES COUNTY CLERK

20959

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF DESCHUTES
PROBATE DEPARTMENT

In the Matter of
the Estate of

FRED L. MAIN,

Deceased.

No. 37-25

ORDER ADMITTING WILL TO
PROBATE AND APPOINTING
PERSONAL REPRESENTATIVE

Upon the Petition of UNITED STATES NATIONAL BANK OF OREGON
for the probate of the Will of the above named decedent, the
Court finds the allegations of said Petition to be true.

IT IS THEREFORE ORDERED:

1. The Will dated January 21, 1976, is the Last Will of
the decedent above named and the same is hereby admitted to
probate.

2. UNITED STATES NATIONAL BANK OF OREGON is appointed the
Personal Representative of the Estate.

3. The Personal Representative is not required to file a
bond and letters shall be issued forthwith to the Personal
Representative in the manner provided by law.

DATED this 14th day of October, 1976.


Judge of the Circuit Court

LAW OFFICES OF
WENDEL H. O'SULLIVAN
1215 CALIFORNIA STREET
SEASIDE, CALIFORNIA 94134
Telephone 443-1770

20960

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OCT 11 1976

ROSEMARY PATTERSON
DESCHUTES COUNTY CLERK

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF DESCHUTES
PROBATE DEPARTMENT

In the Matter of
the Estate of

FRED L. MAHN,

Deceased.

No. 3925

PETITION FOR PROBATE OF WILL
AND APPOINTMENT OF PERSONAL
REPRESENTATIVE

Petitioner, UNITED STATES NATIONAL BANK OF OREGON, a National
Banking Association, alleges:

1. The following information is given with regard to decedent:

Name: FRED L. MAHN

Age: 88 years

Domicile: Klamath County, Oregon

Post Office Address: Star Route, Gilchrist, Oregon

Date, Place of Death: September 24, 1976, Bruchmuehl, Germany

Social Security No.: 542-40-7853

2. Decedent died testate. The will of decedent and the
proof of its due execution are presented to the Court herewith.

3. Venue is established in the County of Deschutes in that
at the time of decedent's death, property of decedent was located
in said County.

4. UNITED STATES NATIONAL BANK OF OREGON, whose post office
address is 102 N. M. Oregon, Bend, Oregon 97701, is nominated as
Personal Representative under the Will of the decedent and is a
National Banking Association doing business in the State of
Oregon, and is not disqualified to serve under the provisions of

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Petition for Probate of Will and
Appointment of Personal Representative

LAW OFFICES OF
MERILL & SULLIVAN
227 N. GASTRICH
ASTORIA, OREGON 97103
Telephone 325-1276

20961

11 ORS 113.095.

12 5. The heirs of decedent are as follows:

3	<u>Name</u>	<u>Relationship</u>	<u>Address</u>
4	Robert Helliwell	nephew	943 S. E. Maine Roseburg, Oregon 97470
5	Veta Hull Minton	cousin	221 West 38th Street Vancouver, Washington
6	Bert Kruse	cousin	Route 2 Roseburg, Oregon 97470
7	Velma Hitchman	cousin	Salem, Oregon
8	Klaus Mahn	second cousin	24 Breslauer Strasse 8206 Bruckmuhl, Germany

11 6. The devisees of decedent are as follows:

12	<u>Name</u>	<u>Relationship</u>	<u>Address</u>
13	Klaus Mahn	second cousin	24 Breslauer Strasse 8206 Bruckmuhl, Germany
14	Veta A. Minton	cousin	221 West 28th Street Vancouver, Washington
15	Edis Letha Cooper	cousin	deceased
16	Endowment Fund of the First Christian Church of Roseburg, Oregon	none	Roseburg, Oregon
17	Robert L. Helliwell	nephew	943 S. E. Maine Roseburg, Oregon 97470
18	Boys and Girls Aid Society	none	2301 N. W. Glisan Portland, Oregon
19	Opportunity Foundation of Central Oregon	none	811 W. Evergreen Redmond, Oregon 97756
20	Star Commonwealth for Boys	none	Albion, Michigan
21	Holy Land Mission	none	P. O. Box 55 Kansas City Missouri 64141

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Petition for Probate of Will and
Appointment of Personal Representative

Minister of
Justice
1111 2nd Avenue
S.E.
Portland, Oregon 97202
Telephone 486-1776

20962

P. O. Box 2157
Mesa, Arizona 85204

1 Bible Institute of the
2 Air none

3 7. So far as known to the Petitioner, the nature, extent,
4 liquidity and apparent value of assets of the estate, the anti-
5 cipated income, and probable indebtedness and taxes are as follows:

6 Real Estate	\$ 50,000.00
7 Vendors interests in contract of sale	10,000.00
8 Cash	<u>4,000.00</u>
9	\$ 64,000.00
10 Debts and expenses	\$ 2,000.00

11 WHEREFORE, Petitioner prays for an Order:
12 1. Declaring said Will to be the Last Will and Testament of
13 the decedent and admitting the same to probate;

14 2. Appointing UNITED STATES NATIONAL BANK OF OREGON the
15 Personal Representative to serve without bond.

UNITED STATES NATIONAL BANK OF OREGON

By: Roger Ager

16 STATE OF OREGON

17 County of Deschutes) ss.
18)
19 October 14 1976.

20 Personally appeared the above named ROGER AGER, known to me
21 to be the agent of UNITED STATES NATIONAL BANK OF OREGON, and
22 acknowledged the foregoing instrument to be his voluntary act.
23 Before me:

24 Anna L. Davis
25 Notary Public for Oregon
26 My Commission Expires: 7-17-77

RECEIVED
NOTARY PUBLIC
COUNTY OF DESCHUTES
OCT 14 1976

LAST WILL AND TESTAMENT

OF

FRED L. MAHN

20963

FILED

OCT 14 1976

ROSEMARY PATTERSON
DESCHUTES COUNTY CLERK

I, FRED L. MAHN, of Bend, Deschutes County, Oregon, declare this instrument to be my Last Will and Testament, hereby revoking any and all prior testamentary instruments made by me.

ARTICLE I

I declare that I am a single man, that I have never married and I have had no children, natural or adopted.

ARTICLE II

I direct payment out of my estate of all inheritance, estate and succession taxes levied by reason of my death, including those levied on proceeds of policies of insurance on my life, whether or not the property, transfer or proceeds with respect to which those taxes are levied constitute a part of my estate at my death, and I further direct that no transferee, beneficiary, or devisee hereunder shall be required to reimburse my estate for taxes so paid, nor shall the same be deducted from the share of any such beneficiary, transferee or devisee.

ARTICLE III

I hereby give, devise and bequeath the following:

A. To my cousins, KLAUS MAHN, VETA A. MINTON and EDNA LETHA COOPER, the sum of One Thousand Dollars (\$1,000.00) each;

B. To THE ENDOWMENT FUND OF THE FIRST CHRISTIAN CHURCH OF ROSEBURG, OREGON, forty (40) per cent of my gross estate, not to exceed, however, the total sum of \$80,000.00;

C. To my nephew, ROBERT L. HELLINELL, thirty-five (35) per cent of my gross estate, and my clothing, jewelry, personal effects and automobiles.

LAW OFFICES OF
MERRILL & O'SULLIVAN
227 N.W. GREENWOOD
BEND, OREGON 97701

5-189

ARTICLE IV

All the rest, residue and remainder of my estate, real, personal and mixed, and wheresoever situated, and all property over which I may have any power of disposition or power of appointment, I give, devise and bequeath, in equal shares, to THE BOYS AND GIRLS AID SOCIETY OF Portland, Oregon; THE OPPORTUNITY FOUNDATION OF CENTRAL OREGON, Redmond, Oregon; THE STAR COMMONWEALTH FOR BOYS, Albion, Michigan, or Van Wert, Ohio; HOLY LAND MISSION, Kansas City, Missouri; and the BIBLE INSTITUTE OF THE AIR, Mesa, Arizona.

ARTICLE V

The distributions provided for herein in Paragraph III, Subparagraphs A and B, shall be reduced by any distributions to the beneficiaries during my lifetime following the date of this, my last Will and Testament. A record of such distributions shall be on file with my attorney, TERNENCE B. O'SULLIVAN, and with the UNITED STATES NATIONAL BANK OF OREGON, Bend Branch, my personal representative named herein.

ARTICLE VI

I hereby nominate and appoint THE UNITED STATES NATIONAL BANK OF OREGON, a National Banking Association, Bend Branch, Bend, Oregon, as my personal representative of my Last Will and Testament. I direct that my personal representative serving hereunder shall not be required to furnish any bond for the performance of duties as such, giving and granting unto my personal representative full power and authority to sell any properties I own at the time of my death, without order of Court and with full power to execute and deliver all proper and necessary conveyances and to give full receipts and discharges.

IN WITNESS WHEREOF, I have hereunto set my hand and seal

LAW OFFICES OF
MERRELL & O'SULLIVAN
JIMMY W. GREENBERG
BEND, OREGON 97701

at Bend, Oregon, this 21 day of Jan, 1976.

Fred L. Mahn

FRED L. MAHN, Testator

Suzanne Glorioso

Residing at Bend, Oregon

Carolyn Allen

Residing at Bend, Ore

STATE OF OREGON)
) ss.
County of Deschutes)

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

On the date of the foregoing Will of FRED L. MAHN, in our presence said FRED L. MAHN signed the same and declared it to be his Will, whereupon at his request, and in his presence, we attested the Will by signing our names thereto.

To the best of my knowledge and belief, the Testator was at that time over the age of 18 years and of sound mind.

Suzanne Glorioso

Carolyn Allen

SUBSCRIBED AND SWORN to before me this 21 day of

January, 1976.

James B. Chalk

Notary Public for Oregon

My Commission Expires: 11-7-76

Return

RC & C

LAW OFFICES OF
MERRILL & O'SULLIVAN
327 N.W. LAKEWOOD
BEND, OREGON 97701

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STATE OF OREGON }
 County of Deschutes } ss

I, Rosemary Patterson, County Clerk and Clerk of the Circuit Court in and for said County and State, do hereby certify that I have carefully compared the foregoing copy of

Last Will and Testament, Petition for Probate of Will and Appointment of

Personal Representative, Order Admitting Will to Probate and Appointing

Personal Representative, Final Decree of Distribution

with the original thereof as the same appears on file and of record in my office and in my custody, and the same are a full, true, and correct copy of said original, and of the whole thereof:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Bend, in said County and State, this 8 day of September 1978

ROSEMARY PATTERSON

COUNTY CLERK

Cyrus Bergman

DEPUTY

STATE OF OREGON, COUNTY OF KLAMATH, ss.

I hereby certify that the within instrument was received and filed for record on the 21st day of September, A.D. 1978 at 3:24 o'clock P.M., and duly recorded in Vol. 1178 of Deeds on the 20th, 1978.

REC. \$30.00

WILLIAM D. FULMER, County Clerk

William D. Fulmer

Deputy