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01-21-94P03:29 RCVD

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In the Probate Court of the County of Klamath, Oregon

Small Estate of:

Thomas L. BreenEstate No. 93D1560C V

Deceased.

AFFIDAVIT OF CLAIMING SUCCESSOR
TESTATE ESTATESTATE OF OREGON, County of Klamath ss.1. Canan E. Breen

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 Thomas L. BreenAge 68 Soc. Sec. No. 122 30 282 HDomicile/Post Office Address 3925 Austin St. Klamath Falls OR 97603(2) Decedent died 1 May, 1993, at 1401 HRS

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

Attainment Acres 3rd Addition Block 6, lot 14, MHX #131102 \$ 16,610mobilehome serial # H24356CHR6002, 1976 Marlette 24X56 K846 \$ 13,790

Personal Property Description

Fair Market Value

(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

Return: Canan E. Breen 4424 Ninth St. Riverside CA 92501Valerie O'Connor 5510 Miller Rd. Klamath Falls OR 97603Dorothy Harper (unknown) Apt #103 Bldg #27 Winding Lake Rd. Sunnyside Fla. 33351Teresa M. Glass 3950 Bristol Klamath Falls OR 97603Muirne B. Wise 2117 Madison Klamath Falls OR 97603Gail F. Mitchell 523 Anson Ave. Rahner Park CA 94928

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

LYN G. HARDY Clerk of the Circuit Court of the County of Klamath

and the State of Oregon do hereby certify that the foregoing copy has been

compared with the original, and that it is a transcript therefrom, and

is as true and correct as the original as the same appears on file or of record in my

office, and I have hereunto set my hand and affixed

my official seal, this 1st day of January, A.D. 1993

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.

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

Name

Interest

1.

(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

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 are:

Name

Known or Estimated Amount

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:

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

(13) The claim(s), if any, listed in Section (10) 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.

Signed and sworn to before me on May 11, 1993,

by Conan E.T. Breen

Notary Public for Oregon. My commission expires

ORS 114.545(3) requires that an affiant or claiming successor's deed executed in the manner required by ORS Chapter 93 be recorded in the deed records of any county in which real property belonging to the decedent is situated.

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 value for a proceeding seeking the appointment of a personal representative for the estate. The affidavit shall contain the information required by ORS 114.525."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Conan E.T. Breen the 21st day of Jan A.D., 19 94 at 3:29 o'clock P.M., and duly recorded in Vol. M94 of Deeds on Page 2338.

FEE \$35.00

Evelyn Biehn County Clerk

By Conan E.T. Breen