SWORN AFFIDAVIT

STATE OF OREGON)

County of Lane

Comes now, *WILLIAM R. KENNEDY IV AKA DEL KENNEDY*, being first duly sworn, and according to oath deposes and declares as follows:

- 1. I am competent to make this sworn affidavit from my own personal knowledge and belief.
- 2. My date of birth is April 17, 1944. I am 73 years old. The last four digits of my social security number are xxx-xx-4023. My current address is 1475 Green Acres Rd., Site 31, Eugene, OR 97408. My phone number is 541-743-1424. I am a close friend and confidant of Wilma Tunison. I am retired having been a controller as my employment. Wilma was a bookkeeper. We both are very organized in keeping documents and maintaining files.
- 3. I have never, ever met Jeff Wehrung. I wouldn't recognize him if I saw him. Nor have I ever spoken to him over the phone or in-person.
- 4. I was present with Wilma at all times from Oct. 1, 2010 thru December 31, 2010, and ever since then. I accompanied her when she met with Bill Allard on Oct. 29, 2010 to inform him that Wilma could no longer afford the rent on the site her manufactured home sat on in Falcon Wood Village, Site 34. I am the person who wrote the Notice of Intent to Vacate informing Mr. Allard that he was being given the required 30 day notice to cease renting the site per the lease agreement; the sale of the home during November of 2010; and the necessity to give the home to Falcon Wood Village after November due to Wilma's inability to pay the rent as she did not want to be liable for any rent beyond November, which she paid. We were of the belief that Falcon Wood Village would take possession of her home for back rent

and that she could be held liable for it. Such stress was too much for us.

- 5. I witnessed Wilma Tunison sign the Exclusive Listing Agreement with Bill Allard on Oct. 29, 2010. I am absolutely certain that she did not sign any other document(s).
- 6. Starting October 23 thru October 27 Wilma's grandson, my son and I assisted Wilma in moving out of her home. She moved into my home as a roommate as she had no place to go and she had helped me for many months just previous to this with my battle with cancer and chemotherapy. She helped me and I felt obligated to help her. We have been at each other's side before and since she met with Bill Allard to authorize him to sell the home.
- 7. On December 21, 2010 I received a phone call from Bill Allard. He told us to come and get Wilma's money and Wilma did not want to meet with him. I met with him and he gave me a \$1,000.00 cashier's check issued from Wells Fargo Bank. It was made out to Wilma Tunison. I asked him what this was; Bill said "I am being a nice guy". I then asked about the rest of the money, the \$9,000.00 as it had been listed for \$10,000.00. He told me "it's none of your business". We deposited the check into Wilma's bank account that very day, both being very upset about what was being done. I was afraid that if we made an issue of it he would retaliate by evicting me from the park. She was broke and I was wounded; we had nowhere to go.
- 8. Both Wilma and I were in disbelief and angered when we received a letter from ELS/RSI attorney Walter Jaccard on or about January 15, 2018 that contained a number of documents. We had never, ever seen any of them pertaining to the sale except the exclusive listing agreement.

I certify under penalty of perjury under the laws of the State of Oregon that the foregoing is true and correct.

Signature of Affiant

Date

Subscribed and sworn to before me, this _____ day of January, 2018.

Notary Public (signature)

_____ commission expires; ______ Notary Public (print name)