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2008-006377 Klamath County, Oregon



05/02/2008 08:19:33 AM

Fee: \$26.00

☑ District Court ☐ Denver Pro Garfield County, Colorado Court Address: 109 8 th Street Glenwood Springs				
IN THE MATTER OF THE ESTATE OF:		-		
WANDA M. NIESLANIK, ALSO KNOWN AS WANDA NIESLANIK,				
Deceased		▲ COURT USE ONLY ▲		
Attorney or Party Without Attorney (Name and Address): Dan Kerst 823 Blake Avenue, Suite 202 Glenwood Springs, CO 81601		Case Nu	mber: ()7PR86
Phone Number: (970) 945-2447 FAX Number: (970) 945-2440	E-mail: dan@dankerstpc.com Atty. Reg. #: 6387	Division	Α	Courtroom
QUALIFIED DISCLAIMER OF INTEREST				

I, Robert R. Nieslanik, declare that I am the surviving spouse of the decedent Wanda M. Nieslanik, who died on August 7, 2007, domiciled in the County of Garfield, State of Colorado and that I am the beneficiary of Trust B created under ITEM X of the Last Will and Testament of Wanda M. Nieslanik dated November 21, 1991 and amended April 1, 1999, August 3, 2000, May 23, 2006 and January 25, 2007. By virtue of Qualified Disclaimers of Interest signed by me simultaneously herewith disclaiming certain assets held in joint tenancy and tenancy in the entirety and other assets of the estate which I am entitled to receive, those assets are to be distributed to Trust B, under ITEM XII of the Will.

I hereby disclaim, renounce and refuse to accept the beneficial interest held in Trust B of that certain real property situate in the County of Klamath and State of Oregon, described as follows:

After recording return to: Dan Kerst, P.C. #23 Blake Ave., #202. Olonwood Springs. C

Township 39 South, Range 11 East of the Williamette Meridian

Parcel 1 of Land Partition 48-06, Located in the $S\frac{1}{2}$ and the $S\frac{1}{2}N\frac{1}{2}$ of Section 1, and the $SE\frac{1}{4}NE\frac{1}{4}$ and $NE\frac{1}{4}SE\frac{1}{4}$ of Section 2 and the $N\frac{1}{2}$, $N\frac{1}{2}SE\frac{1}{4}$ and $NE\frac{1}{4}SW\frac{1}{4}$ of Section 12;

AND

Parcel 2 of Land Partition 49-06, Located in the S½ of Section 12, and the NW¼NE¾, NE¼NW¼, NW¼NW¼ of Section 13;

or in any proceeds from the sale thereof to which I would otherwise be entitled. I hereby affirm that I have not accepted any interest in or benefit from the property hereby disclaimed and that I have not received and will not receive any consideration in money or money's worth for making this disclaimer.

As a result of this irrevocable and unconditional disclaimer, all of the interests disclaimed and the proceeds from or income attributable to such assets will pass pursuant to the provisions of ITEM X, Section (4) of the Last Will and Testament of Wanda M. Nieslanik, as amended, to Ellie Marie Fazzi and Carrie Rose Tenold. This Qualified Disclaimer is made pursuant to C.R.S. §15-11-801 and IRC§§2046 and 2518 and is irrevocable and unconditional.

Executed this 28 day of April , 2008.

Robert R. Nieslanik

STATE OF COLORADO)

SS

COUNTY OF GARFIELD)

The foregoing instrument was acknowledged before me this 28 day of April , 2008 by ROBERT R. NIESLANIK.

Witness my hand and official seal.

My commission expires: 7/7///

Notary Public of the state of the seal of the seal