

83912 07-07-94 P01:49 RCVD FILED Vol. m 24 Page 21036
STATE OF OREGON
In the Probate Court of the County of Klamath, Oregon
Small Estate of: 1994 JUL -7 AM 11:37 Estate No. 9402081CV
Rita G. Leach CLERK OF COURT
BY Deceased. AFFIDAVIT OF CLAIMING SUCCESSOR
INTESTATE ESTATE
STATE OF OREGON, County of Klamath) ss.
I, Irene Smith, being first duly sworn, depose and say that: I am an heir 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, Sections 114.505 to 114.560.
(1) Name of Decedent Rita G. Leach Age 90 Soc. Sec. No. 558-22-9712
Domicile/Post Office Address Box 90 - 405 Old Midland Rd. - Midland, OR. 97634
(2) Decedent died June 29, 1994, at Merle West Medical Cnt. - K. Falls, OR.
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
House & property at 405 Midland Rd. - Midland, OR 54,000
1973 Mercury - Montigo 300
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 intestate.
(6) Decedent's heirs and the last address of each as known to affiant are:
Name Last Known Address
Irene Smith - Daughter 3310 S. Clermont - Denver, CO 80222
A copy of this affidavit showing the date of filing will be delivered to each heir or mailed to each heir at the heir's last known address stated above.
(7) The interest in decedent's said property to which each heir is entitled is:
Name Interest
same as above

(8) 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
State of Oregon	property Tax	prop. taxes	15,000
Pacific Power	Klamath Falls	weatherization	1,200

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.

(9) 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.

(10) 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.

(11) 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.

(12) The claim(s), if any, listed in Section (9) 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.

STATE OF OREGON

County of Klamath

I, 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 by me compared with the original, and that it is a transcript therefrom of the whole of such original as the same appears on file or of record in my care and custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and the seal of said Court, this 7th day of July, A.D. 1994.

LYN G. HARDY

Clerk of Court

Signed and sworn to before me on July 7, 1994

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 10 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."

Page 2—AFFIDAVIT OF CLAIMING SUCCESSOR—TESTATE ESTATE.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Irene Smith the 7th day of July, A.D., 1994 at 1:49 o'clock P.M., and duly recorded in Vol. M94 of Deeds on Page 21036

Evelyn Biehn County Clerk

By Denise Millendore

FEE \$35.00