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IN THE CIRCUIT COURT OF THE STATE OF OREGON

FOR THE COUNTY OF KLAMATH 38

In the Matter of the Small Estate of: 00.00

WILSON O. PEARCE,

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ATTORNEY-AT-LAW
38 G STRET BOUTH
LAKEVIEW, OREGON 97830
AREA CODE (SO3) 847.3---

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No. 87-17 SE

\$5,000.00

Year 1984

Deceased. AFFIDAVIT OF CLAIMING SUCCESSOR TESTATE ESTATE

STATE OF CALIFORNIA County of Los Angeles Ss.

I, Mary C. Melichar, being duly sworn, depose and say: I am a devisee and a "Claiming Successor" 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, the assessed value of the real property and the fair market value of the personal property is:

REAL PROPERTY: The decedent, at the time of his death, owned an undivided one-fourth (1/4) interest in the following described real property situated within Klamath County, State of Oregon, to-wit:

Township 40 South, Range 8 E.W.M., Klamath County, Section 7: East half of Southeast Quarter of Southwest Quarter (20 acres).

Klamath County Assessor's Account Number: 4008-1700-06000-000 Klamath County Assessor's value at date of death: (Total value of \$17,060.00 divided by 4) Klamath County Assessor's value, present date: (Total value of \$20,000.00 divided by 4) Year 1981

## PERSONAL PROPERTY: None

- To affiant's best knowledge, there are no debts of decedent remaining unpaid.
  - 3. Decedent died March 11, 1985; a certified copy of

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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 affiant are:

Leslie Max Pearce, stepson, (died December 1, 1985)
Patricia Ann Massey, stepdaughter, Rt. 1, Box 626
Collinsville, OK
Mary Carlene Melichar, daughter, 9717 Hayvenhurst
Sepulveda, CA 91343
Lynne Dee Graziano, daughter, 9717 Hayvenhurst
Sepulveda, CA 91343

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

6. The decedent died testate; a certified copy of decedent's will is attached to this affidavit.

Anna Rae Pearce, the wife of Wilson P. Pearce, predeceased him, therefore, the Third paragraph of his Last Will and Testament became operative; a certified copy of her death certificate is also attached hereto.

7. Decedent's devisees and the last address of each as known to affiant are:

Patricia Ann Massey, Rt. 1, Box 626, Collinsville, OK 74021 Mary Carlene Melichar, 9717 Hayvenhurst, Sepulveda, CA 91343 Lynne Dee Graziano, 9717 Hayvenhurst, Sepulveda, CA 91343

8. The interest in decedent's property described in this affidavit under paragraph one (1) above to which each devisee is entitled is in accordance with the Last Will and Testament, page 1, paragraph "THIRD" as follows: If my said wife fails to survive me, or in the event our deaths occur simultaneously or approximately so, or in the same common accident or calamity, then I give, devise and

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bequeath all of such property to MARY CARLENE OLIVER MELICHAR, LYNNE DEE GRAZIANO, LESLIE MAX PEARCE and PATRICIA ANN MASSEY, share and share alike, or to their issue by right of representation."

- 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 clerk certified copy of this affidavit has been recorded in the Records of Deeds in the County of Klamath, State of Oregon, and a copy of the recorded affidavit will be provided the Klamath County Assessor's office, Klamath County Courthouse Annex,
- The Claiming Successor has employed Forrest E. Cooper, Attorney at Law, 35, G Street South, Lakeview, OR 97630, telephone number (503)947-3355, as the attorney to assist in the administration of the above-entitled small estate. The attorney fees agreed upon at the time of employment is the sum of \$400.00 plus costs of filing fee and recording fee.
- 12. Pursuant to ORS 114.555, if a personal representative has not been appointed within four (4) months after the filing of this Affidavit, the interest of the decedent in all of the property described herein is transferred to the persons shown by this Affidavit to be entitled thereto and any other claims against the property described herein are barred except as provided in ORS 114.545.

Mary C. Meliches

ARY C. MELICHAR, Claiming Successor

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AFFIDAVIT OF CLAIMING SUCCESSOR TESTATE

SUBSCRIBED AND SWORN to before me this 12th day of

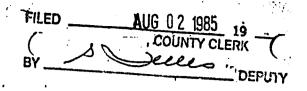
1986. December

OFFICIAL SEAL SANDY GALASSO MOTARY PUBLIC - CALIFORNIA PRINCIPAL OFFICE IN LOS ANGELES COUNTY

My Commission Expires May 11, 1987

NOTARY PUBLIC FOR CALIFORNIA

My Commission Expires: Sandy Galasso



NVP 00740

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STATE OF COURT
MATH COACCESSUIT COURT
1684 MAR 26 PH 4: 07

WILL

OF

WILSON O. PEARCE

\* \* \* \* \* \*

I, WILSON O. PEARCE, a resident of Apple Valley,
California, declare this to be my Will and revoke all former
Wills and Codicils by me made.

FIRST: I declare that I am married to ANNA

RAE PEARCE and that we have two children the issue of the marriage, whose names are MARY CARLENE

OLIVER MELICHAR of Victorville, California, and LYNNE DEE

GRAZIANO of Eagle Point, Oregon, and that my wife has two
children of a prior marriage, whose names are LESLIE MAX

PEARCE of Granada Hills, California, and PATRICIA ANN MASSEY
of Collinsville, Oklahoma.

SECOND: I give, devise and bequeath to my wife,

ANNA RAE PEARCE, all of the property,

both real and personal, of which I die possessed.

THIRD: If my said wife fails to survive me, or in the event our deaths occur simultaneously or approximately so, or in the same common accident or calamity, then I give, devise and bequeath all of such property to MARY CARLENE OLIVER MELICHAR, LYNNE DEE GRAZIANO, LESLIE MAX PEARCE and PATRICIA ANN MASSEY, share and share alike, or to their issue by right of representation.

FOURTH: I appoint as Executrix of this Will my wife, ANNA RAE PEARCE, without

ANTHONY J. PIAZZA
ATTORNEY AT LAW

SUITE ONE, GREEN TREE INN 14173 GREEN TREE BOULEVARD VICTORVILLE, CALIFORNIA 92392 requirement of bond. If she for any reason is unable to serve in that capacity, I appoint in her stead PATRICIA ANN MASSEY, also without requirement of bond.

I authorize my Exëcutrix to sell, with or without notice, at either public or private sale, and to lease any property belonging to my estate, subject only to such confirmation of Court as may be required by law.

FIFTH: I declare that except as otherwise provided in this Will, I have intentionally omitted to provide herein for any of my heirs. If any devisee, legatee or beneficiary to this Will or any legal heir of mine or person claiming under any of them shall contest this Will or attack or seek to impair or invalidate any of its provisions or conspire with or voluntarily assist any one attempting to do any of those things, in that event I specifically disinherit each such person and all legacies, bequests and interests given under this Will to that person shall be forfeit and shall augment proportionately the shares of my estate given under this Will to or in trust for such of my devisees, legatees and beneficiaries as shall not have participated in such acts or proceedings. If all my devisees, legatees and beneficiaries shall participate in such proceedings, I give, devise and bequeath the whole of my estate to my heirs at law, according to the laws of succession of the State of California then in force, excluding all contestants and persons conspiring with and voluntarily assisting them.

IN WITNESS WHEREOF, I have hereunto set my hand this day of aug,

ADMITTED INTO PROBATE

COUNTY CLERK JOHN J. CORCORAN

The foregoing instrument, consisting of three (3) pages, including this page, was at the date hereof, by WILSON O. PEARCE signed as and declared to be his Will, in the presence of us, who at his request and in his presence, and in the presence of each other, have subscribed our names as witnesses thereto.

Each of us observed the signing of this Will by WILSON O. PEARCE and by each other subscribing witness and knows that each signature is the true signature of the person whose name was signed.

Each of us is now more than 21 years of age and a competent witness and resides at the address set forth after his or her name.

We are acquainted with WILSON O. PEARCE. At this time, he is over the age of 18 years, and to the best of our knowledge he is of sound mind and is not acting under duress, menace, fraud, misrepresentation or undue influence.

We declare under penalty of perjury that the foregoing is true and correct.

Executed on <u>accq.22</u>, 1979, at Victorville, California.

Betsyd Obeler residing at 17582 Brangon

Nesperia Calif

Brench Texperesiding at Star Kente Box 100

THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE AND OF RECORD IN MY OFFICE.

ATTEST	 ,	JUL	14	1986

FRANK S. ZOLIN
County Clerk/Executive Officer of the
Superior Court of California, County of

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I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF A CERTIFICATE ON FILE IN THE SAN BERNARDINO COUNTY HEALTH DEPARTMENT, IF THE WORDS CERTIFIED COPY ARE IN

LOUIS E. MAHONEY, M.D., M.P.H. DIRECTOR OF PUBLIC HEALTH



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County of Klamath )

I, LYN G. HARDY Clerk of the Circuit Court of the County of Klamath and the State of Oragon do hereby cartify that the forming copy has been by me compared with the orbital and a construction therefrom, and of the whole of such a compared with the orbital and a com

STATE OF OREGON: COUNTY OF KLAMATH: ss.

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