

22056

FILED

Vol. m90 Page 21855In the Probate Court of the County of Klamath, Oregon

1990 SEP 17 PM 12:00

Estate No. 900-3053 CV

Small Estate of:

FLORINDA LYNCH SOTO

CLERK OF COURT AFFIDAVIT OF CLAIMING SUCCESSOR  
TESTATE ESTATESTATE OF OREGON, County of Multnomah ss.

I, Ramona Soto Rank, being first duly sworn, depose and say that: I am a devisee of the above named decedent and a "claiming successor" to a portion of said decedent's estate as set forth below. This affidavit is made pursuant to Oregon Revised Statutes, Section 114.505 to 114.560.

(1) Name of Decedent Florinda Lynch Soto Age 87 Soc. Sec. No. 542-54-8572  
Domicile/Post Office Address 5629 Independence, Klamath Falls, Oregon 97601

(2) Decedent died November 10, 1987, at Klamath Falls, Oregon;  
a certified copy of decedent's death certificate is attached hereto;

(3) A description of all of decedent's property, including the fair market value of the real property and the fair market value of the personal property, is:

Real Property Legal Description (Including County)

Fair Market Value

An undivided one-half interest in and to Tract Ten (10) of  
Independence Tracts, Klamath County, Oregon, according to  
the duly recorded plat thereof now on file in the office  
of the clerk of Klamath County, Oregon

\$ 12,255.00

Fair Market Value

None

(4) No application or petition for the appointment of a personal representative has been granted in Oregon;

(5) The decedent died testate; decedent's will is attached to this affidavit;

(6) Decedent's heirs and the last address of each as known to affiant are:

Name

Last Known Address

Ramona Soto Rank 13007 N.E. Fremont, Portland, Oregon 97230

Elnathan Davis 1949 Melrose, Klamath Falls, Oregon 97601

Harold Lloyd Davis (deceased) 2816 Summers Lane, Klamath Falls, Oregon 97603

A copy of this affidavit showing the date of filing and a copy of decedent's will will be delivered to each heir or mailed to each heir at the heir's last known address stated above;

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

Name

Last Known Address

Ramona Soto Rank 13007 N.E. Fremont, Portland, Oregon 97230

Elnathan Davis 1949 Melrose, Klamath Falls, Oregon 97601

Harold Lloyd Davis (deceased) 2816 Summers Lane, Klamath Falls, Oregon 97603

A copy of the will and a copy of the affidavit showing the date of filing will be delivered to each devisee or mailed to the devisee at the devisee's last known address;

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

| Name  | Interest          |
|---|-------------------|
| Elnathan Davis  | \$2,000           |
| Ramona Soto Rank, as personal representative of the Estate of Harold Lloyd Davis (deceased) | \$2,000           |
| Ramona Soto Rank  | Balance of Estate |

(9) Reasonable efforts have been made to ascertain creditors of the estate. The expenses of and claims against the estate remaining unpaid or on account of which the affiant or any other person is entitled to reimbursement from the estate, including the known or estimated amounts thereof and the names and addresses of the creditors, as known to the affiant are:

| Name of Creditor | Address | Nature of Expense/Claim | Known or Estimated Amount |
|------------------|---------|-------------------------|---------------------------|
| None             |         |                         |                           |

A copy of the affidavit showing the date of filing will be delivered to each creditor who has not been paid in full or mailed to the creditor at the last known address.

(10) The name and address of each person known to the affiant to assert a claim against the estate which the affiant disputes and the last known or estimated amount thereof:

| Name | Address | Known or Estimated Amount |
|------|---------|---------------------------|
| None |         |                           |

A copy of the affidavit showing the date of filing will be delivered to each of the above or mailed to each person at each person's last known address.

(11) A copy of the affidavit showing the date of filing will be mailed or delivered to the Adult and Family Services Division, Estate Administration Section and to the Department of Revenue, Salem, Oregon.

(12) Claims against the estate not listed herein or in amounts larger than those listed herein may be barred unless:

(a) A claim is presented to the affiant within four months of the filing of this affidavit at the following address: Ramona S. Rank, c/o Miller, Nash et al., 111 S.W. 5th Ave., Ste. 3500, Portland, OR 97204; or

(b) A personal representative of the estate is appointed within the time allowed under ORS 114.555;

(13) If there is listed one or more claims which the affiant disputes [See (10)], such claim(s) may be barred unless:

(a) A petition for summary determination is filed within four months of the filing of this affidavit; or

(b) A personal representative of the estate is appointed within the time allowed under ORS 114.555;

(14) A copy of this affidavit showing the date of filing or an abstract meeting the requirements of ORS 113.165(2), will be mailed or delivered with the required recording fee to the county clerk in each county where said decedent's real property, if any, is located.

*Ramona Soto Rank*  
Ramona Soto Rank

Subscribed and sworn to before me on September 13, 1990

*Kimberly K. Gillis*  
Notary Public for Oregon. My commission expires 8/3/92

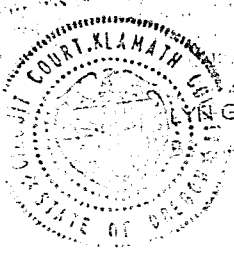
EXCERPT FROM ORS 114.515: "If the estate consists of personal property having a fair market value of \$25,000 or less, or real property having a fair market value of \$60,000 or less, or a combination of personal property having a fair market value of \$25,000 or less, and real property having a fair market value of \$60,000 or less, not less than 30 days after the death of the decedent, one or more of the claiming successors may file an affidavit with the clerk of the probate court in any county where there is venue for a proceeding seeking the appointment of a personal representative for the estate. The affidavit shall contain the information required by ORS 114.525 . . ."

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21857

STATE OF OREGON )  
County of Klamath )  
J. G. HARDY

Clerk of the Circuit Court of the County  
of Klamath and the State of Oregon, do hereby certify that the foregoing  
instrument is a true and correct copy of the original as the same appears  
from the records of the County of Klamath.



Witness my hand and the seal of said Court this 8th day of Oct. 1990  
J. G. HARDY  
Mary J. Brylman

Return: Miller, Nash, Wiener, Hager & Carlson  
Attn: Kimberly K. Tellin  
111 S.W. Fifth Ave. #3500  
Portland, Or. 97204

STATE OF OREGON, ss.  
County of Klamath

Filed for record at request of:

on this 31st day of Oct. A.D., 19 90  
at 11:11 o'clock A M. and duly recorded  
in Vol. M90 of Deeds Page 21855  
Evelyn Biehn County Clerk  
By Dorise Muelendor

Deputy.

Fee. \$18.00