

50337

Vol. 185 Page 3751

To the County Clerk of Klamath County

Small Estate of:)

DORIS E. HUTTON,)

Deceased.)

SMALL ESTATE NO. 85-24 SE

AFFIDAVIT OF CLAIMING
SUCCESSOR TESTATE ESTATE

STATE OF CALIFORNIA, County of San Luis Obispo) ss.

We, JOHN ROBERT HUTTON and LAURA JEAN CROOKS, being
duly sworn, depose and say that: We are the devisees and
"claiming successors" of the above-named decedent. This
affidavit is made pursuant to ORS 114.515.

(1) A description of all of decedent's property in
Oregon, including its location, and the assessed value of
the real property is:

"Block 48, Lot 14, 4th Addition to
Nimrod River Park, in the County of
of Klamath, State of Oregon."

The assessed value of the property is
\$4,000.

(2) To affiants' best knowledge, there are no debts of
decedent remaining unpaid;

(3) Decedent died March 18, 1985, a certified copy of
decedent's death certificate is attached hereto;

(4) An application or petition for the appointment of
a personal representative has not been granted in Oregon;

(5) Decedent's heirs and relationships to the decedent
and the last address of each as known to affiants are:

AFFIDAVIT OF CLAIMING SUCCESSOR TESTATE ESTATE -1-

MICHAEL C. MILLER
ATTORNEY AT LAW
FIRST INTERSTATE
BANK BUILDING
801 MAIN STREET
SUITE 210
KLAMATH FALLS,
OREGON 97601-0007
802-8607

OREGON STATE BAR NO. 80134
CALIFORNIA STATE BAR NO. 88998

95 JUN 26 AM 11 13

1 John Robert Hutton, son
 2 Post Office Box 1797
 San Luis Obispo CA 93406

3 Laura Jean Crooks, daughter
 4 2715 Augusta
 San Luis Obispo CA 93401

5 A copy of this affidavit and a copy of the will have
 6 been delivered to each heir or mailed to the heirs at the
 7 last known address stated above;

8 (6) The decedent died testate; decedent's will is
 9 attached to this affidavit;

10 (7) Decedent's devisees and the last address of each
 11 as known to affiants are:

12 John Robert Hutton, son
 13 Post Office Box 1797
 San Luis Obispo CA 93406

14 Laura Jean Crooks, daughter
 15 2715 Augusta
 San Luis Obispo CA 93401

16 A copy of this affidavit and a copy of the will, have
 17 been delivered to each devisee or mailed to the devisee at
 18 the last known address stated above;

19 (8) The interest in decedent's property described in
 20 this affidavit to which each devisee is entitled is:

21 John Robert Hutton, son undivided 1/2 interest
 22 Post Office Box 1797
 23 San Luis Obispo CA 93406

24 Laura Jean Crooks, daughter undivided 1/2 interest
 25 2715 Augusta
 San Luis Obispo CA 93401

(9) A copy of this affidavit has been mailed to the Public Welfare Division, Estate Administration Section, and to the Department of Revenue, Salem, Oregon.

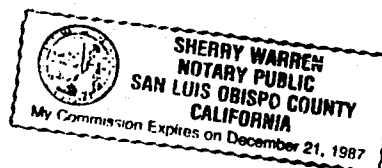
(10) A copy of this affidavit and a copy of the will have been filed with the county clerk of each county where the decedent's real property is located.

John Robert Hutton
Claiming Successor

STATE OF CALIFORNIA, County of San Luis Obispo) ss.

On June 13, 1985 before me, the undersigned, a Notary Public in and for said State, personally appeared JOHN ROBERT HUTTON, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal.

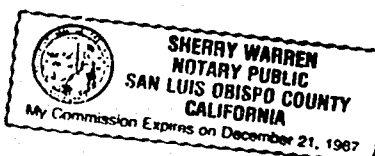


Laura Jean Crooks
Claiming Successor

STATE OF CALIFORNIA, County of San Luis Obispo) ss.

On June 13, 1985 before me, the undersigned, a Notary Public in and for said State, personally appeared LAURA JEAN CROOKS, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same.

WITNESS my hand and official seal.



AFFIDAVIT OF CLAIMING SUCCESSOR TESTATE ESTATE -3-

9754

3-85-40-000354

STATE OF CALIFORNIA									
CERTIFICATE OF DEATH									
STATE FILE NUMBER		1A. NAME OF DECEDENT—FIRST							
		DORIS							
1B. MIDDLE		1C. LAST		LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER					
		ELIZABETH		HUTTON		2A. DATE OF DEATH MONTH, DAY, YEAR 2B. HOUR			
				November 25, 1913		March 18, 1985 1800			
3. SEX		4. RACE/ETHNICITY		5. DATE OF BIRTH		7. AGE		8. NAME AND BIRTHPLACE OF FATHER	
Female		White/American				71		Emerson C. Grove - IL	
9. BIRTHPLACE OF DECEDENT		10. BIRTH NAME AND BIRTHPLACE OF MOTHER		11. SOCIAL SECURITY NUMBER		12. MARITAL STATUS		13. NAME OF SURVIVING SPOUSE OF WIFE, EITHER BIRTH NAME	
WA		Etta Mae McGaffey - SD		562-58-6913		Widowed			
11A. COUNTRY OF BIRTH		11B. IF DECEDENT WAS EVER IN MILITARY OR NAVY		12. PRIMARY OCCUPATION		13. NUMBER OF YEARS		14. EMPLOYER OF SELF-EMPLOYED, OR STATE	
U.S.		1942 TO 1945		Registered Nurse		15		Cottage Hospital	
15. USUAL RESIDENCE—STREET ADDRESS, STREET AND NUMBER OR LOCATION		16. CITY OR TOWN		17. KIND OF INDUSTRY OR BUSINESS		18. CITY OR TOWN		19. NAME AND ADDRESS OF INFORMANT—RELATIONSHIP	
2715 Augusta		San Luis Obispo		Medical		San Luis Obispo		Laura Crooks, Daughter 2715 Augusta San Luis Obispo, California 93401	
20. PLACE OF DEATH		21. STATE		22. NAME AND ADDRESS OF INFORMANT—RELATIONSHIP		23. CITY OR TOWN		24. DATE OF DEATH	
Private Residence		California				San Luis Obispo			
25. STREET ADDRESS, STREET AND NUMBER OR LOCATION		26. CITY OR TOWN		27. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEMS 22 OR 23		28. TYPE OF OPERATION		29. DATE SIGNED	
2715 Augusta		San Luis Obispo		NO				30. DATE SIGNED	
31. DEATH WAS CAUSED BY:		32. ENTER ONLY ONE CAUSE FOR LINE FOR A, B, AND C		33. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		34. WAS DEATH REPORTED TO CORONER?		35. WAS DEATH REPORTED TO CORONER?	
(A) Respiratory Failure		(B) Chronic Obstructive Lung Disease		36. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		37. WAS DEATH REPORTED TO CORONER?		38. WAS DEATH REPORTED TO CORONER?	
(C) Other Significant Conditions—Contributing to Death But Not Related to Cause Given				39. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		40. WAS DEATH REPORTED TO CORONER?		41. WAS DEATH REPORTED TO CORONER?	
39. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		40. WAS DEATH REPORTED TO CORONER?		41. WAS DEATH REPORTED TO CORONER?		42. WAS DEATH REPORTED TO CORONER?		43. WAS DEATH REPORTED TO CORONER?	
44. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		45. WAS DEATH REPORTED TO CORONER?		46. WAS DEATH REPORTED TO CORONER?		47. WAS DEATH REPORTED TO CORONER?		48. WAS DEATH REPORTED TO CORONER?	
49. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		50. WAS DEATH REPORTED TO CORONER?		51. WAS DEATH REPORTED TO CORONER?		52. WAS DEATH REPORTED TO CORONER?		53. WAS DEATH REPORTED TO CORONER?	
54. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		55. WAS DEATH REPORTED TO CORONER?		56. WAS DEATH REPORTED TO CORONER?		57. WAS DEATH REPORTED TO CORONER?		58. WAS DEATH REPORTED TO CORONER?	
59. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		60. WAS DEATH REPORTED TO CORONER?		61. WAS DEATH REPORTED TO CORONER?		62. WAS DEATH REPORTED TO CORONER?		63. WAS DEATH REPORTED TO CORONER?	
64. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		65. WAS DEATH REPORTED TO CORONER?		66. WAS DEATH REPORTED TO CORONER?		67. WAS DEATH REPORTED TO CORONER?		68. WAS DEATH REPORTED TO CORONER?	
69. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		70. WAS DEATH REPORTED TO CORONER?		71. WAS DEATH REPORTED TO CORONER?		72. WAS DEATH REPORTED TO CORONER?		73. WAS DEATH REPORTED TO CORONER?	
74. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		75. WAS DEATH REPORTED TO CORONER?		76. WAS DEATH REPORTED TO CORONER?		77. WAS DEATH REPORTED TO CORONER?		78. WAS DEATH REPORTED TO CORONER?	
79. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		80. WAS DEATH REPORTED TO CORONER?		81. WAS DEATH REPORTED TO CORONER?		82. WAS DEATH REPORTED TO CORONER?		83. WAS DEATH REPORTED TO CORONER?	
84. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		85. WAS DEATH REPORTED TO CORONER?		86. WAS DEATH REPORTED TO CORONER?		87. WAS DEATH REPORTED TO CORONER?		88. WAS DEATH REPORTED TO CORONER?	
89. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		90. WAS DEATH REPORTED TO CORONER?		91. WAS DEATH REPORTED TO CORONER?		92. WAS DEATH REPORTED TO CORONER?		93. WAS DEATH REPORTED TO CORONER?	
94. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		95. WAS DEATH REPORTED TO CORONER?		96. WAS DEATH REPORTED TO CORONER?		97. WAS DEATH REPORTED TO CORONER?		98. WAS DEATH REPORTED TO CORONER?	
99. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH		100. WAS DEATH REPORTED TO CORONER?		101. WAS DEATH REPORTED TO CORONER?		102. WAS DEATH REPORTED TO CORONER?		103. WAS DEATH REPORTED TO CORONER?	

This is a true and correct copy of the record as it bears an embossed seal and is printed in purple ink.

Francis M. Cooney, Clk. Lf. Reg. MAY 23 1985
By _____ Deputy
San Luis Obispo County, California

DOC. NO. 17708
OFFICIAL RECORDS
SAN LUIS OBISPO CO., CAL
APR 3 1985
FRANCIS M. COONEY
County Clerk-Recorder
TIME 11:15 AM
VOL 130 PAGE 545

LAST WILL AND TESTAMENT
OF

DORIS E. HUTTON

I, DORIS E. HUTTON, a resident of the County of San Luis Obispo, State of California, do make, publish and declare this to be my Will, and I revoke all my prior Wills, and Codicils to them.

ARTICLE FIRST

I declare that I am a married woman; that my husband's name is ROBERT W. HUTTON; that I have two adult children, JOHN ROBERT HUTTON and LAURA JEAN HUTTON CROOKS.

I further declare that I have not had any issue which have predeceased me as of the date of this Will and who have left issue surviving.

ARTICLE SECOND

I give, devise and bequeath all of my property, real or personal over which I have any power of testamentary disposition, to my husband, ROBERT W. HUTTON.

ARTICLE THIRD

In the event that my husband, ROBERT W. HUTTON, should predecease me, I give, devise and bequeath all of my property real or personal to my two children, JOHN ROBERT HUTTON and LAURA JEAN HUTTON CROOKS, share and share alike, or their issue by right of representation or absent issue to the surviving child.

ARTICLE FOURTH

I direct that all inheritance, estate or other death taxes that may by reason of my death be attributable to my probate estate or any portion of it, or to any property or transfers of property outside my probate estate, shall be paid by my Executor out of the residue of my estate disposed of by this Will, without adjustment among the residuary beneficiaries and shall not be charged against or collected from any beneficiary or any property outside my

EDWARD H. CHIDLAW
ATTORNEY AT LAW
6800 MORRO ROAD
P. O. BOX 958
ATASCADERO, CALIFORNIA 93422
TELEPHONE (805) 466-4820

After recording return to:
Michael C Miller
601 Main Street, Suite 210
Klamath Falls, Oregon
97601-6007

probate estate.

ARTICLE FIFTH

I nominate and appoint my husband, ROBERT W. HUTTON, to act as Executor of this Will to serve without bond. In the event that he should not be appointed, I nominate and appoint, JOHN ROBERT HUTTON and LAURA JEAN HUTTON CROOKS, to act as Co-Executors of this Will to serve without bond.

I hereby authorize and empower my Executor to sell, convey, mortgage, lease and otherwise deal with and dispose of any and all property with or without notice, that may come into his hands as such Executor, on such terms and at such time and in such manner as to him shall seem best, and without the permission or other order of any court therefore, and without any special proceedings in the administration of my estate, except as may by law be mandatory.

Upon any division or partial or final distribution of my estate, I authorize my Executor to partition, allot and distribute said estate in kind, or partly in money and partly in kind, at valuations determined by the Executor, and to sell such property as the Executor may deem necessary or make a division or distribution.

ARTICLE SIXTH

I have purposely made no provision herein for any other person whether claiming to be an heir of mine or not, and if any person should claim to be an heir of mine and as such should assert a claim to my estate or any part thereof, or should any person whether a beneficiary under this Will or not mentioned herein, contest this Will or object to any of its provisions, then to such person or persons, I hereby give and bequeath the sum of ONE DOLLAR and no more, in lieu of the provision which I have made or which I might have made herein for such person or persons.

IN WITNESS WHEREOF, I have hereunto set my hand at Atascadero, 9757
California, this 26th day of August, 1978.

Doris E. Hutton

The foregoing instrument, consisting of three pages, was, on the date hereof, to wit: on the 26th day of August, 1978, signed, published and declared by the said DORIS E. HUTTON, the Testatrix herein named, as and for 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, have signed the same as subscribing witnesses thereto.

EDWARD H. CHIDLAW

residing at:

6915 SANTA LUCIA
ATASCADERO, CALIF. 93422

DIANNE PACOT

residing at:

1247 Elaine Street
Paso Robles, California 93446

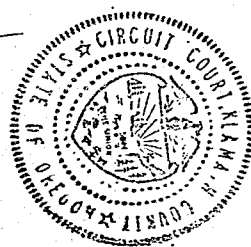
STATE OF OREGON)
County of Klamath)

I, SCOTT M. BESEDA, Clerk of the Circuit Court of the County of Klamath and the State of Oregon do hereby certify that the foregoing copy has been by me compared with the original, and that it is a transcript thereof, and of the whole of such original as the same appears on file or of record in my office and in my care and custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, this 26th day of June, A.D. 1985

SCOTT M. BESEDA, Clerk of Court

By Dianne Mitchell



STATE OF OREGON, County of Klamath) ss.
I certify that the within instrument was received for record on the 26th day of June, 1985 at 11:13 o'clock A..M., and recorded in Volume No. M85 on page 9751 or as microfilm No. 50337, Record of Deeds of said county.

Witness my hand and seal of County affixed. BY: Pam Smith DEPUTY
Evelyn Biehn, County Clerk

Fee: \$29.00