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1 THIS TRUST INDENTURE, Made this 29th day of December, 1958, between LeRoy
2 Gienger and Elvine Gienger, husband and wife, hereinafter called the Donors, and
3 Glen E. Kircher and Bonnie M. Kircher, hereinafter called the Trustees,

W I T N E S S E T H:

4 WHEREAS, The Donors desire to establish a trust upon the conditions and for
5 the uses and purposes hereinafter set forth:

6 NOW, THEREFORE, In consideration of the premises and of the mutual covenants
7 herein contained, the Donors have conveyed, granted, assigned and delivered to
8 the Trustees the property specifically set forth in Schedule "A" hereunto append-
ed, receipt of which property the Trustees hereby acknowledge. TO HAVE AND TO
HOLD IN TRUST NEVERTHELESS, FOR THE FOLLOWING uses and purposes, and subject to
the terms, conditions, powers and agreements hereinafter set forth.

ARTICLE FIRST:

10 (1) To pay all or such part of the net income to the Donors' grandson, Joseph
11 Glen Kircher, until he attains the age of 21 years, as, in the discretion of the
Trustees, seems advisable.

12 (2) To pay out or apply all or such part of the net income for the benefit of
13 the said Joseph Glen Kircher, until he attains the age of 21 years, as, in the
discretion of the trustees, seems advisable;

14 (3) To accumulate, and add to principal and invest as a part thereof, all or
15 such part of the net income until the said Joseph Glen Kircher attains the age of
21 years, as, in the discretion of the trustees, seems advisable;

16 (4) To pay to said Joseph Glen Kircher, until he attains the age of 21 years,
17 or to pay out for his benefit until that time, all or such part of the accumulated
income and any earnings thereon as, in the discretion of the trustees, seems
advisable;

18 (5) To pay to said Joseph Glen Kircher, until he attains the age of 21 years,
19 or to pay out for his benefit until that time, all or such part of the property
20 conveyed to the Trustees at this time or subsequently acquired by the trustees
under Article Third or Article Fourth below, or otherwise, in the discretion of
the trustees.

ARTICLE SECOND:

22 Upon the death of said Joseph Glen Kircher, prior to his reaching 21 years of
23 age, to pay all unexpended income and all other property remaining in this trust
24 to the estate of said Joseph Glen Kircher, or as he may appoint under a general
power of appointment as defined in Section 2514(c) of the United States Internal
25 Revenue Code. Upon said Joseph Glen Kircher attaining the age of 21 years,
26 however, to pay said income and property to him, his heirs and assigns forever,
outright and free of trust.

ARTICLE THIRD:

27 To invest and reinvest, vary and change any or all of the trust investments
28 hereunder without restriction to investments authorized by law for trustees; to
29 sell any and all property conveyed to them by the Donors, and invest and reinvest
the proceeds, all as they may deem advisable in their sole discretion. No purcha-
30 ser of said properties or investments, or any part thereof, shall be required to
see to the application of any purchase moneys paid therefor.

ARTICLE FOURTH:

32 The donors reserve the right to add to the principal of this trust from time

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1 to time by conveying additional property to the trustees, which shall be adminis-
 2 tered in accordance with the terms of this trust agreement in the same manner
 as the property conveyed herewith.

3 ARTICLE FIFTH:

4 The donors retain no right to revoke, alter or amend this trust.

5 IN WITNESS WHEREOF, The Donors and Trustees have hereunto set their hands and
 6 seals the day and year first herein written.

7 LeRoy Gienger (SEAL)
 8 Elvina Gienger (SEAL)
 9 Glenn E. Kircher (SEAL)
 10 Pronie M. Kircher (SEAL)

11 STATE OF OREGON)

12 County of Klamath) SS

13 BE IT REMEMBERED, That on this 29th day of December, 1958, before me, the
 14 undersigned, a notary public in and for said County and State, personally appeared
 the within named LeRoy Gienger and Elvina Gienger, husband and wife, who are
 15 known to me to be the identical persons described in and who executed the within
 instrument and acknowledged to me that they executed the same freely and volun-
 16 tarily,

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal the day
 and year last above written.

17 William Henry
 18 Notary Public for Oregon

My Commission expires: 11/7/59

24 EXHIBIT A

25 Cash in the sum of \$100.00

28 STATE OF OREGON; COUNTY OF KLAMATH; ss.

29 Filed for record at request of LeRoy Gienger
 30 this 13 day of Sept A. D. 19 67 at 3:50 o'clock P. M., and
 31 duly recorded in Vol. M-67, of deeds on Page 7120

32 Fee 3.00

DOROTHY ROGERS, County Clerk

Dorothy Rogers

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