

87080

Vol. 788 Page 7267

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF KLAMATH - PROBATE COURT

In the Matter of the Estate of)
TERRELL BAGLEY,)
Deceased.)

Case No. 88-3652

SMALL ESTATE AFFIDAVIT OF
CLAIMING SUCCESSOR TESTATE
ESTATE

STATE OF OREGON)
County of Klamath) ss.

I, RUTHIE LEE JACKSON, as a "claiming successor" under ORS
114.505(1) depose and say:

1. All of the decedent's real and personal property which
would be subject to estate administration in Oregon comprises of
the following:

<u>Property</u>	<u>Fair Market Value</u>	<u>Location</u>
A. Real Property:		
Lot 1, Block 23	\$2,750	Klamath, County
First Addition		
Ferguson Mountain		
Pines, Klamath County		
Oregon		
B. Personal Property: None		

2. I am advised and believe and therefore state the fact to
be that reasonable efforts have been made by the affiant to
ascertain creditors of the estate. The debts of decedent
remaining unpaid, including the amounts thereof, and the names and
addresses of the creditors known to the affiant are:

SMALL ESTATE AFFIDAVIT -- PAGE 1

Aspell & Della-Rose
ATTORNEYS AT LAW
123 SOUTH FIFTH STREET
KLAMATH FALLS OREGON 97601
(503) 833-7154

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NAME

ADDRESS

AMOUNT OF DEBT 7208

3. Decedent died on the 26th day of June, 1986, at 918 Oliander Street, Lompoc, California (Santa Barbara County).

Attached is a certified copy of decedent's death certificate.

4. An application or petition for appointment of a personal representative has not been granted in Oregon.

5. Decedent's estate is subject to ancillary administration California in the cause entitled In Re Estate of Terrell Lee Bagley, aka Terrell Bagley, Superior Court of California, County of Santa Barbara, Case No. SN52086 filed December 1, 1986.

6. Decedent's heirs and relationships to decedent and the last address of each as known to affiant are attached hereto marked as Exhibit "A". A copy of this Affidavit has been mailed to each heir at the last known address as shown therein.

7. The decedent died intestate.

8. Your affiant herein is the mother of the decedent and the sole surviving parent. The decedent was not survived by a spouse, nor by children. Under the laws of intestate succession of the State of Oregon, your affiant herein is the sole heir at law of the property above described.

7209

1 9. A copy of this Affidavit has been mailed to the Adult &
2 Family Services Division, Estate Administration Section, Salem,
3 Oregon, and to the Department of Revenue, Salem, Oregon.

4 10. A copy of this Affidavit is being tendered with the Clerk
5 of Klamath County, Oregon, for filing in the Deed Records of that
6 County.

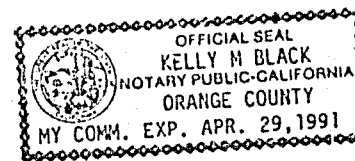
7 Ruthie Lee Jackson
8 RUTHIE LEE BAGLEY JACKSON

9 SUBSCRIBED AND SWORN TO before me this 13th day of

April, 1988.

10 Kelly M. Black
11 NOTARY PUBLIC FOR OREGON

12 My commission expires: 4-29-91



Arpell & Della-Rose
ATTORNEYS AT LAW
122 SOUTH FIFTH STREET
KLAMATH FALLS, OREGON 97601
(503) 863-7754

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address)

ARAK, WELTER, SNIPPER and GREENE
1880 Century Park East, Ste. 400
Los Angeles, CA 90067

TELEPHONE NO

213/557-1905

FOR COURT USE ONLY

7210

FILED
SUPERIOR COURT
SANTA BARBARA

JAN 8 1987

KENNETH A. PETTIT, County Clerk-Recorder

By:

JUDY EAMES, Deputy Clerk Recorder

CASE NUMBER:

SM52086

ATTORNEY FOR (Name) Petitioner, KELLY M. BLACK
SUPERIOR COURT OF CALIFORNIA, COUNTY OF SANTA BARBARA

STREET ADDRESS 312 East Cook Street

MAILING ADDRESS:

CITY AND ZIP CODE Santa Maria, CA 93454

BRANCH NAME: Santa Maria

ESTATE OF (NAME):

TERRELL LEE BAGLEY aka TERRY BAGLEY

☐

TESTAMENTARY

LETTERS

DECEDENT

☐

OF ADMINISTRATION WITH WILL ANNEXED

☒

OF ADMINISTRATION

☐

OF SPECIAL ADMINISTRATION

LETTERS

1. ☐ The last will of the decedent named above having been proved, the court appoints (name):

a. ☐ Executor

b. ☐ Administrator with will annexed

2. ☒ The court appoints (name):
KELLY M. BLACK

a. ☒ Administrator of the decedent's estate

b. ☐ Special administrator of decedent's estate
(1) ☐ with the special powers specified in the Order for Probate
(2) ☐ with the powers of a general administrator

3. ☒ The personal representative is authorized to administer the estate under The Independent Administration of Estates Act
☒ with full authority ☐ without authority to sell or exchange real property or to grant an option to purchase real property.

WITNESS, clerk of the court, with seal of the court affixed,
Date: JAN 8 1987

Clerk KENNETH A. PETTIT JUDY EAMES, Deputy

(SEAL)

Form Approved by the
Judicial Council of California
DF-150 (Rev. January 1, 1986)

AFFIRMATION
I solemnly affirm that I will perform the duties of personal representative according to law.

Executed on (date): 11-22-86
at (place): Los Angeles, California.

Kelly M. Black
(PERSONAL REPRESENTATIVE)

CERTIFICATION
I certify that this document is a correct copy of the original on file in my office and that the letters issued the personal representative appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.

Date: JAN 8 1987

KENNETH A. PETTIT

Clerk, by Judy Eames, Deputy

(SEAL)

LETTERS
(Probate)

Probate Code, §§ 463, 465, 501, 502, 540
Code of Civil Procedure, § 2015.6

The Superior Court

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P SM52086

GENERAL INSTRUCTIONS TO ESTATE REPRESENTATIVES
(Conservator, Guardian, Administrator, or Executor)

You have been appointed a Representative of an estate by this Court. Upon qualification as such Representative you become an officer of the court and assume certain duties and obligations. An attorney is best qualified to advise you regarding these matters, but you should clearly understand the following:

1. In managing the property of the estate you have several duties: you may not profit from your position as a representative or, without prior court hearing and order enter into any financial transaction with the estate. You must manage the estate's assets with the care of a prudent man dealing with the property of another. You must be cautious and you may not speculate.
2. You must keep the money and property of this Estate separate from your own, and must never commingle them with your own or other property. When you open a bank account for the funds, it must be in the name of the Estate, by its fiduciary (yourself). The securities of the Estate must also be held in the name of the Estate. In a minor's guardianship, with more than one ward, you must keep a separate ledger account of all property belonging to each ward and all receipts for and disbursements from each such account. The surety who posted your bond guaranteeing the Estate against loss may require that its representative, or your attorney, join with you in signing checks or other orders for withdrawal of money from the bank.
3. A parent is not entitled to use a minor's property for the support of such minor. The Court may permit you to make certain payments from the minor's funds after a hearing on a petition filed by you, but you may not use the money until a court order is signed. As the Representative, you must not spend the Estate's money until you have received permission from the Probate Court to do so. If you do not obtain such permission, you will be surcharged for same, i.e., you will have to reimburse the Estate from your funds. (There are exceptions, such as approved Creditors' Claims or tax payments. However, consult your attorney before paying these.)
4. You may reimburse yourself for official court costs paid by you to the County Clerk and for the premium on your bond. You may *not* pay fees to your attorney or to yourself without prior order of court.
5. Within 3 months after your appointment you must file with the court an inventory of all money and other property belonging to the Estate and held by you. You must arrange to have a court-appointed Referee fix the value of such property, and the Inventory and Appraisal must then be filed with the court. (The Representative, rather than the Referee, determines the value of certain "cash items" and your attorney will advise you as to this procedure.)
6. After you have qualified as an Estate Representative, you must file an account annually (or as often as the court directs) which shows all property you have received during the year, and what you have spent. You must describe in detail what you have left after the payment of expenses ("balance on hand").
7. You must obtain the court's permission to sell, lease, mortgage or invest the property of an Estate. Application for such permission is usually made by your attorney.

It is important that you cooperate with your attorney at all times so that he may assist you in carrying out the responsibilities entrusted to you. When in doubt, contact him.

SUPERVISING PROBATE JUDGE

I have read and understand the above instructions.

x Keely M. Black
REPRESENTATIVE

x Dated: 11-22-86

204 x SOCIAL SECURITY NO. 526-47-6710

x DRIVER'S LICENSE NO. C 205 2338

76G256 12-83
RP065

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ the _____ day
of _____ A.D., 19 88 at 3:10 o'clock P M., and duly recorded in Vol. M88,
of _____ Deeds _____ on Page 7207.

FEE \$25.00

By Bernetha A. Letoch County Clerk