

July 15, 12:15 1971

54334

VOL 71 PAGE 7420

REVENUE STAMPS



Pioneer National Title Insurance Company
WASHINGTON TITLE DIVISION

Filed for Record at Request of

THIS SPACE RESERVED FOR RECORDER'S USE

TO Alex Kane
560 Alhambra
Ashland, Ore.
97520

FORM L58

~~Statutory Warranty Deed~~

THE GRANTOR Alex Kane, a bachelor

for and in consideration of \$1.00

in hand paid, conveys and warrants to Alex Kane as Trustee of that certain trust dated ^{copy hereto attached} April 28, 1971, all of his right, title and interest in and to the following described real estate, situated in the County of ~~King~~ Washington, State of Washington

Lots 3A, 3B, 4A, and 4B in Block 4 of Railroad Addition to City of Klamath Falls, Oregon, Klamath County, Oregon.

Dated this

28th

day of April, 1971

X

Alex Kane (SEAL)

(SEAL)

OREGON
STATE OF ~~WASHINGTON~~ ss.
County of ~~Klamath~~

Jackson

On this day personally appeared before me Alex Kane

to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 28 day of April, 1971

→ (SEE OVER)

Notary Public in and for the State of ~~Washington~~ Oregon
residing at 685 Siskiyon Blvd.
Ashland, Oregon 97520

7421

STATE OF OREGON)
Jackson) ss
County of Klamath)

A.D. April 28, 1971

Steve C. Mabel being first duly sworn on oath deposes and says:

That he resides at 267 Sixth St. Ashland, Ore. 97520, that he knew
Alex Kane at the time said Alex Kane executed the foregoing deed, and that he witnessed
said execution.

Subscribed and sworn to before me this 28th day of April, 1971.

Notary Public in and for the State of Oregon
residing at 825 Siskiyou Blvd. Ashland, Oregon 97520

FORM No. 105A-
SN

THIS
TOGETHER

funds

Washing

in
ra
si

7422

DECLARATION OF TRUST

(Living Trust)

KNOW ALL MEN BY THESE PRESENTS, That I, Alex Kane, of Ashland, Oregon, have this day deeded and caused to be transferred into my name as trustee certain interests in real property set forth in the schedule hereto attached subject to the indebtedness and/or conditions on said schedule shown, and also subject to the conditions hereafter set out, and have hereby declared trust over the said bank and savings accounts listed also on the schedule attached hereto subject to the conditions hereinafter set out, and do declare that I as such trustee shall stand possessed of the property set out on said schedule for the following trusts and purposes, to wit:

I.

To hold, manage, and improve such property, with full authority to change the investment of the same or any part thereof and to invest or reinvest the proceeds from time to time with full power to accumulate, and invest, change, reinvest the surplus income, dividends, and interest from said property or the proceeds thereof, nevertheless, for the sole benefit of myself, Alex Kane, during my lifetime. For the period of the trust, the trustee hereunder shall accumulate or invest any surplus income or interest in addition to that which I as trustee distribute to myself such income or interest to be added to and become a part of the principal of the trust fund. The said trustee may at his discretion use such income or interest to reduce the indebtedness against trust property.

II.

Following my death, this trust shall exist only so long as the time legally necessary to transfer all said trust property including all accumulated interest, dividends and any other income or proceeds whatsoever to the date of transfer to my ultimate beneficiary, namely, the Board of Regents of the University of Washington, Seattle, Washington, and in that regard, and/or in the case of my legal incapacity, I nominate and appoint as successor trustee my ultimate beneficiary, hereunder, namely the Board of Regents of the University of Washington, Seattle, Washington.

23

FORM No. 105A

SH

THIS
by LOCK

funds

Wash

in m

rap

situ

ex

1971

1971

1971

1971

III.

I reserve unto myself the power and right at anytime during my life-time to amend or revoke in whole or in part the trust hereby created without the necessity of obtaining the consent of the beneficiary and without giving notice to the beneficiary.

IV.

This trust is created with the express understanding that the bank, savings bank, savings and loan association or other financial institution at which any account listed on the attached schedule is maintained shall be under no liability whatsoever to the proper administration of the trust. On the contrary, upon the transfer of the right, title and interest in to any such account by any trustee hereunder, said bank, financial institution shall conclusively treat the transferee as the sole owner of said account. As and if I shall elect from time to time to cause interest payments on any such account to be distributed rather than compounded, said financial institution shall be fully authorized to pay such interest direct to me individually unless there shall have been filed with it a notice of my death or incapacity satisfactory to it. In the case that any such financial institution shall receive from some person, corporation, or other organization interested in this trust a written notice of my death, the financial institution shall incur no liability for payments made in good faith to persons, corporations or other organizations which may have been affected by such event. Said financial institutions shall be protected in acting upon any notice or other instrument or document believed by them to be genuine and to have been signed or presented by the property party or parties.

V.

Although full instructions as to the ultimate use of the property to be received hereunder by the University of Washington following my death have been lodged with that institution already, I hereby set out again the ultimate purpose to which said property is to be put: I direct that the Board of Regents of the University of Washington shall use said property and/or the proceeds from the sale thereof without restriction as to use of principal, toward the design, purchase and/or construction of the largest reflecting telescope which can practicably procured and built using this bequest alone or matched with other

funds available for said purpose, for the observatory of the University of Washington, but otherwise without further restrictions.

VI.

I direct that my successor trustee work closely with the executor named in my will toward the end of making final disposition of such trust property as rapidly as possible under the laws of any state wherein said property may be situated at the time of my death.

VII.

This Declaration of Trust shall extend to and be binding upon my heirs, executors, administrators and upon my successor trustee.

VIII.

The Trustee and his successors shall serve without bond.

IX.

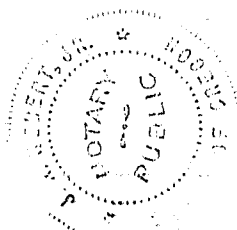
This Declaration of Trust shall be construed and enforced according to the laws of the state wherein I am domiciled at the time of my death or if I have no legally determinable domicile at my death, then in accordance with the laws of the state wherein this Declaration is executed.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 28 day of April, 1971.

Alex Kane

STATE OF OREGON)
Jackson) ss
County of Klamath)

On this day of Apr. 28 1971, before me came Alex Kane known to me to be the individual described in, and who executed the within and foregoing Declaration of Trust, and he acknowledged that he executed the same, and duly acknowledged said Declaration of Trust to be his free act and deed and desired the same to be recorded as such.



[Signature]
Notary Public in and for the State of Oregon,
residing at 685 Seaside Blvd.
Astoria, Oregon 97103

-3-

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Alex Kane
this 15 day of July A. D. 19 71 at 12:15 o'clock P M., and duly recorded in
Vol. M21 of Deeds on Page 7420

WM. D. MILNE, County Clerk

FORM No. 105A-
SH

THIS
LOCK

to JOHN

WIT

FORM No. 762-
1967

KNO
Emmich, h/

for the con
11320. La

hereinafter
tenements

of Klam

The

of S.

satisfied

and havin

interests

you in th

of minis

matter

from

study

time

ou