

26576

AFFIDAVIT OF HEIRSHIP, INHERITANCE AND OWNERSHIP

In the Matter of the Estate of)
 Ernest W. Jolly, Deceased)
 STATE OF WASHINGTON)
) ss.
 County of Snohomish)

The undersigned, Joyce C. Jolly all over the age of 18 years, being first duly sworn, depose and say:

1. That the following are all the heirs at law of Ernest W. Jolly, Deceased and have their residence and domicile:

NAME:ADDRESS:

Joyce C. Jolly

21920 Vine Road, Lynnwood, WA 98036

That the decedent has no deceased children or children of such children that are not affiants hereto.

2. That Ernest W. Jolly died on 7-30-89; that at the time of his death, the domicile (legal residence) of the decedent was 21928 Vine Road, Lynnwood, WA, Snohomish County, Washington, and had resided at such address for 25 years and that within three years prior to death, the decedent was not a resident of another state.

3. That at the time of his death, he owned, 1/5 mortgagees interest in mortgage dated November 20, 1972, recorded February 21, 1971 in Volume M73 at page 1852, Microfilm Records of Klamath County, Oregon on real property in Klamath County, Oregon Described as:

That portion of Lot 6 of Section 36, Township 37 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, and that portion of Lot 6, Section 31, Township 37 South, Range 9 East of the Willamette Meridian Klamath County, Oregon, lying Northwesterly of Shady Pine Road.

4. That there are no debts or encumbrances remaining unpaid which are or may become a line on said property, all claims against the estate have been paid, and federal estate taxes have been paid and all inheritance taxes have been paid. (If any, a copy of decedent's will is attached).

5. That this Affidavit is made for the purpose of inducing Ticor Title Insurance Company of Oregon to issue its policy of policies of title insurance on the above described property. In consideration of the issuance of said policy or policies, the undersigned agrees to hold Mountain Title Company of Klamath County and/or Ticor Title Insurance Company of Oregon free and clear of all liability and responsibility for any loss, damage or expense that may arise or it may suffer by reason of the issuance of such policy of policies without requiring probate of the estate of the decedent.

DATED: January 31, 1991

STATE OF OREGON)
) ss.
 County of Klamath)

January 31, 1991

Personally appeared the above named Edward D. Jolly as attorney in fact for Joyce C. Jolly and acknowledged the foregoing to be his voluntary act and deed.

BEFORE ME:

Nancy M. Whinnell
 Notary Public for Oregon

My Commission Expires: 6/8/92

AFTER RECORDED RETURN TO:

Edward D. Jolly
 1125 Prescott
 Klamath Falls, OR 97601

91 MAR 13 AM 9 57

STATE OF WASHINGTON DEPARTMENT OF SOCIAL AND HEALTH SERVICES
VITAL RECORDS

3985

1492

LOCAL FILE NUMBER

CERTIFICATE OF DEATH

1. NAME—FIRST, MIDDLE, LAST ERNEST WILLIAM JOLLY				2. SEX Male		3. DEATH DATE (Mo., Day, Yr.) July 30, 1989		146		STATE FILE NUMBER								
4. AGE LAST BIRTHDAY (Yrs.) 64		5. UNDER 1 YEAR MO'S DAYS HOURS MINS		7. BIRTHDATE (Mo., Day, Yr.) Dec. 22, 1924		8. BIRTH STATE IN OR IN U.S.A. (give county) Oregon		9. CITIZEN OF WHAT COUNTRY? U.S.A.		10. COUNTY OF DEATH Snohomish								
11. CITY, TOWN OR LOCATION OF DEATH Lynnwood				12. PLACE OF DEATH—BY BOX FOR PLACE THEN GIVE ADDRESS OR INSTITUTION NAME 1. HOME 2. CHURCH 3. HOSPITAL 4. NURSING HOME 5. OTHER PLACE 21920 Vine Road				13. EXPOSURE (If last 15 years) (Yes/No) No										
14. MARITAL STATUS—Married, Never Married, Widowed, Divorced Married		15. SURVIVING SPOUSE (If wife, give maiden name) Joyce Carol Davis				16. WAS DECEDENT EVER IN U.S. ARMED FORCES? (Young) Yes		17. SOCIAL SECURITY NO. 541-22-1345		18. HIGHEST SCHOOL GRADUATE? (Yrs. No.) Yes								
19. USUAL OCCUPATION (Give kind of work done during most of working life DO NOT list retired) Painter				20. KIND OF BUSINESS OR INDUSTRY Industrial		21. Was Decedent of Hispanic Origin or descent? (Ancestry) (Specify Yes or No. If Yes specify Cuban, Mexican, Puerto Rican, etc.) No		22. RACE (White, Black, Asian or Pacific Islander, American Indian, Alaskan Native, Other) White										
23. RESIDENCE—NUMBER AND STREET 21920 Vine Road				24. CITY/TOWN OR LOCATION Lynnwood		25. HOME CITY (County) Yes		26. COUNTY Snohomish		27. STATE Washington								
28. ZIP CODE 98036				29. FATHER'S NAME—FIRST, MIDDLE, LAST Arthur Jolly		30. MOTHER'S NAME—FIRST, MIDDLE, MAIDEN SURNAME Beatrice Blower												
31. INFORMANT—NAME Joyce C. Jolly				32. MAILING ADDRESS—STREET OR R.F.D. NO. 21920 Vine Road				CITY OR TOWN Lynnwood		STATE Washington								
33. BURIAL, CREMATION, REMOVAL, OTHER (Specify) Burial				34. DATE (Mo., Day, Yr.) 08/05/1989		35. CEMETERY/CREMATORY—NAME Evergreen Washelli Cemetery		36. LOCATION—CITY/TOWN, STATE Seattle, Washington										
37. FUNERAL DIRECTOR'S SIGNATURE <i>[Signature]</i>				38. NAME OF FACILITY 1212 Bleitz Funeral Home		39. ADDRESS OF FACILITY 316 Florentia St., Seattle, WA		98109										
TO BE COMPLETED ONLY BY CERTIFYING PHYSICIAN						TO BE COMPLETED ONLY BY MEDICAL EXAMINER OR CORONER												
40. TO THE BEST OF MY KNOWLEDGE, DEATH OCCURRED AT THE TIME, DATE, AND PLACE AND DUE TO THE CAUSE(S) STATED SIGNATURE AND TITLE <i>[Signature]</i> M.D.						41. ON THE BASIS OF EXAMINATION AND/OR INVESTIGATION, IN MY OPINION DEATH OCCURRED AT THE TIME, DATE, AND PLACE AND DUE TO THE CAUSE(S) STATED SIGNATURE AND TITLE <i>[Signature]</i> 89-826												
42. DATE SIGNED (Mo., Day, Yr.) 08/01/1989						43. HOUR OF DEATH (24 Hrs.) 0100												
44. NAME AND TITLE OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER (Type or Print) Dr. Robert Burdick: M.D.						45. HOUR OF DEATH (24 Hrs.) August 3, 1989												
46. NAME AND ADDRESS OF CERTIFIER—PHYSICIAN, MEDICAL EXAMINER OR CORONER (Type or Print) Dr. Robert Burdick: M.D. 1200 Harvard Ave. Seattle, WA. 9812																		
50. PART I. ENTER THE DISEASES, INJURIES, OR COMPLICATIONS WHICH CAUSED THE DEATH. DO NOT ENTER THE MODE OF DYING SUCH AS CARDIAC OR RESPIRATORY ARREST, SHOCK, OR HEART FAILURE. LIST ONLY ONE CAUSE ON EACH LINE.																		
<table border="1"> <tr> <td rowspan="3">IMMEDIATE CAUSE (Final disease or condition resulting in death). Sequentially list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (Disease or injury which initiated events resulting in death) LAST.</td> <td>(a) esophageal cancer metastatic</td> <td>INTERVAL BETWEEN ONSET AND DEATH</td> </tr> <tr> <td>(b) due to, OR AS A CONSEQUENCE OF, (b) liver</td> <td>INTERVAL BETWEEN ONSET AND DEATH</td> </tr> <tr> <td>(c) due to, OR AS A CONSEQUENCE OF, (c)</td> <td>INTERVAL BETWEEN ONSET AND DEATH</td> </tr> </table>												IMMEDIATE CAUSE (Final disease or condition resulting in death). Sequentially list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (Disease or injury which initiated events resulting in death) LAST.	(a) esophageal cancer metastatic	INTERVAL BETWEEN ONSET AND DEATH	(b) due to, OR AS A CONSEQUENCE OF, (b) liver	INTERVAL BETWEEN ONSET AND DEATH	(c) due to, OR AS A CONSEQUENCE OF, (c)	INTERVAL BETWEEN ONSET AND DEATH
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	(c) due to, OR AS A CONSEQUENCE OF, (c)	INTERVAL BETWEEN ONSET AND DEATH																
51. OTHER SIGNIFICANT CONDITIONS—CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE GIVEN ABOVE						52. AUTOPSY? (Yes/No) No		53. WAS CASE REFERRED TO MEDICAL EXAMINER OR CORONER? (Yes/No) Yes										
54. ACC. SUICIDE, HO. UNDET. OR PENDING INVEST. (Specify)		55. INJURY DATE (Mo., Day, Yr.)		56. HOUR OF INJURY (24 Hrs.)		57. DESCRIBE HOW INJURY OCCURRED												
58. INJURY AT WORK? (Yes/No)		59. PLACE OF INJURY—AT HOME, FARM, STREET, FACTORY, OFFICE, BLDG, ETC. (Specify)				60. LOCATION—STREET OR R.F.D. NO., CITY/TOWN, STATE												
61. REGISTRAR SIGNATURE <i>[Signature]</i>						62. DATE RECEIVED (Mo., Day, Yr.) AUG - 3 1989												

SNOHOMISH HEALTH DISTRICT
COURTHOUSE
EVERETT, WA 98201

CERTIFICATION ON BACK

DSHS 9-641A (11/85)

THIS IS A CERTIFIED COPY OF THE RECORD ON FILE WITH VITAL RECORDS. CERTIFIED COPIES MUST HAVE THE OFFICIAL SEAL

3986

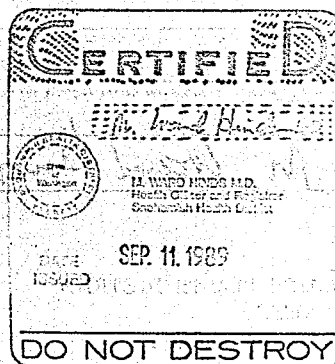
CERTIFICATE OF DEATH

After recording return to:

Edward D. Jolly

1125 Prescott

Klamath Falls, OR 97601



063786 D

MTC # 24067-DN

LAST WILL AND TESTAMENT
OF
ERNEST W. JOLLY

KNOW ALL MEN BY THESE PRESENTS: That I, ERNEST W. JOLLY, being of legal age and considering the uncertainty of life and being of sound and disposing mind and memory and not acting under duress, menace, fraud nor undue influence of any person whomsoever, do make, publish and declare this to be my Last Will and Testament, that is to say:

I.

At the time of the execution of this Will I am married to JOYCE C. JOLLY. I have no children either born to or adopted by myself. By my marriage to JOYCE C. JOLLY I have three step-children, namely: SPENCER F. MOUGIN, PAUL D. MOUGIN and MARK S. MOUGINE. I have no other children born to or adopted by myself.

II.

All of the property in which I have any interest as of the date of this Will is owned by the community composed of myself and my above named wife.

III.

I order and direct that all my just debts be paid by my personal representative hereinafter named with convenient speed.

IV.

I hereby expressly provide, order and direct that all of my estate of which I may be possessed at the time of my death shall be settled by my personal representative hereinafter named without the intervention of any court and in such manner as he may deem

advisable, with full power to sell and convey any or all of the real estate or personal property belonging to my estate without any order of any court for that purpose, without notice or confirmation and at such prices and upon such terms and conditions as to him may seem just. After the probate of this Will and the filing of an inventory and publication of notice to creditors as required by law, all of my estate shall be held, managed and settled without the intervention of any court.

V.

I hereby intentionally leave nothing to my step-son, SPENCER F. MOUGIN.

VI.

I hereby give, devise and bequeath to my wife, JOYCE C. JOLLY, all the rest, residue and remainder of my property whatsoever, both real, personal and mixed, wheresoever situated provided she survives me.

VII.

In the event my said wife, JOYCE C. JOLLY, predeceases me or dies simultaneously with me, or dies at such time and in such manner as to make it impossible to determine which of us died first, then and in that event, the devise and bequest to her is null and void and of no effect and I do then give, devise and bequeath all the rest, residue and remainder of my property, both real, personal and mixed, whatsoever, and wheresoever situated to my step-children, PAUL D. MOUGIN and MARK S. MOUGINE, in equal portions to share and share alike.

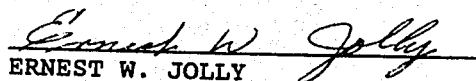
VIII.

I hereby nominate and appoint my wife, JOYCE C. JOLLY, as personal representative of this, my Last Will and Testament, to act without bond. In the event my said wife, JOYCE C. JOLLY,

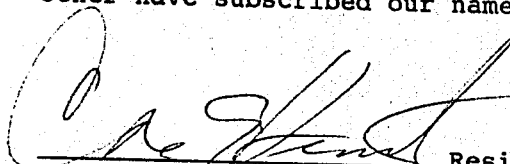
predeceases me or for any other reason fails to qualify as my personal representative, I hereby nominate and appoint my step-son, MARK S. MOUGINE, to act in her place and stead as personal representative of this, my Last Will and Testament with the same powers as herein granted to JOYCE C. JOLLY and to serve without bond.

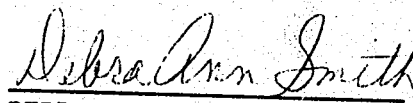
LASTLY, I hereby revoke all former Wills and Codicils by me made.

IN WITNESS WHEREOF I have hereunto set my hand and seal and publish and declare this my Last Will and Testament on this 17th day of May, 1989.


ERNEST W. JOLLY

The foregoing instrument, consisting of three pages, of which this is the third, was on the 17th day of May, 1989, signed, sealed and published by ERNEST W. JOLLY as, and declared to be, his Last Will and Testament in the presence of each of us, who, at his request and in his presence and in the presence of each other have subscribed our names as witnesses thereto.


CHARLES E. HUNTER Residing at Everett.


DEBRA ANN SMITH Residing at Everett.

COMMUNITY PROPERTY AGREEMENT

THIS AGREEMENT, made by and between ERNEST W. JOLLY and JOYCE C. JOLLY, husband and wife, of Lynnwood, Washington, pursuant to the provisions of Section 26.16.120, Revised Code of Washington, providing for agreements between husband and wife for the fixing of the status and disposition of community property to take effect upon the death of either,

W I T N E S S E T H: That

IN CONSIDERATION of the love and affection that each of said parties has for the other, and in consideration of the mutual benefits to be derived by the parties hereto, it is hereby agreed, covenanted and promised as follows:

FIRST: That all property of whatsoever nature or description, whether real, personal or mixed, and wheresoever situated, now owned or hereinafter acquired by them or either of them, shall be considered and is hereby declared to be community property.

SECOND: That upon the death of either of the parties hereto, title to all community property as defined in the preceding paragraph shall immediately vest in fee simple in the survivor of them.

IN WITNESS WHEREOF, the said ERNEST W. JOLLY and JOYCE C. JOLLY have set their hands and seals this 17th day of May, 1989.

After recording return to:
Edward D. Jolly
1125 Prescott
Klamath Falls, OR 97601

ERNEST W. JOLLY

JOYCE C. JOLLY

STATE OF WASHINGTON)) SS
COUNTY OF SNOHOMISH)

This certifies that on the 17th day of May, 1989, personally appeared before me ERNEST W. JOLLY and JOYCE C. JOLLY, to me known to be the individuals who executed the foregoing instrument and acknowledged the same as their free and voluntary act and deed for the uses and purposes therein mentioned.

WITNESS my hand and official seal the day and year in this certificate first above written.

NOTARY PUBLIC in and for the State
of Washington, residing at Everett, WA
My commission expires 6/25/91

STATE OF OREGON,
County of Klamath ss

Filed for record at request of:

Mountain Title co.

on this 6th day of March A.D., 19 91
at 9:57 o'clock A M. and duly recorded
in Vol. M91 of Deeds Page 3984
Evelyn Biehn, County Clerk
By Pauline Nickols

Fee, \$38.00