

K-35704
✓ 31239

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AFFIDAVIT

STATE OF CALIFORNIA)
) ss.
✓ County of Riverside

I, HERBERT HAIMSOHN, personal representative of
CHARLOTTE HAIMSOHN, and I, SANDRA SCHITZER, each being first
duly sworn, depose and state:

PH 2 23
DEC
That Charlotte Haimsohn was a daughter of Helen R.
Mittleman, and met her demise on May 24, 1982, that affiant
Sandra Schnitzer is a granddaughter of Helen R. Mittleman and
a daughter of Babette Schnitzer, who met her demise prior to
June 15, 1976.

That on or about the 13th day of January, 1942,
Harry Mittleman as Trustor gave to Helen R. Mittleman as
Trustee the sum of \$10,000.00 for the benefit of their four
daughters, which sum was invested and reinvested by her over
the years in certain real properties in Portland, Oregon,
which properties in 1972 were exchanged together with properties
of Harry Mittleman and Harry Mittleman, Inc. and Helen R.
Mittleman for the land and buildings housing some 29 branches
of the United States National Bank of Oregon, with the title
in the real property of two of said branches taken in the
name of Helen Rena Mittleman (one located in Klamath Falls,
Oregon and one located in Ashland, Oregon) and the title of
two others taken in the name of Helen R. Mittleman.

That the trust agreement dated the 13th day of

January, 1942 provides in paragraph 9 page 6 of the Agreement, that any property acquired by Helen R. Mittleman as Trustee would be taken in the name of Helen Rena Mittleman without the designation as Trustee, while property acquired by her in her individual capacity would be taken in the name of Helen R. Mittleman, so that all property, title to which was taken in the name of Helen Rena Mittleman after January 13, 1942, was taken by her as Trustee.

That each of the affiants is an heir-at-law of Helen R. Mittleman (Helen Rena Mittleman), who died intestate on June 15, 1976; that Harry Mittleman served as the administrator of the Estate of Helen R. Mittleman and as such administered the assets of the estate which included two other branches of the United States National Bank in Portland and in Brookings, Oregon, which were owned individually by Helen R. Mittleman. The Klamath Falls and Ashland bank branch properties, as trust properties, were not included in the inventory of the estate.

That in the process of administering the estate of Charlotte M. Haimsohn, a daughter of Helen R. Mittleman, who met her demise after the demise of Helen R. Mittleman, it became necessary and advisable to begin the liquidation of the assets of the trust and it then came to the attention of the trustee that the title to the two branches of the United States National Bank, which are described in preliminary report No. 54818 of the Crater Title Insurance Company and

in preliminary report No. K35705 of the Klamath County Title Company, which were assets of the trust estate, were held in the name of Helen Rena Mittleman without designation as Trustee, but that the use of the middle name Rena identified these properties as trust assets.

That separate books and records of the trust are maintained in the office of Harry Mittleman in the name of Helen Rena Mittleman and that subsequent to her death, as provided for in the Trust Agreement and with the consent of all of the affiants, Harry Mittleman succeeded Helen Rena Mittleman as trustee and has so acted and now acts as trustee.

That each of the affiants is making this affidavit in order to induce Crater Title Insurance Company and Klamath County Title Company to insure title in Harry Mittleman, Inc., an Oregon corporation, which corporation is purchasing the Klamath Falls and Ashland properties from the trust. That the books and records of said trust reflect the acquisition of said properties in exchange for other properties belonging to the trustee in 1972 and that the aforesaid properties have been held by the trustee since that date.

Charlotte Haimsohn having survived her mother, Helen R. Mittleman and having subsequently met her demise, Herbert Haimsohn is acting as the personal representative of her estate and is executing this affidavit based upon his knowledge and belief, having been married to Charlotte Haimsohn for several years and aware of the fact that Charlotte Haimsohn's estate

is a beneficiary of the aforesaid trust.

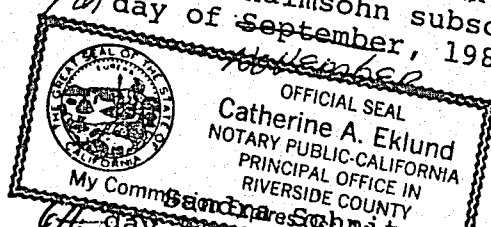
That all of the affiants as heirs-at-law of Helen R. Mittleman are executing quit-claim deeds conveying said Klamath Falls and Ashland branch bank properties to Harry Mittleman, as Trustee, as further inducement to said title insurance companies to insure title in Harry Mittleman, Inc.

IN WITNESS WHEREOF, each of the affiants have signed this affidavit for the purposes hereinbefore set forth this 6th day of October, 1983.

Herbert Haimsohn
Herbert Haimsohn, personal
representative of the Estate
of Charlotte Haimsohn

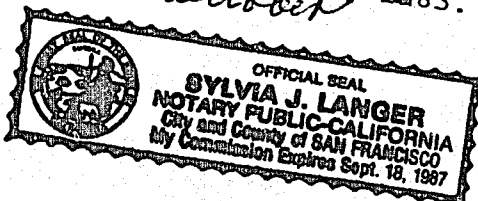
Sandra Schnitzer
Sandra Schnitzer

Herbert Haimsohn, personal representative of the Estate
of Charlotte Haimsohn subscribed and sworn to before me this
7th day of September, 1983.



Catherine A. Eklund
Notary Public for
My commission expires: 10-11-85

Sandra Schnitzer subscribed and sworn to before me this
6th day of September, 1983.



Sylvia J. Langer
Notary Public for
My commission expires: Sept 17, 1987

Ret:
Klamath County Title

STATE OF OREGON: COUNTY OF KLAMATH: ss
I hereby certify that the within instrument was received and filed for
record on the 5th day of December A.D., 19 83 at 2:23 o'clock P. M,
and duly recorded in Vol M83, of Deeds on page 20733.

Fee \$ 20.00

EVELYN BIEHN, COUNTY CLERK
by Don Smith, deputy