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Last Will and Testament of Vol. 1182 Page 11122

EVELYN WILCHER

'82 AUG 25 AM 11 59

KNOW ALL MEN BY THESE PRESENTS, That I, EVELYN WILCHER of Klamath Falls, Oregon, being of sound and disposing mind and memory and not acting under the duress or undue influence of any person whomsoever, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all former Wills and Codicils to Wills by me at any time made. I further declare that I have made no promise or agreement to or with any person or persons not to revoke or alter any other or former Will or Wills by me at any time made, nor have I ever made any agreement or contract with any person or persons with respect to a disposition of my estate by Last Will and Testament.

FIRST: It is my Will and I direct, that all my just debts, funeral expenses and expenses of my last illness be paid and satisfied as soon as can be conveniently done after my decease.

SECOND: I intend to devise and bequeath all real and personal property of which I may be seized or possessed at the time of my death, including property acquired before and after the execution of this Will, and any property which at the time of my decease I have the power of testamentary disposition.

THIRD: All the rest, residue and remainder of my property, real, personal and mixed, wheresoever situate, I

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give, devise and bequeath unto my children, NORMA BISKEBORN, presently residing at Stockton, California, BETTY ALCORN, presently residing at Sacramento, California, GLORIA CANTWELL, presently residing at Klamath Falls, Oregon, DELORES A. COLLINS, presently residing at Klamath Falls, Oregon, and EDDIE L. WILCHER, presently residing at Klamath Falls, Oregon, in equal shares, share and share alike.

FOURTH: I hereby name, nominate, constitute and appoint my son, EDDIE L. WILCHER, as Executor of this, my Last Will and Testament, and direct that he serve as such without bond or undertaking of any kind or character whatsoever. In the event that my aforesaid son, EDDIE L. WILCHER, should predecease me, or should he be incapable of or unwilling to serve as such Executor, then and in such event, and not otherwise, I name, nominate, constitute and appoint my Attorney, O. W. GOAKEY, presently residing at Klamath Falls, Oregon, as Executor of this my Last Will and Testament, and direct that he serve as such without bond or undertaking of any kind or character whatsoever.

FIFTH: I hereby empower my said Executor to lease, encumber, sell, exchange or otherwise deal with or dispose of all my property, real or personal, or any part thereof, in such manner, and at such times and upon such terms as he shall deem to be to the interest of my estate, to the same extent as Trustees are authorized to act with respect to the said property, such sale or other disposition to be made at public

Eddie L. Wilcher

or private sale in the discretion of my Executor without any reference to the order of disposition of real and personal property and without any petition, citation, hearing, order of notice of sale or any other action. I further authorize my Executor to hold, manage and operate any property and any business belonging to my estate at the risk of my estate and not at the risk of my Executor, the profits and losses therefrom to inure or be chargeable to my estate as a whole.

SIXTH: I have intentionally omitted all of my heirs who are not specifically mentioned herein, and I hereby generally and specifically disinherit each, any, and all persons whomsoever claiming to be or who may be lawfully determined to be my heirs at law, except as otherwise mentioned in this Will, and if any such person or such heirs, or any devisees or legatees under this Will, or their successors in interest, or any other persons who if I died intestate would be entitled or shall lawfully become entitled to any part of my estate shall either directly or indirectly, singly or in conjunction with other persons, seek to establish or assert any claims to my estate, or any part thereof, excepting under this Will, or attack, oppose, or seek to set aside its provisions, or to have the same or any part thereof, or any devise or devises, or trust herein, limited, declared void or diminished or to defeat or change any part of the testamentary plan of this Will, or settle or compromise, directly or indirectly acquiesce in or fail to contest such proceeding, or shall

Ernest W. Wilkins

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endeavor to secure or take any part of my estate in any manner other than through or under this Will, then, in any or all of the above mentioned cases and events, I hereby give and bequeath to such person or persons the sum of ONE DOLLAR (\$1.00) and no more, in lieu of any other share or interest in my estate, and all of the rest of the interest, share, or property which would otherwise have gone to such person or persons, by devise or inheritance, or which they may be entitled to take under any provision of law, shall go, and I hereby give, devise and bequeath the same, in fee simple, equally share and share alike, to such, each, and all of my devisees and legatees mentioned in this Will as shall not have made, joined, assisted, consented to or acquiesced in such proceedings, or settled or compromised, directly or indirectly, either in or out of court with any contestant of this Will; and if all of said devisees and legatees, their successors in interest, shall join, assist, consent to or acquiesce in such proceedings or so settle or compromise with any such contestants, I hereby give, devise and bequeath in fee the whole of my estate to my next heirs at law, excluding said devisees, legatees, their successors in interest, and such contestants, according to the laws of succession then in force of the State of Oregon, anything to the contrary in this Will notwithstanding.

IN WITNESS WHEREOF, I, EVELYN WILCHER, the
Testatrix above named, have to this, my Last Will and Testament,

Evelyn Wilcher

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consisting of four (4) pages besides this, hereunto subscribed
my name this 29 July day of July, 1968.

Evelyn Wilcher

The foregoing instrument, consisting of four (4)
pages in addition to the page signed by us, was on the date
thereof by EVELYN WILCHER subscribed, published and declared
by her to be her Last Will and Testament, in the presence of us,
who, at her request and in her presence, and in the presence of
each other, did sign the same as witnesses thereto; and we
further declare that at the time of signing this Will the said
EVELYN WILCHER appeared to be of sound and disposing mind
and memory, and not acting under duress, menace, fraud, or the
undue influence of any person whomsoever.

J. W. Goakey Residing at: Klamath Falls, Oregon

Margaret E. Goakey Residing at: Klamath Falls, Oregon

Return
After Recording:
Eddie Wilcher
P.O. Box 247
Keno, Oregon
97627

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record ... 11:59

On 25 day of August A.D. 1982 at 11:59 o'clock A.M.

Subscribed in Vol. M 82, of Deeds on 11122

Fee \$20.00

EVELYN BIEHN, County Clerk
By Joyce M. Druce

Evelyn Wilcher