



United States Department of the Interior
OFFICE OF HEARINGS AND APPEALS

Hearings Division - Indian Probate
139 East South Temple, Suite 600
Salt Lake City, Utah 84111-1159

IN THE MATTER OF THE ESTATE OF:)
)
)

PROBATE DECISION

LILLIAN DEMOSKI,)
)

PROBATE NO. IP SL 275H 00

Deceased Athabascan.)
)
)

Lillian Demoski, a deceased Athabascan of Alaska, possessed certain federal trust or restricted land(s). Following Notice, duly served and posted as required under 43 C.F.R. § 4.211 and 4.212, a probate hearing was held in Fairbanks, Alaska, on November 27, 2000. The purpose of the hearing was to determine heirs, probate Ms. Demoski's will if applicable, and consider any creditors' claims.

Based upon the evidence, the following Findings and Conclusions are determined:

1. Ms. Demoski was born on January 28, 1931, and died on March 21, 2000. Her last residence was Fairbanks, Alaska.

2. Ms. Demoski had no surviving spouse. She "culturally adopted" two children but neither were legally adopted. Ms. Demoski was survived by three sisters, and several nieces and nephews.

3. Ms. Demoski died possessing an interest in certain trust or restricted Alaska property, as listed on the attached inventory and other reporting documents.

4. Had there been no will, Ms. Demoski's heir(s) at law would have been determined under Alaska statutes of descent, Alaska Code § 13.12.103, as follows:

Bertha E. King	b: 08/24/16	sister	1/3
Clara Clark	b: 10/12/25	sister	1/3
Helen Hodgkin	b: 08/26/35	sister	1/3

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5. Ms. Demoski executed an Indian Will ("Will") on January 10, 1998. The Will and an Affidavit to Accompany Indian Will were filed in this proceeding. The Will is self-proving and no objections to the Will were made. By a preponderance of evidence, the Will was properly executed and, at the time of execution, Ms. Demoski possessed testamentary capacity and acted free of undue influence. Accordingly, the Will is approved.

6. Ms. Demoski devised her interest in federal trust or restricted lands, as follows:

All her interest in the restricted townsite lot described as Lot 5, Block 12, Tract "A", U.S. Survey 4179, Galena Townsite, together with all improvements thereon to:

Helen Hodgkin	dob: 8/26/35	sister	100%
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All her interest in Native Allotment FF-013398 to:

Lucy Whalen	dob: 3/15/51	niece	100%
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7. Ms. Demoski's devisees are Native Alaskans and citizens of the United States.

8. No claims have been filed against this estate.

ORDER

By virtue of the power and authority vested in the Secretary of the Interior, *see* Section 1 of the Act of June 25, 1910, as amended, 25 U.S.C. § 372 (1970), other applicable statutes, and 43 C.F.R. Part 4,

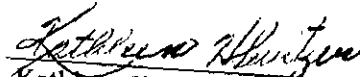
IT IS HEREBY ORDERED that the Superintendent or other officer in charge shall distribute the estate according to the Findings and Conclusions stated above.

BK00256045

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IT IS FURTHER ORDERED that this Decision is final for the Department unless a petition for rehearing is timely filed under 43 C.F.R. 4.241 within 60 days from the date of this opinion and notice.

DATED at Salt Lake City, Utah, MAR 16 2001


Kathleen H. Switzer
Indian Probate Judge

RECORDED
AK 111 E SERVICES CENTER
01 MAY 18 PM 1:16
OFFICE OF PROBATE CLERKS
JURISDICTION AREA OFFICE

BK002596046

INVENTORY AND APPRAISEMENT OF RESTRICTED
LANDS OF LILLIAN DEMOSKI, DECEASED ATHABASCAN
OF THE STATE OF ALASKA

According to the records of the Tanana Chiefs Conference, Inc., Fairbanks, Alaska, Lillian Demoski, deceased Athabaskan, at the time of her death, March 21, 2000, was possessed of the following restricted lands in the State of Alaska:

HER OWN TOWNSITE: Restricted Deed issued November 30, 1976 to Lillian
PROPERTY: Demoski for Lot 5, Block 12, Tract "A", U.S. Survey
4179, Galena Townsite, Nulato Recording District,
pursuant to the Act of May 25, 1926 (44 Stat. 629).

ESTIMATED AT: \$5,000

INHERITED INTEREST: Native Allotment Certificate issued September 17,
A 1/12TH INTEREST IN NATIVE 1990 for the lands described as: Lot 9, U.S. Survey
ALLOTMENT FF-013398 FROM No. 7401, Alaska, situated on the right bank of
FATHER-IN-LAW, Yukon River, approximately 6 miles southeast of
ROBERT G. DEMOSKI, SR. Galena, Alaska, containing 131.66 acres, Nulato
DOD: 8/18/73 IP SA 81N 90 Recording District, pursuant to the Act of May 17,
THROUGH HUSBAND, 1906 (34 Stat. 197), as amended.
ALFRED DEMOSKI
DOD: 6/5/75 IP SA 181N 91

ESTIMATED AT: \$46,000 X 1/12TH SHARE = \$3,833

TOTAL ESTIMATED REAL PROPERTY
VALUE OF DECEDENT'S ESTATE: \$8,833

I certify that the foregoing is an accurate inventory, according to the records of the Tanana Chiefs Conference, Inc. of the restricted real property, or interests therein, owned by Lillian Demoski, at the time of her death, March 21, 2000. The value shown in this inventory may be an estimate and may not necessarily represent the present market value of the property. Further investigation of values should be made before entering into any negotiations involving this property.

Dated at Fairbanks, Alaska this 15th day of September, 2000.

Paul May
Director, Real Estate Services

BK002576047

IN REPLY REFER TO:



**UNITED STATES
DEPARTMENT OF THE INTERIOR**

BUREAU OF INDIAN AFFAIRS
ALASKA REGION
ALASKA TITLE SERVICES CENTER
3601 C Street, Suite 1100
Anchorage, Alaska 99503-5947
(907) 271-4019 FAX (907) 271-4801

THIS IS TO CERTIFY that the foregoing Probate Decision, SL 275H-00 is a full, true and correct copy of the original as the same appears in the records and files of the Bureau of Indian Affairs, Alaska Title Services Center.

IN WITNESS WHEREOF, I have hereunto set my hand on May 18, 2001 at Anchorage, Alaska.

Mervel Harris
Mervel Harris, Supervisory Realty Specialist

000168
NULATO 2700
RECORDING DISTRICT

2001 JUN 18 P 3 32
REQUESTED BY
TCC

RETURN TO:

Tanana Chiefs Conference
ATTN: Realty Department
122 First Avenue Suite 600
Fairbanks, AK 99701

NULATO RECORDING DISTRICT