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Klamath County, Oregon



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FORM No. 1406-A—AFFIDAVIT OF CLAIMING SUCCESSOR—TESTATE ESTATE. COPYRIGHT 1991 STEVENS & SONS LAW PUBLISHING CO., PORTLAND, OR 97204

NB

In the Probate Court of the County of KLAMATH

FILED

STATE OF OREGON

CLERK OF COURT  
1992 DEC 21 PM 3:11

Small Estate of:

FLORENCE LURINE WILLIAMS

Deceased.

Estate No. 9204388C V

AFFIDAVIT OF CLAIMING SUCCESSOR  
TESTATE ESTATE

BY Sally Day

STATE OF OREGON, County of KLAMATH ) ss.

I, GENEVIEVE A. HEARTH, 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 FLORENCE LURINE WILLIAMS Age 94 Soc. Sec. No. 543-46-7037  
Domicile/Post Office Address 2105 HOPE STREET, KLAMATH FALLS, OREGON 97603

(2) Decedent died NOVEMBER 12, 1991, at KLAMATH FALLS, OREGON  
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

NONE

Personal Property Description

LIFE INSURANCE PAYMENT

UNITED STATE SAVING BONDS, SERIES EE

Fair Market Value

\$1125.00

\$427.80

(4) No application or petition for the appointment of a personal representative has been granted.

(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
AMY LURINE RILEY	863 W 38th Ave, EUGENE, OR 97405
CARL D. WILLIAMS	612 SHASTA AVE, YREKA, CA 96097
MARIE E. CLINE	2105 1/2 HOPE STREET, KLAMATH FALLS, OR 97603
DANIEL E. WILLIAMS	4087 GRAHAM ST., PLEASANTON, CA 94566
BARBARA L. WILLIAMS	1622 AUSTIN ST., KLAMATH FALLS, OR 97603
GENEVIEVE A. HEARTH	3043 SHASTA WAY, KLAMATH FALLS, OR 97603
WILLIAM R. WILLIAMS	1226 S.W. 301st STREET, FEDERAL WAY, WA 98023

A copy of this affidavit showing the date of filing and a copy of decedent's will will be delivered to each 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
AMY LURINE RILEY	863 W 38th Ave, EUGENE, OR 97405
CARL D. WILLIAMS	612 SHASTA AVE, YREKA, CA 96097
MARIE E. CLINE	2105 1/2 HOPE STREET, KLAMATH FALLS, OR 97603
DANIEL E. WILLIAMS	4087 GRAHAM ST., PLEASANTON, CA 94566
BARBARA L. WILLIAMS	1622 AUSTIN ST., KLAMATH FALLS, OR 97603
GENEVIEVE A. HEARTH	3043 SHASTA WAY, KLAMATH FALLS, OR 97603
WILLIAM R. WILLIAMS	1226 S.W. 301st STREET, FEDERAL WAY, WA 98023

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.

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

Name
AMY LURYNE RILEY
CARL D. WILLIAMS
MARIE E. CLINE
DANIEL E. WILLIAMS
BARBARA L. WILLIAMS
GENEVIEVE A. HEARTH
WILLIAM R. WILLIAMS

Interest
1/2
1/2
1/3
1/2
1/2
1/2

(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
NONE			

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:

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.

(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:

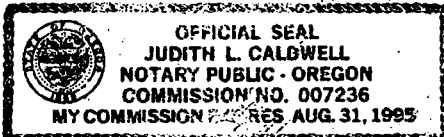
(a) A claim is presented to the affiant within four months of the filing of this affidavit at the following address: 3043 SHASTA WAY, KLAMATH FALLS, OREGON 97603 4431; or

(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.



*Genevieve A. Heath*

Signed and sworn to before me on December 21, 1992  
by *Judith L. Caldwell*

Notary Public for Oregon. My commission expires 08-31-95

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 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 \*\*\*."

FILED

STATE OF OREGON  
KLAMATH COUNTY COURT

1992 DEC 21 PM 3:11

CLERK OF COURT

BY Sally Day  
940438851

I hereby certify that this is a true and correct copy of the original of the will.

Date

KNOW ALL MEN

That I

**In the Name of God -- Amen**

FLORENCE L. WILLIAMS

a resident of and domiciled in Klamath Falls

in the State of Oregon, of the age of 79 years, being of sound and

disposing mind and memory, and not acting under duress, menace, fraud or undue influence of any person whomsoever, do make, publish and declare this my last will and testament in manner and form following, to-wit:

FIRST, I direct that all my just and unsecured debts and funeral expenses be duly paid and satisfied as soon as conveniently can be done after my decease.

SECOND, I give my lot and house at 2105 Hope Street to my daughter, Marie Elizabeth Cline. All the rest, residue, and remainder of my estate I direct to be divided among my surviving children, under the supervision of my executrix.

THIRD, In addition to all other powers conferred by law and elsewhere herein granted, my executrix, Genevieve Ann Hearsh, shall have full power to receive, hold, manage, convert, sell, assign, alter, reinvest, and otherwise deal with the properties in my estate as she shall deem to be for the best interests of my beneficiaries to the same extent that I myself might do if living, all without obtaining authority or confirmation from any court. My executrix is to act without bond and without being required to give security.

FOURTH, In addition, if fore said Marie Elizabeth Cline should precede me in death, or wishes not to claim the forementioned property, my executrix shall have full power to deal with the property as the rest of my estate.

AND LASTLY, I nominate, constitute and appoint Genevieve Ann Heath

to be the executor of this, my will and the personal representative of my estate,

hereby revoking all other wills by me heretofore made and declaring this, and no other, to be my last will and testament.

IN WITNESS WHEREOF, I have hereunto set my hand, on this 13<sup>th</sup> day of Feb-  
in the year of Our Lord One Thousand Nine Hundred and 1977

Witnesses:

Florence L. Williams

Eva M. Stiles

4629 Austin St. Klamath Falls, Ore.  
Residence.

Priscilla Louise Hundley

1943 Summers Lane Klamath Falls, Oregon  
Residence.

The said Florence L. Williams declared the foregoing instrument to be his/her last will and testament and acknowledged aloud to each of the undersigned in the hearing and presence of each that the signature previously made on said will was his/hers, whereupon each of the undersigned at his/her request attested said will by signing our respective names thereto as witnesses.

Eva M. Stiles  
Priscilla Louise Hundley

Last Will  
and  
Testament  
of

Florence L. Williams

(FORM No. 1402)

Dated February 13, 1977

STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.