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Vol. m93 Page 5871

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Aspen # 01039696

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR LANE COUNTY
PROBATE DEPARTMENT

FILED
AT 4:30 CLOCK P.M.

In the Matter of the Conservatorship)
of)
IRMA JEAN MILES, a protected person.)

DEC 30 1992

Circuit Court for Lane County Oregon
BY *[Signature]*

Case No. 51-90-09255 ⁽¹⁹⁾ PETITION TO CONVERT CONSERVATORSHIP
TO PROBATE AND VEST POWERS OF
PERSONAL REPRESENTATIVE IN CONSERVATOR

SAUNDRA L. MILES, petitioner, alleges:

1.

That she is the duly appointed and acting Conservator of
IRMA JEAN MILES.

2.

The following information is given with regard to the
decedent:

- (a) Name: JEAN MILES, aka ERMA JEAN MILES, aka
IRMA JEAN MILES
- (b) Birth Date: August 10, 1907
- (c) Domicile: Lane County, Oregon
- (d) Post Office Address: 383 Norman Avenue
Eugene, OR 97404
- (e) Date of Death/Place of Death: November 7, 1992
Twilight Acres Nursing
85434 Dilley Lane
Eugene, Oregon
- (f) Social Security No.: 553-18-9809

3.

The decedent died testate. The Will of decedent and the
proof of its due execution are presented to the court herewith.

4.

Venue is established in Lane County, State of Oregon, in that, at the time of the decedent's death her domicile was in said county.

5.

HUBERT DEWITT WHEELER is named as Personal Representative in decedent's Will and DONNA MAY GARZA is named as alternate. SAUNDRA L. MILES was the conservator for decedent prior to decedent's death. By separate agreement filed herewith all heirs of the decedent have agreed that SAUNDRA L. MILES, whose post office address is 383 Norman Avenue, Eugene, OR 97404, and whose telephone number is 688-0265, should act and serve as Personal Representative and should serve without bond. SAUNDRA L. MILES is not disqualified to serve under the provisions of ORS 113.095.

6.

The names, relationships, and post office addresses of the heirs of the decedent are as follows:

DONNA MAY GARZA, daughter	1624 N.E. Greensword Drive Hillsboro, OR 97124
HUBERT DEWITT WHEELER, son	35561 Westminster Street Pleasant Hill, OR 97452
SAUNDRA L. MILES, daughter	383 Norman Avenue Eugene, OR 97404
PATRICIA MILES, daughter	383 Norman Avenue Eugene, OR 97404

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7.

The names, relationships, and post office addresses of the devisees of the decedent are as follows:

DONNA MAY GARZA, daughter	1624 N.E. Greensword Drive Hillsboro, OR 97124
HUBERT DEWITT WHEELER, son	35561 Westminster Street Pleasant Hill, OR 97452
SAUNDRA L. MILES, daughter	383 Norman Avenue Eugene, OR 97404
PATRICIA MILES, daughter	383 Norman Avenue Eugene, OR 97404

8.

So far as is known to petitioner, the nature, extent, liquidity, and apparent value of assets of this estate subject to probate, anticipated income and probable indebtedness are as follows:

ASSETS:	unknown
INCOME:	unknown
DEBTS:	unknown
TAXES:	unknown

9.

The Conservator has employed GARY R. ACKLEY, whose post office address is P.O. Box 725, Cottage Grove, Oregon 97424, whose telephone number is 942-2453, as attorney to represent her in her duties as Personal Representative in the administration of this estate.

10.

Petitioner does not know of any person, nor anyone on behalf of that person, who asserts an interest in the estate under ORS 113.035(7)(a)-(c).

WHEREFORE, Petitioner prays for an order:

(1) Declaring this Will to be the last Will and testament of decedent and admitting the same to probate.

(2) That this estate be converted from a conservatorship to a probate.

(3) That SAUNDRA L. MILES be vested with the powers of a Personal Representative.

(4) That the clerk endorse the Letters of Conservatorship to note that the formerly protected person is deceased and that the Conservator has acquired all the powers and duties of a Personal Representative without the necessity of a bond.

Saundra L Miles
Saundra L. Miles

STATE OF OREGON)
) ss:
County of Lane)

SAUNDRA L. MILES, being duly sworn, depose and say: I am the Petitioner in the above-entitled matter and the foregoing petition is true as I verily believe.

Saundra L Miles
Saundra L. Miles

SUBSCRIBED AND SWORN to before me this 8th day of December, 1992.

Gordon L. OH
Notary Public for Oregon
My commission expires: 08/19/94

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CERTIFIED TO BE A TRUE COPY OF THE
ORIGINAL DOCUMENT CONSISTING OF
4 PAGES, WHICH IS FILED IN
THIS OFFICE AND OF WHICH I AM THE
LEGAL CUSTODIAN

DATED 3-18-93

Circuit Court
Lane County, Oregon

By Annette J. Spence

DEC 30 1992

51-90-09255-20

5875

LAST WILL AND TESTAMENT OF JEAN MILES

Circuit Court for Lane County Oregon
BY gpc

KNOW ALL MEN BY THESE PRESENTS, That I, JEAN MILES, also known as ERMA JEAN MILES, of Klamath Falls, Oregon, being of legal age and of sound and disposing mind and memory and not acting under duress, fraud or undue influence of any person whomsoever, do make, publish and declare this to be my Last Will and Testament, hereby revoking all Wills by me at any time heretofore made.

I

My immediate family consists of my four children, DONNA MAY GARZA, HUBERT DEWITT WHEELER, SAUNDRA LOUISE MILES and PATRICIA MILES, all of legal age.

II

I direct that all my just debts, funeral expenses and other charges against my estate be paid as soon after my death as may be done conveniently. I direct my personal representative to treat as an obligation of my estate and to pay, without apportionment thereof, all estate, inheritance or other death taxes or duties imposed and made payable by reason of my death by the laws of the United States or of any state, territory or country. If any other person shall pay any such tax, my personal representative shall reimburse such person.

III

I give and devise all of the rest, residue and remainder of my property, real, personal and mixed, of whatsoever kind and nature and wheresoever situated, to my four children, DONNA MAY GARZA, HUBERT DEWITT WHEELER, SAUNDRA LOUISE MILES and PATRICIA MILES, in equal shares to each, with a share by right of representation to the children of any of my children who may predecease me.

IV

I hereby nominate and appoint my son Hubert DeWitt Wheeler as personal representative of my estate, and I direct that no bond or security be required of him, and I grant to him, to the extent allowed

by law, full power to deal with my estate as I might do if living, including but not limited to the power to pay claims against my estate, the power to continue any business or business relationship in which I may be engaged, the power to borrow and repay, the power to incur and pay obligations, the power to employ and pay for services and the power to sell, exchange, convey, mortgage and hypothecate in any manner in his discretion any and all of my properties, with or without notice, at private or public sale. I direct that such powers may be exercised without prior order or authority or later confirmation by any court, and I further direct that my personal representative shall have no obligation to report to any person, persons or court as to any or all of his transactions, except to the extent, if any, required by law which requirements I may be without the power to waive. I further authorize my said personal representative to deal with himself individually to the same extent that he may deal with a third person.

In the event my son, Hubert DeWitt Wheeler, is unable or unwilling to act as personal representative of my estate, then I nominate and appoint my daughter Donna May Garza as such personal representative, to serve without bond and with the same powers and privileges hereinabove granted to my said son had he been the personal representative of my estate.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this

20 day of Oct., 1987.

Jean Miles

(SEAL)

The foregoing instrument, consisting of the one preceding page and this page, was, at the date hereof by the said JEAN MILES, aka ERMA JEAN MILES, signed, sealed, published and declared to be her Last Will and Testament in the presence of us, who, at her request and in her presence and in the presence of each other, have signed the same as witnesses hereto.

H-F. [Signature] Residing at Klamath Falls, Oregon

Debra [Signature] Residing at Klamath Falls, Oregon

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CERTIFIED TO BE A TRUE COPY OF THE
ORIGINAL DOCUMENT CONSISTING OF

2 PAGES, WHICH IS FILED IN
THIS OFFICE AND OF WHICH I AM THE
LEGAL CUSTODIAN

DATED 3-18-93

Circuit Court
Lane County, Oregon

by Annelle J. Spence

5878

FILED

DEC 30 1992

Circuit Court for Lane County Oregon
BY [Signature]IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR LANE COUNTY
PROBATE DEPARTMENTIn the Matter of the Conservatorship)
of)
IRMA JEAN MILES, a protected person.)Case No. 51-90-09255 (15) ORDER CONVERTING CONSERVATORSHIP
TO PROBATE AND VESTING POWERS OF
PERSONAL REPRESENTATIVE IN CONSERVATORBased upon the Petition of the Conservator to convert
conservatorship to a probate and vest powers of Personal Repre-
sentative in the Conservator, and upon the records and files
herein;

IT IS HEREBY ORDERED AS FOLLOWS:

1. That this estate be converted from a conservatorship
to an estate.2. That the guardianship be terminated and the Guardian
discharged.3. That SAUNDRA L. MILES, Conservator, is vested with the
powers of Personal Representative.4. That the clerk of this court is directed to endorse
the Letters of Conservatorship to note that the protected person
is deceased and that the Conservator has acquired all the powers
and duties of a Personal Representative without the necessity of
a bond.The will Dated October 20, 1987 is hereby admitted to Probate
DATED this 30th day of December, 1992.[Signature]
Circuit Court Judge
PROBATE COMMISSIONERGary R. Ackley, OSB #66001
Attorney for Conservator
30 N. 5th Street, P.O. Box 725
Cottage Grove, OR 97424
942-2453Saundra L. Miles
Conservator
383 Norman Avenue
Eugene, OR 97404
688-0265

Order Converting Conservatorship to Probate - one page

5879

Return: Aspen Title co

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Aspen Title Co
on this 22nd day of March A.D., 19 93
at 3:31 o'clock P. M. and duly recorded
in Vol. M93 of Deeds Page 5871
Evelyn Biehn
County Clerk

By Quinn M. Anderson
Deputy.

Fee, \$55.00

CERTIFIED TO BE A TRUE COPY OF THE
ORIGINAL DOCUMENT CONSISTING OF
1 PAGES, WHICH IS FILED IN
THIS OFFICE AND OF WHICH I AM THE
LEGAL CUSTODIAN

DATED 3-18-93

Circuit Court

Lane County, Oregon

By Anneth J. Spence