

Vol. 1787 Page 13430

Department of Probate

4 SMALL ESTATE OF

5 ERNEST LAWRENCE BRIGGS,
6

Deceased.

7 STATE OF OREGON

8 County of Multnomah
9

Case No. 8705-90956

14-00000-15456
AFFIAVIT OF CLAIMING
SUCCESSOR-TESTATE ESTATE

SS.

I, DAVID E. BRIGGS, being first duly sworn on oath, depose
 ay:
 1. I am the sole

10 and say:

11
12 1. I am the sole heir or devisee of the above-named
13 decedant, and a "claiming successor" to the decedant's estate.
14 This Affidavit is made pursuant to ORS 114.515 et seq.
15 2. A description of all of the
including the

14 2. A description of all of the decedant's e
15 including the fair market value of all real and personal
16 property, is:
17 Property

Property

Fair Market Value

1979 Pontiac Le Mans
License No. DRF 290

\$1,750

DRF 290

Miscellaneous furnishings
and personal items

2,000

Miscellaneous tools
and equipment

800

Residence
4221 Balsam Drive
Klamath Falls, Oregon 97601
legal description:
Lot 10

6,250

description:
Lot 10, Block 6, STEWART, according
to the official plat thereof, County
of Klamath, State of Oregon

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HYATT LEGAL SERVICES
1725 S. E. 122nd Avenue
Portland, Oregon 97216
Telephone (503) 253-5700

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1 3. Reasonable efforts have been made to ascertain
2 creditors of the estate. Affiant is unaware of any debts of the
3 decedant remaining unpaid.

4 4. The decedant died on March 10, 1987. A certified copy
5 of the death certificate is attached herto.

6 5. An application or petition for the appointment of a
7 Personal Representative has not been granted in Oregon.

8 6. Affiant is the decedant's son and sole heir or
9 devisee. My current address is 3939 N.E. Cully, Portland,
10 Oregon 97218.

11 7. The decedant died testate. Decedant's Will is attached
12 hereto.

13 8. A copy of this Affidavit has been mailed to the Adult
14 and Family Services Division, Estate Administration Section, and
15 to the Oregon Department of Revenue.

16 9. A copy of this Affidavit and a copy of the Will have
17 been delivered to each devisee named in Paragraph 6, above, at
18 the last address known to affiant.

19 10. Affiant, as the decedant's sole heir and devisee, is
20 entitled to the decedant's entire estate.

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1 11. A copy of this Affidavit and a copy the decedant's will
2 have been filed with the county clerk of Klamath County, which
3 is the county in which the decedant owned real property.
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5
6

7 SUBSCRIBED AND SWORN to before me this 7th day of
8 May, 1987.
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David E. Briggs
David E. Briggs

Notary Public for Oregon
My Commission expires: 4/15/88

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LAST WILL AND TESTAMENT OF: ERNEST LAWRENCE BRIGGS

Signed: July 25, 1985

Original located at:

Copies located at: Office of Quentin D. Steele
130 Pine Street
Klamath Falls, OR 97601

Last Will and Testament
of

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ERNEST LAWRENCE BRIGGS

I, ERNEST LAWRENCE BRIGGS, being a person over the age of eighteen (18) years, a resident and inhabitant of the State of Oregon, which I hereby declare to be my domicile, and being of sound and disposing mind and memory, and not acting under duress, menace, fraud, or undue influence of any person whomsoever, do hereby make, publish and declare this to be my Last Will and Testament, hereby revoking all other Wills and Codicils previously made by me.

I.

I declare that I am divorced from my former spouse, VERA MAE BRIGGS, and that I have one natural child, namely: DAVID ERNEST BRIGGS, who resides in Portland, Oregon.

II.

I hereby direct that upon my death, all of my just debts, costs of administration, funeral expenses and taxes imposed by reason of my death, be first paid out of my estate by my Personal Representative, hereinafter named.

III.

I give, devise and bequeath all of my property, whether real, personal, mixed, or otherwise, of which I die seized or

LAST WILL AND TESTAMENT OF
ERNEST LAWRENCE BRIGGS

ELB

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or possessed, or to which I may have any power of appointment, to my son DAVID ERNEST BRIGGS, provided he does not predecease me. If my said son should predecease me, I give devise and bequeath my said estate to my former spouse, VERA MAE BRIGGS.

IV.

I have purposely made no provision for any other person, whether claiming to be an heir of mine or not, and if any person, whether a beneficiary under this Will or not mentioned herein, shall contest this Will or object to any of the provisions hereof, I give to such person so contesting or objecting the sum of One Dollar (\$1.00), and no more, in lieu of the provisions which I have made or which I might have made herein for such person so contesting or objecting.

V.

I hereby appoint DAVID ERNEST BRIGGS, my son, to be the Personal Representative of this Will, to serve without bond. Should DAVID ERNEST BRIGGS predecease me or is in any way unable or unwilling to serve, then it is my wish that my former spouse, VERA MAE BRIGGS, serve as alternate Personal Representative, also without bond.

VI.

In addition to all powers and authority conferred upon my Personal Representative by law, I hereby authorize my said Personal Representative to sell, lease or mortgage the whole or any part of my estate at either private or public sale, with or

LAST WILL AND TESTAMENT OF
ERNEST LAWRENCE BRIGGS

E. L. B.

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without notice, but subject to such confirmation as may be required by law. My Personal Representative may at his option and in his sole discretion, continue to hold, manage and operate any business or enterprises that I may hold at the time of my death, the profits and losses, if any therefrom, to unure or be chargeable respectively to my estate and not to my Personal Representative.

VII.

I have not entered into a contract to make Wills or a contract not to revoke Wills.

If any part of this Will is held to be void, invalid or inoperative, I direct that such voidness, invalidity or inoperativeness shall not effect any part of this Will, and that the remainder of this Will shall be carried into effect as though such part had not been contained herein.

IN WITNESS WHEREOF, I have hereunto set my hand this the 25th day of July, 1985.

Ernest Lawrence Briggs
ERNEST LAWRENCE BRIGGS

LAST WILL AND TESTAMENT OF
ERNEST LAWRENCE BRIGGS

E L B

The foregoing instrument consisting of four pages, including this page, was on the date it bears, the 25th day of July, 1985, signed, sealed, published and declared by the Testator, ERNEST LAWRENCE BRIGGS, as and for his Last Will and Testament, 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, and we do hereby certify that the Testator at said time was of sound and disposing memory, cognizant of the natural objects of his bounty, and not acting under the fraud, menace, duress or undue influence of any person whomsoever.

Loi Young Residing at Klamath Falls, Oregon

Thos C. Haynes Residing at Klamath Falls, Oregon

STATE OF OREGON
County of Klamath

)
) ss.
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AFFIDAVIT OF ATTESTING
WITNESSES TO WILL

We, the undersigned, being first duly sworn, depose
and say, each for himself:

On the date of the foregoing Will of Ernest Briggs,
in our presence, the said Ernest Briggs signed the same and
declared it to be his Will, whereupon, at his request and in his
presence, we attested the Will by signing our names thereto.

To the best of my knowledge, the said Testator was at
the time over the age of 18 years and of sound mind.

Lee Young

Ernest C. Haynes

SUBSCRIBED AND SWORN to before me this 28th day of July
1985.

Cordelia Citre
NOTARY PUBLIC FOR OREGON
My Commission Expires: 1-31-89

AFFIDAVIT OF ATTESTING WITNESSES TO WILL-

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Company the 27th day
of July A.D., 19 87 at 3:29 o'clock P M., and duly recorded in Vol. M87
of Misc. on Page 13430

FEE \$37.00

Evelyn Biehn, County Clerk
By Pat Smith