



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF CLARK

FILED
Sep 11 1952

In the Matter of the Estate of
JANE SCOTT MacKELLAR,
Deceased

No. 12731

ORDER SETTING PROPERTY ASIDE
TO SURVIVING SPOUSE IN LIEU
OF HOMESTEAD

THIS MATTER coming on for hearing upon the Petition of the Administrator of the above entitled estate, asking that the property of said estate be set off and awarded to Harry R. MacKellar, surviving spouse of said decedent, and it appearing to the Court that this is the time and place heretofore fixed by order of the Court for such hearing, and that due and legal notice has been given of such hearing by the posting of notices as required by law:

I.

That he is the duly appointed, qualified and acting administrator of the estate of Jane Scott MacKellar, deceased, who died intestate on the 19th day of October, 1951, leaving property in the County of Clark, and Skamania County, Washington subject to administration.

II.

That no homestead had ever been claimed in the manner provided by law at any time by Harry R. MacKellar, surviving spouse of decedent or by the decedent prior to her death.

III.

That the funeral expenses and expenses of last sickness of the decedent and of the administering of the estate of said decedent have been paid or provided for.

IV.

That all the property of said estate located in the State of Washington that has come to the knowledge of the administrator has been duly inventoried by him and appraised by the appraisers appointed

by this court at a sum of the value of Forty Seven Thousand Two Hundred Ninety and 74/100 Dollars (\$47,290.74). That of this amount there is included in said estate the following described real property all of which comes to a sum less than Six Thousand and No/100 Dollars (\$6000.00) and which said property is described as follows:

The Northwest Quarter of the Northeast Quarter of Section 16, Township 1 North, Range 5 East of the Willamette Meridian. Containing 40 acres. EXCEPT the right-of-way of State Road plat #247, which takes 22.04 acres, leaving 17.96 acres. \$1250.00

All that portion of Lot 3, Section 16, Township 1 North, Range 5 East of the Willamette Meridian, lying on the northerly side of State Highway #8, known as Evergreen Highway. ALSO the East 330 Feet of said Lot 3, subject to all exceptions contained in that certain deed from the State of Washington to Roy H. Dobbs and L. B. Johnston, dated 12/27/49, recorded 2/9/50. Containing about 6 or 7 acres. 350.00

Commencing 36 rods north of the SE corner of the Southwest half of the Southeast Quarter of Section 25, Township 3 North, Range 7 1/2 East of the Willamette Meridian, thence West parallel to the south line of said Section 25 to the line between the Southwest Quarter and the Southeast Quarter of said Section 25, thence north to the Northwest corner of said Southwest Quarter of the Southeast Quarter, Section 25; thence east to the Northeast corner of said Southwest Quarter of the Southeast Quarter, Section 25; thence South to the place of beginning. Containing 22 acres more or less. EXCEPT strip of land 300 feet in width conveyed to the United States for Bonneville Transmission line, leaving 13 1/2 acres. 300.00

Lots 5 and 8 and the West Half of Lot 7, of Section 25, Township 3 North, Range 7 1/2 East of the Willamette Meridian. Containing 100 acres. 4000.00

Total \$5900.00

V.

That although there is a possibility of an Inheritance tax to be due to the State of Washington in this estate and an estate tax due to the Federal Government in the process of the

administration of this estate, that there are ample assets remaining available to take care of any such obligation if such may arise.

VI.

That the decedent died not leaving life insurance to her surviving spouse in excess of Five Thousand Dollars (\$5000.00).

VII.

That said decedent left surviving her as heirs at law, the following named persons:

- Harry R. MacKellar, widower, 312 E. 28th Street, Vancouver, Washington
- Jean MacKellar, daughter, legal, 235 Lilioukalani St., Honolulu T. H.
- James D. MacKellar, son, legal, c/o National City Bank of New York,
- Casilla D. Correos 59 D, San Diego, Chile

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the above described property be, and the same hereby is set over to the said Harry R. MacKellar as surviving spouse of Jane Scott MacKellar, deceased, in lieu of homestead, as his sole and absolute property, and that said property be released from any further administration under this probate.

Done in Open Court this 11th day of September, 1952.

[Signature]

JUDGE

The following named persons:
8 Jan. 52
Edna Bradley

