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# Last Will and Testament of

ONER C. EVANS

I, ONER C. EVANS, being over the age of twenty-one years, to-wit: fifty-nine (59) years of age, and not acting under duress, fraud, menace or undue influence of any person or persons whomsoever, do make, publish and declare this to be my Last Will and Testament, hereby annulling, cancelling and revoking any and all Wills and codicils thereto, heretofore made by me at any time.

## ARTICLE I.

I have no immediate family with the exception of the son of my deceased wife who is WILLIAM T. MARTIN, JR.

## ARTICLE II.

I hereby nominate and appoint HAZEL McCABE, Colville, Washington, executrix of this, my Last Will and Testament. In the event that Hazel McCabe shall fail, refuse or be unable to act as executrix hereunder, then I appoint and nominate Arthur K. Avey as executor of this, my Last Will and Testament. I direct that no bond be required of Hazel McCabe or Arthur K. Avey, in acting as executrix or executor hereunder, and that my estate be settled in the manner provided for in this Will, without the intervention of any court or courts, insofar as may be conformable to law; provided that my executrix or executor may in her or his discretion submit in the court proceedings for the probate of my estate a final accounting of administration thereof, and any other matter or transaction connected with such administration. Without limiting the generality of the foregoing, my executrix or executor, in carrying out the provisions of this Will and in otherwise administering my estate, shall have full and plenary power, authority and discretion, without court authorization, confirmation or intervention, to do all that may to her or to him seem necessary or desirable in managing, conserving and distributing the assets of my estate during the administration thereof, including, but not by way of limitation, the right to operate either the whole or any part of any business carried on by myself at the time of my death, until such time as she or he shall deem it expedient to sell the same or to wind up the said business, as the case may be, and to employ therein any capital which may be employed therein at the time of my death, and to augment and decrease the capital employed therein, and to appoint any person manager or agent to act therein at a salary or otherwise, and generally to act in the premises as if she or he were absolute owner thereof, without being liable or responsible for any loss arising thereby.

Initials  
Initialed

Jan 4 - 1961  
Dated



ARTICLE III.

I request and direct that the burial of my body be held to a simple funeral, as simple as possible conducive to my death; that the duties of the undertaker be limited to the care, custody, and preparation of my body pending cremation, such as furnishing a simple and inexpensive coffin. I request and direct that no embalming cosmetology be allowed, and that my body be cremated as soon as possible and convenient after my death, without any eulogy, praise or commendatory, by any Minister or other persons whomsoever, and that my funeral be private, and without floral tribute. I prefer that persons desiring to send flowers contribute to some cause of their choice that will aid the living. If my death occurs in this vicinity, I request that my body be turned over to Adolph Violette of Violette's Funeral Home, Colville, Washington, who holds a copy of this, my last Will and Testament, and is familiar with my wishes. And should I die at a place or location inconvenient to Colville, Washington, I direct that the handling of my body be carried out in compliance with the above at place of death or vicinity in either case, without deviation from my request.

ARTICLE IV.

I direct that my Executrix and/or Executor, hereinabove named, and as soon as she shall have sufficient funds in her hand so to do, pay my testamentary cost and all other just debts against my Estate, and any additional expense for last sickness and funeral expenses.

ARTICLE V.

The following Life Insurance Policies are in force as of this date, January 4, 1961:

NORTH AMERICAN LIFE AND CASUALTY COMPANY, ten year term Policy No. L-557054, providing for \$4,000.00 death benefits

THE MUTUAL BENEFIT LIFE INSURANCE COMPANY ordinary life Policy No. 4,023,339, covering \$7,500.00 death benefits

THE MUTUAL BENEFIT LIFE INSURANCE POLICY No. 2,051,540 covering \$1,000.00 death benefits

For business reasons, and in payment for their loyal friendship, understanding, and comfort, HOMER D. MC CABE and HAZEL MC CABE have been designated the joint beneficiaries under these policies, if they then be living. If not living, the Policies have been so endorsed to provide for a second beneficiary. Under no circumstances are the beneficiaries to be questioned by relative or non-relative, nor are the proceeds to become part of my estate for probate purposes. The desired beneficiaries are so named on the Policies, and the Companies concerned are directed to comply. Under no circumstances are Homer D. McCabe and Hazel McCabe to be questioned by anyone with reference to their right to be the beneficiaries of these Policies in question.

  
Initialed

Jan 4 - 1961  
Dated



ARTICLE VI.

I give and bequeath to WILLIAM T. MARTIN, JR., son of my deceased wife, Marie (Peg) Evans, the sum of One Dollar (\$1.00) and nothing else whatsoever under any circumstances, whether real, personal, or mixed.

All the rest, residue and remainder of my property which I may own in whole or in part, or to which I may be entitled at the time of my death, real, personal and mixed, and wherever situated, including therein all property with respect to which I may then have any power of appointment or disposition, I give, devise and bequeath to my good friend, HAZEL MC CABE, Colville, Washington, ✓

In the event that the said Hazel McCabe should pre-decease me, then in that event I give, devise and bequeath all the rest, residue and remainder of my property which I may own in whole or in part, or to which I may be entitled at the time of my death, real, personal and mixed, and wherever situated, including therein all property with respect to which I may then have any power of appointment or disposition, to HEDVIA NICHOLSON, sister-in-law, and DANA MONTGOMERY, grand-daughter of my deceased wife, in equal parts.

No blood relative, or non-relative, has or have contributed sufficiently to my welfare and happiness during my lifetime to warrant or to have any right to contest this, my Last Will and Testament. Knowing the facts, just distribution is made by me, and in the manner and amounts that I wish it to be made, and in the order and manner outlined herein.

IN WITNESS WHEREOF, I have hereunto set my hand to this, my Last Will and Testament, consisting of three pages, of which this is the last, on this 4th day of January, 1961, in Colville, Stevens County, Washington.

*[Signature]*

The foregoing instrument, consisting of three pages, of which this is the last, was on this 4th day of January, 1961, signed by ONER C. EVANS, a man of sound and disposing mind and memory, and declared by him to be his Last Will and Testament, in the presence of us, the undersigned, who at his request and in his presence, and in the presence of each other, have subscribed our names as witnesses to such Last Will and Testament, together with our addresses, respectively.

*[Signature]*  
*[Signature]*  
*[Signature]*

*[Signature]*  
*[Signature]*  
*[Signature]*

**FILED**

In Superior Court Stevens County

MAR 29 1961

GOLDIE REED, COURT CLERK



# In the Superior Court of the State of Washington

FOR THE COUNTY OF STEVENS

IN THE MATTER OF THE ESTATE OF

ONER C. EVANS,

Deceased.

No. 7051

## CERTIFICATE OF COPY

I, Goldie Reed, County Clerk and by virtue of the laws of the State of Washington, ex-officio Clerk of the Superior Court of the State of Washington, in and for said County, do hereby certify that the annexed and foregoing is a true and correct copy of the LAST WILL AND TESTAMENT OF ONER C. EVANS,

in the above entitled matter, as the same now appears on file and of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said

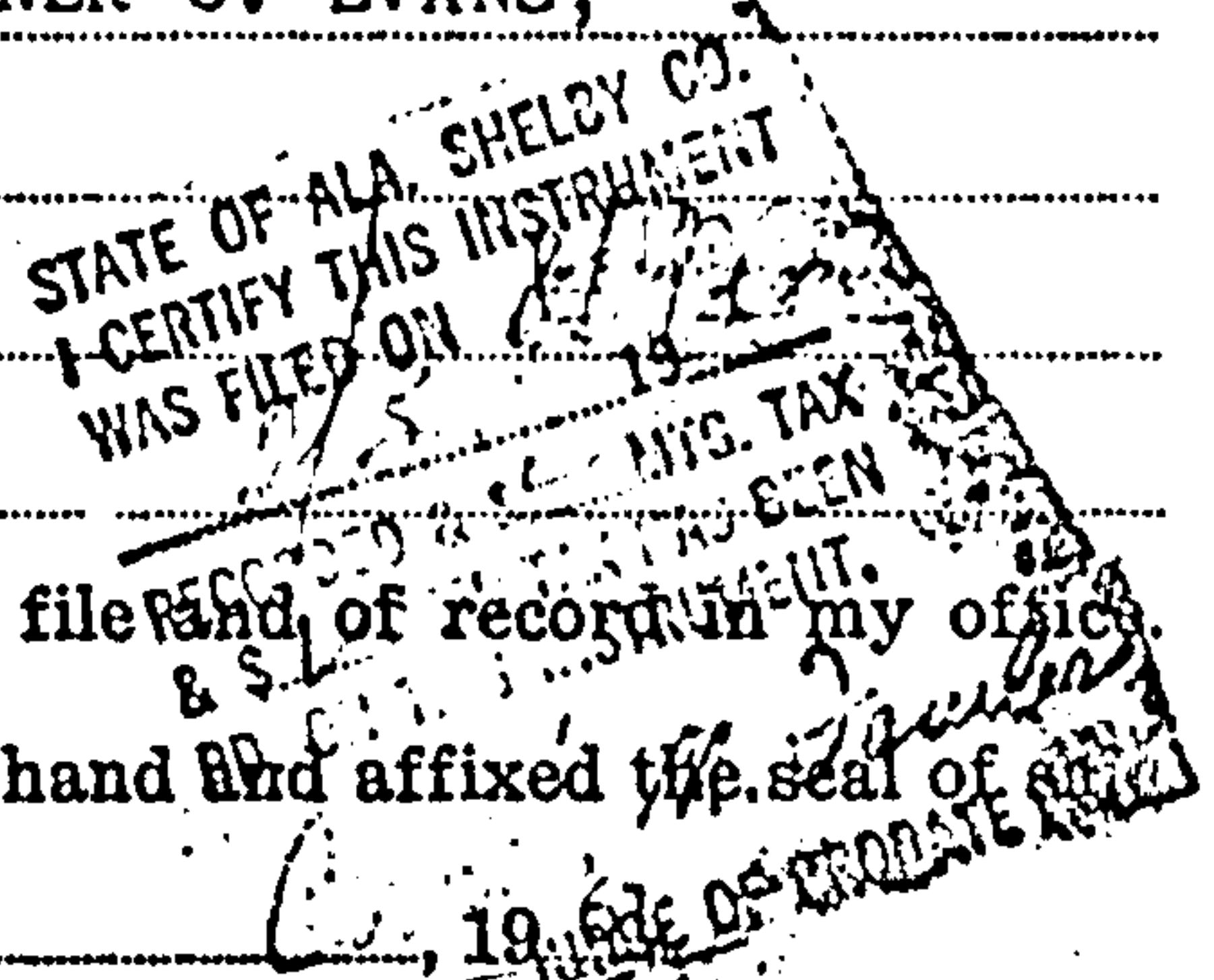
Court this 8th day of May

Goldie Reed

Clerk.

By \_\_\_\_\_

Deputy.



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