

DECLARATION OF TRUST

THE POTATO DISTRIBUTOR TRUST

I, Marie E. Drazil, presently residing and domiciled at HC 62 Box 95, Malin, Oregon 97632, County of Klamath, as Trustee of The Adolf Drazil Trust hereby establish The Potato Distributor Trust naming myself as Trustee of this Grantor or revocable Trust as the Creator thereof; and I declare that I hold and will hold the property hereinafter named for the ultimate use and benefit of the Beneficiary hereinafter named; and that I hold this property to be disposed of and distributed following the death of the last surviving Trustee named above, according to the terms of this Trust.

1. I hereby declare that the following real and tangible property is now being conveyed by deed from myself as an individual to myself as Trustee of The Potato Distributor Trust is as follows:

SEE SCHEDULE "A"

2. I hereby provide and declare that Denise M. Paulsen born August 19, 1958; Richard A. Drazil, born August 18, 1954; Linda A. Drazil, born August 5, 1962; Terry L. Drazil, born June 8, 1964; shall be the sole and equal beneficiaries of this trust.

3. I hereby appoint Richard A. Drazil to serve as Successor trustee following the death of the last surviving Trustee named above.

4. Should such Successor Trustee for any reason be unable to serve, I hereby appoint Denise M. Paulsen to serve as Contingent Successor Trustee.

36703  
10/11/68  
10/11/68

OK  
10-10-68

5. No bond shall be required from any Trustee or Successor Trustee.

6. In the event of my legal incapacity, I hereby appoint the Successor Trustee named above as the person to assume the duties and powers of Acting Trustee hereunder.

7. Upon the death of the last original surviving Trustee, the Successor Trustee is hereby directed to assume the duties and powers of Trustee of this Trust.

8. Should it be necessary in the best interests of the Trust corpus to manage certain properties before the dissolution and termination of this Trust before final distribution of assets can be made, I hereby direct that our Successor Trustee shall perform such duties as long as necessary.

9. Upon the death or incompetency of the last original surviving Trustee, this Trust shall be irrevocable and shall not be subject to amendment during such incompetency or after such death.

10. Written, notarized instructions and provisions consistent with this indenture are in the possession of the Successor Trustee and Contingent Successor Trustee by reference thereof and are incorporated herein.

11. I hereby direct that whenever the corpus of this Trust shall have been fully distributed, this Trust shall be dissolved and terminated.

12. I reserve the right during the lifetime of the Trustee to amend or revoke this Trust in whole or in part without consulting, or obtaining the consent of the Beneficiary named

herein; however, any such amendment or revocation shall be in writing and duly recorded in the Office of the County Recorder. Should I decide to sell or liquidate any of the assets of this Trust, I reserve the right to make whatever disposal of any receipts received therefore, in whatever manner I may desire.

13. Any distribution or distributions made by myself to the Beneficiary or myself as Trustee may be in cash or in kind, or partly in cash and partly in kind.

14. I reserve the right and am expressly authorized to invest and/or exchange a portion or all of the assets of this Trust in securities, stock, or certificates which may be exempt from income tax under various State and Federal income tax laws for the benefit and advantage of the Beneficiary.

15. I reserve the right to invest, re-invest, or exchange the Trust Estate without restriction to form or diversity of such investment.

16. I reserve the right during my lifetime to receive any and all incomes which may derive from any of the assets of this Trust for my own use and benefit and to dispose of the same in any manner I may desire; the same powers and benefits to be received and enjoyed by any surviving original Trustee.

17. I reserve the right to designate a new Beneficiary or a different Beneficiary or to remove any existing Beneficiary at any time during my lifetime or the lifetime of a surviving Trustee.

18. This is a Common Law Trust and it shall be enforced and administered without the permission or interposition of any court or other person or authority.

19. This Declaration of Trust shall be construed and enforced, wherever applicable or necessary, in accordance with the laws of the State of Oregon.

20. This Declaration of Trust shall extend to and be binding upon the heirs, executors, administrators, and assigns of the undersigned and upon any Successor Trustee of this Trust.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this

16<sup>th</sup> day of May, 1984.

Witnesses:

(1) Jessie M. Taubens

Marie E. Drazil L.S.  
Grantor

(2) Michelle H. Benjamin

STATE OF OREGON }  
  } ss.  
COUNTY OF KLAMATH }

On the 16<sup>th</sup> day of May, 1984, before me came Marie E. Drazil, known to me to be the individual described in the foregoing instrument, who executed the same, and acknowledged it to be his/her free act and will.

Michelle Benjamin  
Notary Public

My Commission Expires: 7-11-87



SCHEDULE A

F. 8156

1975 INTERNATIONAL Model F-1066

#261017540532657

STATE OF OREGON, )  
County of Klamath )

Filed for record at request of

on this 17th day of May A.D. 19 84  
at 11:26 o'clock A M, and duly  
recorded in Vol. M84 of Misc.  
Page 8152

**EVELYN BIEHN, County Clerk**

By *Pam Smith* Deputy

Fee 20.00

*N.C.E.*

*Box 783*

*Merrill, Ore*

*97633.*