

THE COURT HELD

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COLLEGE OF LAW
WILLAMETTE UNIVERSITY

'Gift' Interpreted as Inheritance 'Advancement'

Charles gave one of his sons, Junior, \$25,000 to help him start a business. Soon thereafter Charles died, leaving his sons, Junior and Sonny, as his only heirs. Charles did not have a will. His net estate totalled \$75,000. In the scramble for their father's estate, Junior and Sonny disagreed as to whether or not the \$25,000 gift to Junior should reduce his share, so they went to court.

THE COURT HELD: Junior gets \$25,000 and Sonny gets \$50,000. It is presumed that when a parent makes a substantial gift of money or property to his child during his lifetime such a gift is an "advancement" on the child's inheritance. This presumption is particularly strong if the money or property is to be used for business rather than pleasure. Of course, this presumption can be overcome by evidence indicating that the parent intended an outright gift with no "advancement" overtones. This presumption is sometimes changed by statute. It does not apply if the parent leaves a will.

This column of general legal principles is presented by the Willamette University College of Law. It is not to be taken as legal advice. Slight changes in the facts may change the outcome of a case.

Scout News

Roundtable Scheduled

"Genius Night" will be the theme discussed at the Big Pines District Cub Scouts roundtable along with the annual "Blue and Gold" banquet and traditional window display during Boy Scout Week in February.

The roundtable will be held in the cafeteria of the Hedrick Junior High school Thursday, Jan. 5, at 7:30 p.m. under the direction of Assistant District Commissioner Carlos Bledsoe.

But Scout leaders' roundtables are for all Cubmasters, assistant Cubmasters, Den Mothers, Den Dads, pack committeemen and other parents who are located within the Big Pines district to discuss skills, techniques, information, and program ideas.

A model Cub Scout window display will be set up at the roundtable by Pack 41 of Griffin Creek to give all new packs and parents an idea of what will be expected of them and some suggestions to use for their display. "Strength of America - Character Counts" has been selected as the theme for Cub Scouts during Boy Scout Week, and all packs are invited to bring ceremonial equipment and samples of items they have used at past blue and gold banquets as ideas for others.

Among other helps that may be obtained by leaders for February will be samples of a decorated banquet table including table centerpiece, place cards, and place mats by Pack 48 of Eagle Point; a section of the room will be decorated in simple blue and gold tradition by Pack 10 of Howard School.

Pack 8 of Medford will demonstrate a few ideas related to individual den table centerpieces and decorations; Pack 1 of Medford will be the instructors for suggestions and discussions on successful procedures for conducting the blue and gold banquet as a potluck dinner to eliminate the problem of food preparation and ticket selling; Pack 15 of Phoenix will be the instructor to discuss the contents of the "Genius Night Kits" and have a sample kit available; Pack 40 of Central Point will be the host pack and furnish refreshments for the meeting; Pack 6 of Medford will have the opening and closing flag ceremony; and Pack 101 will give some suggestions where craft materials may be obtained for use in den crafts.

Application for Transfer Approved

Salem Public Utility Commissioner Jonel C. Hill Thursday approved the amended application by Hassett Heavy Hauling Inc. for the transfer of permit privileges issued to W. A. Hassett formerly operating a heavy hauling business as an individual. Hassett had originally asked for approval to operate in Polk, Yamhill, Josephine and Jackson counties, but had amended his application to include Josephine, Jackson, Douglas and the western half of Klamath counties, Hill said. The permit granted to Hassett does not provide for local hauling service in Grants Pass where the firm is based.



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