

5184

ASPEN 33211

TELEPHONE NO.:

(714) 652-0552

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address):

JOHN ROBERT WILLIAMS
Attorney at Law
910 East Florida Avenue, Suite C-2
Hemet, California 92343

ATTORNEY FOR (Name): DORIS JANET ASHFORD, Petitioner
SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE

STREET ADDRESS: 4050 Main Street
MAILING ADDRESS: P. O. Box 431
CITY AND ZIP CODE: Riverside, California 92502

BRANCH NAME:

ESTATE OF (NAME): HENRY EDMUND ASHFORD, JR., also known as
HENRY E. ASHFORD, JR., also known as HENRY E.
ASHFORD, also known as H.E. ASHFORD, DECEDENT

ORDER FOR PROBATE

ORDER ☒ Executor
APPOINTING ☐ Administrator with Will Annexed
☐ Administrator ☐ Special Administrator
☒ Order Authorizing Independent Administration of Estate
☒ with full authority ☐ with limited authority

FOR COURT USE ONLY

FILED
RIVERSIDE COUNTY

DEC 23 1988

WILLIAM E. CONERLY, Clerk
By *S. Kolb* S. Kolb
Deputy

CASE NUMBER:

57359

1. Date of hearing: 12-19-88 Time: 9:30 a.m. Dept/Rm: HEMET Judge: WILLIAM H. SULLIVAN

THE COURT FINDS

2. a. All notices required by law have been given.
b. Decedent died on (date): October 9, 1988
(1) ☒ a resident of the California county named above
(2) ☐ a nonresident of California and left an estate in the county named above
c. Decedent died
(1) ☐ intestate
(2) ☒ testate and decedent's will dated: June 29, 1988
and each codicil dated:
was admitted to probate by Minute Order on (date): December 19, 1988

THE COURT ORDERS

3. (Name): DORIS JANET ASHFORD

is appointed personal representative:

- a. ☒ Executor of the decedent's will
b. ☐ Administrator with will annexed
c. ☐ Administrator

and letters shall issue on qualification.

4. a. ☒ Full authority is granted to administer the estate under the Independent Administration of Estates Act.
b. ☐ Limited authority is granted to administer the estate under the Independent Administration of Estates Act. There is authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property.

5. a. ☒ Bond is not required.
b. ☐ Bond is fixed at: \$
provided by law.
c. ☐ Deposits of: \$
location):

and receipts shall be filed. No withdrawals shall be made without a court order.

6. ☒ (Name): CALIFORNIA PROBATE REFEEPEE
69-730 HWY 111, SUITE 207
Date: DEC 23 1988 RANCHO MIRAGE, CA 92270
(619) 321-5454

7. ☐ Number of pages attached:

- d. ☐ Special Administrator
(1) ☐ with general powers
(2) ☐ with special powers as stated in Attachment 3d

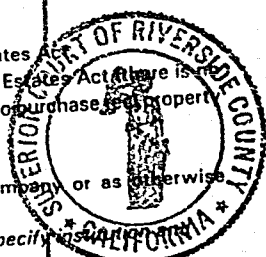
(3) Each document of which this certificate is attached is certified to be a full, true and correct copy of the original on file and of record in the Administration of Estates Act.

WILLIAM E. CONERLY, County Clerk and Ex-Officio Clerk of the Superior Court, County of Riverside, State of California, are ordered to be placed in a blocked account at (specify institution):

Dated: AUG 29 1989

Certification must be in red to be a "CERTIFIED COPY"

William H. Sullivan
JUDGE OF THE SUPERIOR COURT

☐ Signature follows last attachment.

Probate Code, § 329

ORDER FOR PROBATE

JUL 12 1989

17306

FILED
RIVERSIDE COUNTY

JUL 17 1989

WILLIAM E. CONERLY, Clerk

By P. Blaze

P. Blaze
Deputy

Attorney for Petitioner, DORIS JANET ASHFORD

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF RIVERSIDE
HEMET SESSION
CASE NO. 57359

The Estate of

HENRY EDMUND ASHFORD, JR., also
known as HENRY E. ASHFORD, JR.,
also known as HENRY E. ASHFORD,
also known as H. E. ASHFORD,

Deceased.

JUDGMENT OF FINAL DISTRIBUTION
ON WAIVER OF ACCOUNTING AND
FOR ALLOWANCE OF ATTORNEY'S
FEES

DORIS JANET ASHFORD, as Executor of the Will of HENRY EDMUND ASHFORD, JR., also known as HENRY E. ASHFORD, JR., also known as HENRY E. ASHFORD, also known as H. E. ASHFORD, filed her Waiver of Accounting and Petition For Final Distribution, and the Account and Report and Petition for Its Settlement coming on July 3, 1989, regularly for hearing, Petitioner appearing by her counsel, JOHN ROBERT WILLIAMS, the Court finds:

Notice of the time and place for hearing has been duly given as required by law.

All of the allegations of the Petition are true.

HENRY EDMUND ASHFORD, JR., also known as HENRY E. ASHFORD, JR., also known as HENRY E. ASHFORD, also known as H. E. ASHFORD, died October 9, 1988, in the County of Riverside, State of California, being at the time of his death a resident thereof.

1 On December 19, 1988, decedent's Will dated June 29, 1988,
2 was admitted to probate by Order of this Court. DORIS JANET
3 ASHFORD qualified as Executor of the decedent's Will on January 5,
4 1989, and ever since has been and now is the Executor of the de-
5 cent's Will.

6 Notice to creditors has been published in the manner and
7 for the period provided by law and the estate is now in a con-
8 dition to be closed.

9 No claims were filed or presented against the estate.

10 All debts of the decedent and of the estate and all expen-
11 ses of administration, including the fees of the duly appointed
12 Probate Referee, excepting for Executor's commissions, attorney's
13 fees and closing expenses have been paid. The time for filing cre-
14 ditor's claims has expired.

15 Notice has been given pursuant to Probate Code Section
16 215.

17 No federal estate tax return has been filed due to the
18 fact that the estate is of insufficient size for such a return to
19 be required.

20 No personal property taxes are due in the estate.

21 No California State or federal income taxes are payable
22 in the estate.

23 A written report of the Probate Referee appointed herein
24 was filed May 1, 1989, showing the value of the estate to be
25 \$114,602.89.

26 The personal representative is entitled to a total statu-
27 tory commission for ordinary services of Three Thousand Four
28 Hundred Forty-two Dollars and Five Cents (\$3,442.05). The personal

1 representative has waived the right to receive the statutory com-
2 mission to which she is entitled.

3 JOHN ROBERT WILLIAMS, as Attorney for the personal
4 representative, is entitled to a total statutory fee for ordinary
5 services of Three Thousand Four Hundred Forty-two Dollars and Five
6 Cents (\$3,442.05). By agreement between the petitioner and peti-
7 tioner's attorney, JOHN ROBERT WILLIAMS, petitioner's attorney has
8 agreed to accept a total fee of Two Thousand Two Hundred Twenty-six
9 Dollars and Ninety-eight Cents (\$2,226.98) for services rendered in
10 this matter.

11 The whole of the estate is the separate property of the
12 decedent.

13 Distribution should be ordered as prayed for.

14 IT IS ORDERED AND ADJUDGED that:

15 1. The administration of the estate is brought to a
16 close.

17 2. The Waiver of Accounting and Petition For Final
18 Distribution is settled, allowed and approved as filed.

19 3. All acts and transactions of the Executor relating to
20 the matters set forth in the Petition and Report are ratified,
21 confirmed and approved.

22 4. JOHN ROBERT WILLIAMS, as attorney for the personal
23 representative of the estate, is allowed Two Thousand Two Hundred
24 Twenty-six Dollars and Ninety-eight Cents (\$2,226.98) as the fee
25 for ordinary services pursuant to agreement between the personal
26 representative and the attorney. DORIS JANET ASHFORD, as the
27 personal representative, is ordered to withdraw that sum from the
28 funds of the estate and pay it to JOHN ROBERT WILLIAMS.

1 5. The following described property on hand for distri-
2 bution is distributed in the following manner.

3 A. Specific Gifts.

4 1. To SANDRA LEA SHACKELFORD, an undivided one-
5 half interest in furniture and furnishings (Item 8 of Attachment 2
6 to the Inventory and Appraisalment filed May 1, 1989.)

7 2. To ROGER TYLER ASHFORD, an undivided one-half
8 interest in furniture and furnishings (Item 8 of Attachment 2 to
9 the Inventory and Appraisalment filed May 1, 1989.)

10 B. Residue.

11 1. To SANDRA LEA SHACKELFORD, in Trust for the
12 uses and purposes, upon the terms and subject to the conditions set
13 forth in Article SEVENTH of decedent's Will dated June 29, 1988, as
14 follows:

15 / "(1) So long as my wife, DORIS JANET ASHFORD,
16 is living, the Trustee shall pay to or apply for the benefit of my
17 wife, as much of the net income and principal of the trust as the
18 Trustee in the Trustee's discretion deems necessary for her proper
19 support, care, maintenance and health, after taking into con-
20 sideration, to the extent the Trustee deems advisable, any other
21 income or resources of the beneficiary, known to the Trustee. Any
22 net income not distributed shall be accumulated and added to prin-
23 cipal.

24 / (2) Upon the death of my wife, the Trustee
25 shall divide the trust estate into as many equal shares as there
26 are children of mine then living and children of mine then deceased
27 leaving children then living. The Trustee shall allocate one (1)
28 such equal share to each living child of mine and one (1) such

1 equal share to each group composed of the living children of a
2 deceased child of mine.

3 ✓ (a) Each share allocated to a child of
4 mine then living shall be distributed by the Trustee to said child,
5 free of trust.

6 ✓ (b) Each share allocated to a living
7 child of a deceased child of mine shall be retained and admi-
8 nistered by the Trustee as follows:

9 ✓ (i) The Trustee shall accumulate
10 and add to principal all of the income of each child's trust until
11 the child attains age eighteen (18).

12 ✓ (ii) When the child attains the age
13 eighteen (18), the Trustee shall distribute to the child one-third
14 (1/3) of the principal of the child's trust as then constituted and
15 the Trustee shall pay to or apply for the benefit of the child the
16 entire net income of the child's trust, quarter-annually or at more
17 frequent intervals. If the Trustee deems the income to be insuf-
18 ficient, the Trustee shall also pay to or apply for the benefit of
19 the child as much of the principal of the child's trust as the
20 Trustee in the Trustee's discretion deems necessary for the child's
21 proper support, care, maintenance, and education, after taking into
22 consideration, to the extent the Trustee deems advisable, any
23 income or other resources of the child, outside the child's trust,
24 known to the Trustee. When the child attains age twenty-three
25 (23), the Trustee shall distribute to the child one-half (1/2) of
26 the principal of the child's trust as then constituted. When the
27 child attains age twenty-eight (28), the Trustee shall distribute
28 to the child the undistributed balance of his trust.

1 ✓ (iii) If a living child of a
2 deceased child of mine, dies before becoming entitled to receive
3 distribution of his entire trust, the undistributed balance of that
4 child's trust shall thereupon be distributed, free of trust, to the
5 living children of a deceased child of mine, then living, provided
6 however, that if any part of that balance would otherwise be
7 distributed to a person for whose benefit a trust is then being
8 administered according to its terms, such part shall augment such
9 beneficiary's share of such trust, except that any addition to a
10 partially distributed trust shall augment proportionately the
11 distributed and the undistributed portions of the trust.

12 ✓ (3) Whenever a provision is made in this
13 Trust for payment for the "education" of a beneficiary, the term
14 "education" shall be construed to include college, postgraduate
15 study, and vocational training, so long as pursued to advantage by
16 the beneficiary, at an institution of the beneficiary's choice; and
17 in determining payments to be made for such college, postgraduate
18 study, or vocational training, the Trustee shall take into con-
19 sideration the beneficiary's related living expenses to the extent
20 that they are reasonable.

21 ✓ (4) No interest in the principal or income
22 of the trust shall be anticipated, assigned, or encumbered, or be
23 subject to any creditor's claim or to legal process, prior to the
24 actual receipt by the beneficiary.

25 ✓ (5) Unless sooner terminated in accordance
26 with other provisions of this Trust, the trust created under this
27 Will shall terminate twenty-one (21) years after the death of the
28 last survivor of the beneficiaries who are living at the time of my

1 death. All principal and undistributed income of any trust so ter-
2 minated shall be distributed to the then income beneficiaries of
3 that trust in the proportions in which they are, at the time of
4 termination, entitled to receive the income; provided, however,
5 that if the rights to income are not then fixed by the terms of the
6 trust, distribution under this clause shall be made, in equal
7 shares to those beneficiaries who are then entitled or authorized
8 to receive income payments.

9 (6) To carry out the purposes of the trust
10 the Trustee is vested with the following powers with respect to the
11 trust estate and any part of it, in addition to those powers now or
12 hereafter conferred by law:

13 (a) To continue to hold any property
14 and to operate at the risk of the trust estate any business that
15 the Trustee receives or acquires under the trust as long as the
16 Trustee deems advisable;

17 (b) To manage, control, grant options
18 on, sell (for cash or on deferred payment), convey, exchange, par-
19 tition, divide, improve, and repair trust property;

20 (c) To lease trust property for terms
21 within or beyond the term of the trust and for any purpose,
22 including exploration for and removal of gas, oil, and other
23 minerals; and to enter into community oil leases, pooling, and uni-
24 tization agreements;

25 (d) To borrow money, and to encumber or
26 hypothecate trust property by mortgage, deed of trust, pledge, or
27 otherwise;

28 (e) To carry, at the expense of the

1 trust, insurance of such kinds and in such amounts as the Trustee
2 deems advisable to protect the trust estate and the Trustee against
3 any hazard;

4 (f) To commence or defend such litiga-
5 tion with respect to the trust or any property of the trust estate
6 as the Trustee may deem advisable, at the expense of the trust;

7 (g) To compromise or otherwise adjust
8 any claims or litigation against or in favor of the trust;

9 (h) To invest or reinvest the trust
10 estate in every kind of property, real, personal, or mixed, and
11 every kind of investment, specifically including, but not by way of
12 limitation, corporate obligations of every kind, stocks, preferred
13 or common, shares of investment trusts, investment companies, and
14 mutual funds, and mortgage participations, which men of prudence,
15 discretion, and intelligence acquire for their own account, and any
16 common trust fund administered by the Trustee.

17 (i) With respect to securities held in
18 the trust, to have all the rights, powers, and privileges of an
19 owner, including, but not by way of limitation, the power to vote,
20 give proxies, and pay assessments; to participate in voting trusts,
21 pooling agreements, foreclosures, reorganizations, consolidations,
22 mergers, liquidations, sales, and leases, and incident to such par-
23 ticipation to deposit securities with and transfer title to any
24 protective or other committee on such terms as the Trustee may deem
25 advisable; and to exercise or sell stock subscriptions or conver-
26 sion rights.

27 (j) Except as otherwise specifically
28 provided herein, the determination of all matters with respect to

1 what is principal and income of the trust estate and the apportion-
2 ment and allocation of receipts and expenses between these accounts
3 shall be governed by the provisions of the California Principal and
4 Income Law from time to time existing. Any such matter not pro-
5 vided for either in this Will or in the Principal and Income Law
6 shall be determined by the Trustee in the Trustee's discretion.

7 ✓ (k) In any case in which the Trustee is
8 required, pursuant to the provisions of the trust, to divide any
9 trust property into parts or shares for the purpose of distribu-
10 tion, or otherwise, the Trustee is authorized, in the Trustee's
11 absolute discretion, to make the division and distribution in kind,
12 including undivided interests in any property, or partly in kind
13 and partly in money, and for this purpose to make such sales of the
14 trust property as the Trustee may deem necessary on such terms and
15 conditions as the Trustee shall see fit.

16 ✓ (7) There need be no physical segregation or
17 division of the various trusts except as segregation or division
18 may be required by the termination of any of the trusts, but the
19 Trustee shall keep separate accounts for the different undivided
20 interests.

21 ✓ (8) The term "Trustee" as used herein shall
22 include any Trustee named in the Will. If my daughter, SANDRA LEA
23 SHACKELFORD, shall for any reason fail to qualify or cease to act
24 as Trustee, my son, ROGER TYLER ASHFORD, shall serve as Trustee.
25 If my son, ROGER TYLER ASHFORD, shall for any reason fail to
26 qualify or cease to act as Trustee, SECURITY PACIFIC NATIONAL BANK
27 shall serve as Trustee. No bond shall be required of any person
28 ///

1 named as Trustee herein."

- 2 ✓ Cash in the sum of \$ 115.00
- 3 ✓ Paine Webber Account HE 07093 47,
4 Hemet, California
- 5 ✓ 500 shares of the common stock of
6 Allegheny Power Systems, Inc.
- 7 ✓ 200 shares of the common stock of
8 Fleetwood Enterprises
- 9 ✓ 500 shares of Paine Webber GNMA Fund
- 10 ✓ 578.412 shares of Paine Webber High
11 Yield Fund
- 12 ✓ 2,012 shares of the common stock of
13 Southern California Edison Corporation
- 14 ✓ 15 Units of Corporate Income Fund 149 MPS
- 15 ✓ 4044.310 shares in Paine Webber Cash Fund

16 6. Any property not now known or discovered and any
17 income of the estate received prior to distribution is distributed
18 to SANDRA LEA SHACKELFORD, in trust, pursuant to paragraph 5.B.
19 above.

20 DATED: JUL 17 1989
21 This must be in red 1989a
22 "CERTIFIED COPY"

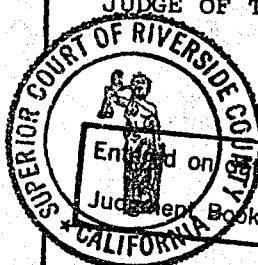
23 Each document of which this certificate
24 is attached is certified to be a full,
25 true and correct copy of the original
26 on file and of record in my office.

27 *William E. Conerly*

28 WILLIAM E. CONERLY, COUNTY CLERK
and Ex-Officio Clerk of the Superior Court,
County of Riverside, State of California

Dated: AUG 29 1989

Certification must be in red to be a
"CERTIFIED COPY"



Entered on file -
Judgment Book 507- Page 154

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

-10- Aspen Title Co.

JUDGMENT OF FINAL DISTRIBUTION
ON WAIVER OF ACCOUNTING

on this 14th day of Sept. A.D., 1989
at 11:02 o'clock A.M. and duly recorded
in Vol. M89 of Deeds Page 17305

Evelyn Biehn County Clerk

By *Pauline Mullens*

Fee, \$58.00

Deputy.