

77674

## DECLARATION OF TRUST

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7401

WHERE, AS, I, Nathan Sandelman of the City of New York, County of Bronx, State of New York, am the owner of certain real property located in the said County of Klamath, State of Oregon which property is described more fully in the Deed conveying it from North River Securities Co., Inc. to Nathan Sandelman, as "that certain piece or parcel of land with buildings thereon standing, located in said Klamath County being

Premises located in the State of Oregon, County of Klamath and more particularly described as follows:

Lots, 1, 2 and 3 in Block 5 of Chemult, Oregon, according to the duly recorded plat thereof on file in Klamath County, Oregon.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that I do hereby acknowledge and declare that I hold and will hold said real property and all right, title and interest in and to said property and all furniture, fixtures and real and personal property situated therein, IN TRUST

1. For the use and benefit of

(Name) Sanford Sandelman

(Address) 25 Aspen Road Scarsdale, New York

Upon my death, unless the beneficiary shall predecease me or unless we both shall die as a result of a common accident or disaster, my Successor Trustee is hereby directed forthwith to transfer said property and all right, title and interest in and to said property unto the beneficiary absolutely and thereby terminate this trust.

2. I reserve unto myself the power and right to collect any rental or other income which may accrue from the trust property and, in my sole discretion as trustee, either to accumulate such income as an addition to the trust assets being held hereunder or pay such income to myself as an individual.

3. I reserve unto myself the power and right at any time during my lifetime 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. The sale or other disposition by me of the whole or any part of the property held hereunder shall constitute as to such whole or part a revocation of this trust.

4. The death during my lifetime, or in a common accident or disaster with me, of the beneficiary designated hereunder shall revoke such designation, and in the former event, I reserve the right to designate a new beneficiary. Should I for any reason fail to designate such new beneficiary, this trust shall terminate upon my death and the trust property shall revert to my estate.

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5. In the event of my death or legal incapacity, I hereby nominate and appoint as Successor Trustee hereunder whosoever shall at that time be beneficiary hereunder, unless such beneficiary be a minor or legally incapacitated in which event I hereby nominate and appoint

(Name) Sanford Sandelman

(Address) 25 Aspen Road, Scarsdale, New York

to be Successor Trustee.

6. This Declaration of Trust shall extend to and be binding upon the heirs, executors, administrators and assigns of the undersigned and upon the Successors to the Trustee.

7. The Trustee and his successors shall serve without bond.

8. This Declaration of Trust shall be construed and enforced in accordance with the laws of the State of New York

IN WITNESS WHEREOF I have hereunto set my hand and seal this 8th day of June 1973

(sign here) Nathan Sandelman L.S.

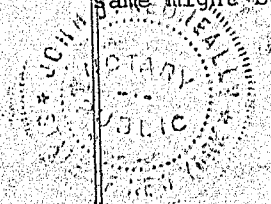
Witness: (1) Sandra Waring Witness: (2) Vivian Kaplan

State of New York

County of Westchester

On the 8th day of June, nineteen hundred and 73 before me came Nathan Sandelman

known to me to be the individual described in, and who executed the foregoing instrument, and he acknowledged that he executed the same, and in due form of law acknowledged the foregoing instrument to be free act and deed and desired the same might be recorded as such.



John J. Kenneally  
Notary Public  
JOHN J. KENNEALLY  
Notary Public, State of New York  
No. 03-7220699  
Qualified in Bronx County  
Commission Expires March 30, 1974

Sanford M. Sandelman  
25 Aspen Road  
Scarsdale N.Y. 10583

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of SANFORD M. SANDELMAN  
this 11th day of JUNE A. D. 1973 at 11:13 o'clock A. M., and  
duly recorded in Vol. M 73, of DEEDS on Page 7401

FEE \$ 4.00

Wm D. MILNE, County Clerk  
By Wayne Drazil

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