

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
IN AND FOR THE COUNTY OF KLAMATH

In the Matter of the Estate )  
of ) CASE NO. 9002313CV  
ELLEN AUGUSTA GUTHRIE, ) ORDER APPROVING FAMILY  
Deceased. ) SETTLEMENT AGREEMENT AND  
AUTHORIZING DISTRIBUTION

THIS MATTER having come before the Court pursuant to the  
Petition of the Personal Representative, it is hereby

ORDERED that the Family Settlement Agreement attached to this  
Order is hereby approved and the Personal Representative is  
authorized to make a partial distribution of the assets of the  
estate in conformance therewith including all remaining cash to be  
deposited in the trust account of Boivin, Jones & Uerlings to be  
distributed for paying the following: accounting fees, attorney  
fees and costs and fiduciary income taxes, with the remaining funds  
to be distributed equally amongst the heirs.

The distribution of the estate shall be as follows:

To Darrell L. Guthrie:

Prior cash distribution of \$5,000  
All of the decedent's interest in the real property described as:

Lot 31 of LOST RIVER COURT ADDITION, according to the  
official plat thereof on file in the office of the County  
Clerk of Klamath County, Oregon

including the Luis Leon Razo Trust Deed Collection Escrow in the  
sum of \$5,740.00 held at Mountain Title Company;  
Residence at 173 W. Court Drive, Merrill, Oregon; further described  
as:

ORDER APPROVING FAMILY SETTLEMENT AGREEMENT  
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BOIVIN & UERLINGS, P.C.  
ATTORNEYS AT LAW  
110 NORTH SIXTH STREET, SUITE 209  
KLAMATH FALLS, OREGON 97601  
(503) 884-8101

ck.  
60.00  
3.00

APR 18 1991

92 APR 15 PM 3 27

Lot 32 of Lost River Court Addition to Merrill, Oregon; subject to: (1) Liens of the City of Merrill, if any, (2) Acreage use limitations under provisions of the United States Statutes and regulations issued thereunder, and liens and assessments of Klamath Project and Klamath Irrigation District, and regulations, contracts, easements and water and irrigation rights in connection therewith, (3) 25 foot set-back line on lots fronting County Road or Trout Street, and (4) Restrictions and reservations as set forth in that certain deed from Bessie Greenmyer, a single woman, to Fay L. Roberge, dated May 20, 1947, recorded June 4, 1947 in Volume 207 at Page 163, Deed Records of Klamath County, Oregon.

Cash distribution of \$9,862.80.

To James M. Guthrie:

Prior cash distribution of \$5,000;  
Furnishings and personal items valued at \$1,575.00;  
Two (2) burial plots located at Finley's Memorial Park in Portland, Oregon;  
Cash distribution of \$37,948.20.

To John B. Guthrie:

Prior cash distribution of \$5,000;  
Silver coins valued at \$2,250.00;  
Loans receivable of \$30,557.00;  
Furnishings and personal items valued at \$690.00;  
1984 Buick LeSabre, Serial #8416463715, VIN #1G4AP69Y7EH927593;  
Oregon License Number ERY 418;  
1968 Dodge Truck, Serial #8126840660, VIN #4781845662, Oregon License Number F100369;  
1964 Flatbed Trailer, Serial #8126840659, VIN #DR856987T, Oregon License Number F100370;  
1973 Ford Cabover Truck, Serial #7928420268, VIN #C61DVQ30453, Oregon License Number F92046;  
Cash distribution of \$10,735.80.

To Thomas J. Guthrie:

Prior cash distribution of \$5,000;  
Loans receivable of \$9,235.00  
Furnishings and personal items valued at \$645.00  
Cash Distribution of \$30,153.20.

To Terry L. Guthrie:

Loans receivable valued at \$87,192.00;  
Furnishings and personal items valued at \$740.00  
1971 Ford Truck, Serial #8029764712, VIN #N60BVJ90975, Oregon  
License Number T409380.

In order to make up the difference in the value of the estate,  
Terry L. Guthrie will deliver his promissory notes to James M.  
Guthrie in the sum of \$15,299.60; and to Thomas J. Guthrie in the  
sum of \$15,299.60 with said sums at the interest rate of nine (9%)  
percent per annum from the 28th day of February 1991 until paid,  
payable in full within six (6) months.

DATED this 15<sup>th</sup> day of April, 1991.

/s/ WAYNE H. BLAIR  
CIRCUIT COURT JUDGE

IN THE CIRCUIT COURT FOR THE STATE OF OREGON  
IN AND FOR THE COUNTY OF KLAMATH

IN THE MATTER OF THE ESTATE )

OF )

CASE NO. 9002313CV )

ELLEN AUGUSTA GUTHRIE, )

Deceased. )

FAMILY SETTLEMENT AGREEMENT

THIS AGREEMENT is made on the 28th day of February, 1991, among DARRELL L. GUTHRIE, JAMES M. GUTHRIE, JOHN B. GUTHRIE, THOMAS J. GUTHRIE, and TERRY L. GUTHRIE, sons of decedent, Ellen Augusta Guthrie, being the sole heirs at law and devisees of the deceased, Ellen Augusta Guthrie. The parties enter into this Agreement for the purpose of amicable settlement between them and agreed upon distribution of the Estate of Ellen Augusta Guthrie, deceased.

Therefore, the undersigned and each of them, hereby agree that the entire estate of the deceased shall be valued and inventoried pursuant to Exhibit "A" which is attached hereto and incorporated by this reference. Said inventory, including all personal property and all real estate, tangibles and intangibles, money and credits, notes receivable and the entire estate shall be divided into those portions and shares as provided on Exhibit "A".

Each portion of said estate shall be given absolutely to the undersigned as and for his own property, absolutely and forever. We do hereby authorize and empower Denise Guthrie, Executrix of the estate to make such division and distribution of the estate among and between the above-entitled heirs and devisees.

The parties understand and agree that there will be approximately \$10,000.00 in cash remaining after the distributions as provided on Exhibit "A". Said sum, upon approval by the Court, shall be deposited to the Trust Account of Boivin, Jones & Uerlings to be distributed for paying the following: Accounting fees, personal representative fees if any, attorney fees and costs, and fiduciary income taxes. The remaining balance, if any, shall be distributed amongst the undersigned, equally to share and share alike.

The parties by their signature hereon each waive and release the other and the personal representative in relation to any and all claims which they may have against each other and/or the personal representative arising out of the distribution of this estate.

  
 DARRELL L. GUTHRIE

  
 JAMES M. GUTHRIE

  
 JOHN B. GUTHRIE

  
 THOMAS J. GUTHRIE

  
 TERRY L. GUTHRIE

7975

DESCRIPTION	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT	TOTAL
SETTLEMENT PLAN									
CASH PREV DISTR.		\$5,000.00		\$5,000.00		\$5,000.00		\$5,000.00	\$20,000.00
CONTRAT REC RAZO		\$5,470.00				\$2,250.00		\$2,250.00	\$5,470.00
SILVER						\$30,557.00		\$30,557.00	\$125,984.00
LOANS U/INT 2-20		\$40,000.00				\$690.00		\$690.00	\$40,000.00
RESIDENCE				\$1,575.00		\$5,150.00		\$5,150.00	\$3,650.00
FURNISHINGS &						\$5,350.00		\$5,350.00	\$5,150.00
PERSONAL ITEMS									\$5,350.00
1984 BUICK LESABRE									\$510.00
FARM EQUIPMENT									
BURIAL PLOT				\$510.00					
SUBTOTAL		\$50,470.00		\$7,085.00		\$49,597.00		\$14,880.00	\$90,932.00
NOTE FROM TERRY				\$15,299.60		\$15,299.60		\$15,299.60	\$212,964.00
CASH		\$9,862.80		\$37,948.20		\$10,735.80		\$30,153.20	\$0.00
		\$60,332.80		\$60,332.80		\$60,332.80		\$60,332.80	\$68,700.00
									\$301,664.00

CASH ESTIMATED AT 2/28/91  
 ATTORNEY FEES  
 ACCOUNTING FEES  
 FIDUCIARY INCOME TAXES

\$98,700.00  
 (\$4,000.00)  
 (\$3,500.00)  
 (\$2,500.00)

NET ESTIMATED

\$68,700.00

7976

*Guthrie  
Estate*

STATE OF OREGON )  
County of Klamath )  
I, LYN G. HARDY )  
and the State of Oregon do hereby certify that the foregoing copy has been  
by me compared with the original, and that it is a transcript therefrom, and  
office of the County Clerk of the Circuit Court of the County of Klamath  
IN TEST: *April 18 1992*  
the *18th* day of *April* A.D. 19 *92*  
CLERK OF COURT  
*Lyn G. Hardy*  
*Pauline Mullendore*

Taxes & Return: Darrell L. Guthrie  
P.O. Box 431  
Merrill, Or. 97633

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Darrell L. Guthrie the 15th day  
of April A.D., 19 92 at 3:27 o'clock P M., and duly recorded in Vol. M92,  
of Deeds on Page 7970.  
Evelyn Biehn - County Clerk  
By Pauline Mullendore

FEE \$60.00  
cc 3.00