

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR JOSEPHINE COUNTY
 2 PROBATE DEPARTMENT
 3 -----

4 In the Matter of the Estate)
 5 of) No. 82-10-E.
 6 LELAND DYKE POTTS,) ORDER APPROVING FINAL ACCOUNT
 7 deceased.) AND DECREE OF FINAL DISTRIBUTION

8 The Personal Representative having filed his Final Account
 9 herein, the Court finds that:

10 1. The time for filing objections have passed, with no objec-
 11 tions filed.

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

15 3. Remaining unsatisfied claims and expenses of administration,
 16 including reasonable attorney's fees, are:

17	Compensation of the Personal Representative	
18	in the amount of.....	\$1,830.00
19	Reasonable attorney's fees in the amount of.....	\$2,650.00
20	Killoran, Nelson, Freudenberg & James,	
21	reimbursement for costs advanced: initial	
22	filing fee, \$15.50; certified copies, \$9.75.....	\$ 25.25
23	Killoran, Nelson, Freudenberg & James,	
24	long distance telephone charges incurred.....	\$ 6.05
25	Miscellaneous costs of administration	
26	estimated to be.....	\$ 200.00

25 4. The remainder of the estate assets, after payment of the
 26 claims and expenses set forth above, is vested as follows, in

63 DEC 22 AM 11 58

KILLORAN, NELSON, FREUDENBERG & JAMES
 LAWYERS
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 Grants, Pa. Oregon 97526
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1 accordance with an agreement entered into by all heirs-at-law of
 2 the decedent pursuant to O.R.S. 116.113(3) pertaining to the vesting
 3 of the real property hereinafter described, which said agreement
 4 has been presented to the Court for approval, and pursuant to the
 5 laws of intestate succession:

6 E. D. Potts, brother of the decedent:

7 The following described real property, located in Klamath
 8 County, Oregon, to-wit:

9 Lot 17, Block 206, in the Second Addition to Mills,
 10 in the City of Klamath Falls, Klamath County, Oregon,

11 which is given the value of \$9,000.00 in the agreement
 12 among the heirs-at-law referred to above; and

13 One-third of the remaining distributable assets of the
 14 estate, less the sum of \$6,000.00 as distributed hereinafter.

15 Quent D. Potts, brother of the decedent:

16 One-third of the remaining distributable assets of the
 17 estate, plus the sum of \$3,000.00 from the distributable
 18 share of E. D. Potts, to equalize the distribution of
 19 the real property as above set forth.

20 Ruby Tschirky, sister of the decedent:

21 One-third of the remaining distributable assets of the
 22 estate, plus the sum of \$3,000.00 from the distributable
 23 share of E. D. Potts, to equalize the distribution of the
 24 real property as set forth above.

25 5. The agreement entered into by the heirs-at-law of the
 26 decedent mentioned above should be approved.

6. Proof of mailing the Notice of the Time for Filing Objections
 to the Final Account and Petition for Decree of Final Distribution
 has been filed herein.

7. The final account should be approved.

IT IS ORDERED AND DECREED:

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 DECREE OF FINAL DISTRIBUTION

- 1 1. The final account is approved.
- 2 2. The Personal Representative is directed to pay the remain-
- 3 ing claims and expenses of administration as set forth above.
- 4 3. The Personal Representative is allowed the sum of \$1,830.00
- 5 as just and reasonable compensation for his services, and \$2,650.00
- 6 as attorney's fees.
- 7 4. The Personal Representative is directed to make distribution
- 8 of the remaining estate property to the persons and in the amounts
- 9 set forth in paragraph 4 above, and said property is hereby vested
- 10 in said persons in the amounts set forth.
- 11 5. The Agreement of Heirs Pursuant to ORS 113(3) filed herein
- 12 is hereby approved.
- 13 6. Any and all property not now known or discovered or not
- 14 herein set forth in which the decedent, Leland Dyke Potts, may have
- 15 or hereafter may acquire any interest in or in which his estate may
- 16 have any interest is hereby distributed, transferred and set over
- 17 to the above named E. D. Potts, brother of the decedent; Quent
- 18 D. Potts, brother of the decedent; and Ruby Tschirky, sister of
- 19 the decedent, in equal shares.
- 20 7. It is further ordered and decreed that the following
- 21 described real property located in Klamath County, Oregon, is
- 22 hereby specifically distributed and set over to E. D. Potts, said
- 23 real property being described as:
- 24 Lot 17, Block 206, in the Second Addition to Mills,
- 25 -----
- 26 -----

1 in the City of Klamath Falls, Klamath County, Oregon.

2 DATED: December 13, 1983.

3 G. NEUFELD

4 Circuit Judge

10
11 *return*
12 **KILLORAN, NELSON,**
13 **FREUDENBERG, & JAMES**

14 LAWYERS

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20 State of Oregon)
21 County of Josephine) ss.

22 The foregoing copy has been compared and is certified
23 by me as a full, true and correct copy of the original on
24 file in my office and in my custody.

25 Witness my hand and seal of the Circuit Court on 12-13-83

26 Phyllis K. George

Trial Court Clerk

By D. Carmichael

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DECREE OF FINAL DISTRIBUTION

STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for
record on the 22nd day of Dec A.D., 1983 at 11:58 o'clock A M,
and duly recorded in Vol M83, of Deeds on page 21887.

EVELYN BIEHN, COUNTY CLERK

Fee \$16.00

by Sam Smith Deputy