

46668

Vol. m92 Page 13909

Recording Requested By And  
When Recorded Mail To:

**American Providers**

5433 El Camino, Suite 200  
Carmichael, CA 95608

Mail Tax Statements To:

MINERVA E. RICHARDS  
428 Cedar Court  
Lodi, California 95240

**AFFIDAVIT - DEATH OF TRUSTEE**

STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF SAN JOAQUIN )

MINERVA E. RICHARDS, of legal age, being first duly sworn,  
deposes and says:

That PEARLEY K. RICHARDS, the decedent mentioned in the attached certified copy of Certificate of Death (Exhibit "A"), is the same person as PEARLEY K. RICHARDS named as one of the parties in that certain Trust Transfer Deed dated March 30, 1990, executed by PEARLEY K. RICHARDS and MINERVA E. RICHARDS wherein decedent and affiant are sole Settlers and Trustees of the RICHARDS FAMILY LIVING TRUST DATED MARCH 30, 1990, as well as Beneficiaries under said Trust; it being further acknowledged that Affiant is the surviving Settlor and Beneficiary and named successor sole Trustee of said Trust according to the terms of said Living Trust Declaration, as evidenced by the copy of the Certified Abstract of Living Trust attached hereto as Exhibit "B". The original Trust Transfer Deed aforementioned is recorded as Instrument No. 13799, on April 20, 1990, in Vol. M90, Page 7359, in the Official Records of Klamath County, State of Oregon, covering the following described property situated in the County of Klamath, State of Oregon:

BLOCK 76, LOT 18, OF THE 7th ADDITION TO NIMROD RIVER  
PARK as shown on map in official records of said county.

A.P.N.: 3611-9B-6000

Dated: 4-10, 1992

Minerva E. Richards  
MINERVA E. RICHARDS

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this Affidavit is executed on 4-10, 1992, at SAN JOAQUIN County, California.

Minerva E. Richards  
MINERVA E. RICHARDS

SUBSCRIBED AND SWORN TO before me this 10<sup>th</sup> day of April, 1992.

Notary Public: Ken Seibel

9-3-94



Exhibit "A" 1/2  
**CERTIFICATE OF DEATH**  
 STATE OF CALIFORNIA  
 USE BLACK INK ONLY

13910  
 3 91 39 003732

STATE FILE NUMBER		LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER	
1A. NAME OF DECEDENT—FIRST (GIVEN) <b>Pearley</b>		1B. MIDDLE <b>K.</b>	1C. LAST (FAMILY) <b>Richards</b>
4. RACE <b>White</b>		5. HISPANIC—SPECIFY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	6. DATE OF BIRTH—MO. DAY, YR. <b>March 11, 1915</b>
7. AGE IN YEARS <b>76</b>		8. DATE OF DEATH—MO. DAY, YR. <b>December 12, 1991</b>	9. SEX <b>M</b>
10. FULL NAME OF FATHER <b>Louis Richards</b>		11. FULL MAIDEN NAME OF MOTHER <b>Elizbeth Long</b>	12. STATE OF BIRTH <b>KY</b>
13. SOCIAL SECURITY NO. <b>445-01-2334</b>		14. MARITAL STATUS <b>Married</b>	
15. NAME OF SURVIVING SPOUSE IF WIFE, ENTER MAIDEN NAME <b>Minerva Froke</b>		16. YEARS IN OCCUPATION <b>16</b>	
17. EDUCATION—YEARS COMPLETED <b>8</b>		18. RESIDENCE—STREET AND NUMBER OR LOCATION <b>428 Cedar Ct.</b>	
19. COUNTY <b>San Joaquin</b>		20. STATE OR FOREIGN COUNTRY <b>California</b>	
21. PLACE OF DEATH <b>Residence</b>		22. CITY <b>Lodi</b>	
23. STREET ADDRESS—STREET AND NUMBER OR LOCATION <b>428 Cedar Ct.</b>		24. CITY <b>Lodi, CA 95240</b>	
25. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, AND C) <b>(A) GUNSHOT WOUND OF CHEST</b>		26. TIME INTERVAL BETWEEN ONSET AND DEATH <b>MINUTES</b>	
27. DUE TO (B)		28. WAS DEATH REPORTED TO CORONER? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
29. DUE TO (C)		29. WAS AUTOPSY PERFORMED? <input type="checkbox"/> YES <input type="checkbox"/> NO	
30. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN 21		31. WAS IT USED IN DETERMINING CAUSE OF DEATH? <input type="checkbox"/> YES <input type="checkbox"/> NO	
32. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEM 21 OR 25? IF YES, LIST TYPE OF OPERATION AND DATE.		33. SIGNATURE AND DEGREE OR TITLE OF CERTIFIER <b>Joyce Holloman Deputy Coroner</b>	
34. CERTIFIER'S LICENSE NUMBER		35. DATE SIGNED <b>12-12-91</b>	
36. MANNER OF DEATH—Specify one: natural, accident, suicide, homicide, pending investigation or could not be determined <b>PENDING</b>		37. PLACE OF INJURY <b>PENDING</b>	
38. LOCATION (STREET AND NUMBER OR LOCATION AND CITY)		39. DESCRIBE HOW INJURY OCCURRED (EVENTS WHICH RESULTED IN INJURY) <b>PENDING</b>	
40. DISPOSITION(S) <b>Burial</b>		41. PLACE OF FINAL DISPOSITION—NAME AND ADDRESS <b>Cherokee Memorial Park Hwy 99 &amp; Harney Ln. Lodi, CA</b>	
42. NAME OF FUNERAL DIRECTOR OR PERSON ACTING AS SUCH <b>Rocha's Mortuary</b>		43. LICENSE NO. <b>FD-890</b>	
44. SIGNATURE OF LOCAL REGISTRAR <b>Jogi Khanna M.D.</b>		45. SIGNATURE OF EMBALMER <b>W.H. Seifert</b>	
46. DATE <b>12-16-91</b>		47. LICENSE NUMBER <b>16837</b>	
48. SIGNATURE OF LOCAL REGISTRAR <b>Jogi Khanna M.D.</b>		49. REGISTRATION DATE <b>DEC 16 1991</b>	
50. STATE REGISTRAR <b>4304</b>		51. CENSUS TRACT <b>4304</b>	

VS-11 (REV. 3-91)

MAKE NO ERASURES, WHITEOUTS, OR OTHER ALTERATIONS

I, Jogi Khanna, M.D., Local Registrar of Vital Statistics for the County of San Joaquin, do hereby certify that, if bearing the seal of the Public Health Services of San Joaquin County, the foregoing is a true and correct copy of the certificate on file in my office.

*Jogi Khanna M.D.*

Date: DECEMBER 30, 1991

By:

*Wanna Hoshino*  
 Deputy Registrar

92055222

THIS FORM MUST BE COMPLETED IN BLACK INK  
AMENDMENT OF MEDICAL AND HEALTH SECTION DATA—DEATH

STATE CERTIFICATE NUMBER		INSTRUCTIONS ON REVERSE		LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER	
IDENTIFICATION OF THE RECORD	1. FIRST NAME	2. MIDDLE NAME	3. LAST NAME	4. DATE OF EVENT	
	Pearley	K.	Richards	December 12, 1991	
ORIGINALLY REPORTED INFORMATION	5. PLACE OF OCCURRENCE CITY AND COUNTY				
	San Joaquin County				
	6. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, AND C)				
	IMMEDIATE CAUSE				
	(A) Gunshot Wound of Chest				
	(B)				
	(C)				
	7. OTHER CONDITIONS, CONTRIBUTING, BUT NOT RELATED TO THE IMMEDIATE CAUSE OF DEATH				
	27. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEMS 22 OR 23?				
	29. OTHER REPORTED CAUSE OF DEATH				
INFORMATION AS IT SHOULD BE STATED ON THE ORIGINALLY REGISTERED CERTIFICATE	22. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, AND C)				
	IMMEDIATE CAUSE				
	(A) Gunshot Wound of Chest				
	(B)				
	(C)				
	23. OTHER CONDITIONS, CONTRIBUTING, BUT NOT RELATED TO THE IMMEDIATE CAUSE OF DEATH				
	27. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEMS 22 OR 23?				
	29. OTHER REPORTED CAUSE OF DEATH				
	30. PLACE OF DEATH				
	31. HEMORRAGE AT DEATH				
DECLARATION OF CERTIFYING PHYSICIAN OR CORONER	4. I, THE CERTIFYING PHYSICIAN OR CORONER, HAVE PERSONAL KNOWLEDGE OF SUPPLEMENTAL INFORMATION WHICH AMENDS THE INFORMATION ORIGINALLY REPORTED, DECLARE UNDER PENALTY OF PERJURY THAT THE ABOVE INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.				
	5. SIGNATURE OF PHYSICIAN OR CORONER				
	Sgt. Isaacs, Deputy Coroner				
	6. NAME OF PHYSICIAN OR CORONER (PRINT OR TYPE)				
	Sgt. Isaacs				
	7. ADDRESS—STREET CITY STATE				
	222 E. Weber Ave., Stockton, Ca.				
	8. DATE SIGNED				
	12-27-91				
	9. DEGREE OR TITLE				
REGISTRAR'S OFFICE	10. OFFICE OF STATE OR LOCAL REGISTRAR				
	Jogi Khanna M.D.				
11. DATE ACCEPTED					
DEC 27 1991					
STATE OF CALIFORNIA, DEPARTMENT OF HEALTH SERVICES, OFFICE OF STATE REGISTRAR OF VITAL STATISTICS					

I, Jogi Khanna, M.D., Local Registrar of Vital Statistics for the County of San Joaquin, do hereby certify that, if bearing the seal of the Public Health Services of San Joaquin County, the foregoing is a true and correct copy of the certificate on file in my office.

Jogi Khanna M.D.

Date: DECEMBER 30, 1991

By:

Ukanna Hashine

Deputy Registrar

## CERTIFIED ABSTRACT OF LIVING TRUST DECLARATION

RICHARDS FAMILY LIVING TRUST  
Initially Created March 30, 1990

1. Establishment of Trust. PEARLEY K. RICHARDS and MINERVA E. RICHARDS, Settlers, and PEARLEY K. RICHARDS and MINERVA E. RICHARDS, Trustees, have executed a Living Trust Declaration on March 30, 1990, establishing the RICHARDS FAMILY LIVING TRUST, which trust is not of record in any court.

2. Beneficiaries. The present beneficiaries under the terms of said Living Trust Declaration are the Settlers.

3. Trustees and Successors. The initial Co-Trustees of this trust shall be PEARLEY K. RICHARDS and MINERVA E. RICHARDS. Either PEARLEY K. RICHARDS or MINERVA E. RICHARDS, however, may act as sole Trustee of his or her separate property assets held in the trust estate. Upon the death, resignation or incapacity of either PEARLEY K. RICHARDS or MINERVA E. RICHARDS as Co-Trustee or as sole Trustee, the successor Trustee is designated as the survivor of them. Upon the death, resignation or incapacity of both PEARLEY K. RICHARDS and MINERVA E. RICHARDS, the successor Trustee is designated as GERALD R. RASMUSSEN. Upon the death, resignation or incapacity of GERALD R. RASMUSSEN, the successor Trustee is designated as RONAYNE J. RASMUSSEN.

4. Powers of Trustee. The Trustee is vested with and has all the rights, duties, powers and privileges which an absolute owner of property would have. The powers and authority of the Trustee with respect to the trust property include, but are not limited to, the following:

A. To sell, for cash or on deferred payments, exchange, transfer, convey, grant options, lease without limitation as to term, borrow upon, and hypothecate all or any part of the trust property; and to retain, maintain, repair, divide, partition, improve, and otherwise manage any trust property;

B. To commence or defend, at the expense of the trust, legal actions relating to the trust or any trust property as the Trustee deems advisable;

C. To buy, sell, invest, reinvest and trade in securities of any nature on margin or otherwise, including options, commodities and short sales, and for such purpose to maintain and operate brokerage accounts with brokers; to vote and give proxies to vote trust securities, pay assessments or other charges levied; exercise or not exercise, as the Trustee may deem advisable, subscriptions, conversion rights, or other rights or options that pass to holders of such stocks or securities; and to enter into shareholder agreements;

## Exhibit "B" 2/4

D. To participate in any plans or proceedings for foreclosure or consolidation, merger, liquidation, or other reorganization of any corporation or organization having securities that are held as trust property and, in connection therewith, to deposit securities with or transfer title or securities, upon the terms that the Trustee deems advisable, to any protective or other committee established in connection with any such plan or proceeding;

E. To borrow money and to finance or re-finance trust real or personal property on such terms and conditions as the Trustee deems advisable and to obligate the trust to repay the borrowing by mortgage, deed of trust, pledge or otherwise;

F. To perform or to delegate to any trustee or non-trustee, any non-discretionary power, including the power to singularly or jointly open, close or transfer any type of bank accounts and savings and loan association accounts, sign checks, drafts, withdrawal slips or other documents, give instructions for the receipt or delivery of securities or other property, give instructions for the payment or the receipt of money, and, singularly or with others, have access to any safe deposit box or other place with property of the trust created pursuant to this trust as deposited;

G. Notwithstanding any other provision of this instrument, to the extent permitted by law, to convert community property of the Settlers into the separate property of each or either in order to take advantage of the provisions of California Welfare and Institutions Code Section 14006.2 (Catastrophic Illness Provision) and any other similar federal or state laws which may be applicable at the time of such conversion;

H. Unless otherwise provided for in establishing title to assets of the trust, while both Settlers are acting as Trustees, either Settlor, as Trustee, shall have the power to act alone on behalf of both Settlers as Trustees;

I. To subdivide and resubdivide trust real property and sign applications, maps, and other documents incidental thereto, dedicate trust real property for public purposes, with or without consideration, grant and impose upon trust real property conditions, covenants, easements, restrictions, rights of way, and other servitudes.

5. Federal Identification Number. Treasury Regulations that apply to the RICHARDS FAMILY LIVING TRUST specify that, while both Settlers are living and at least one Settlor is acting as Trustee, a Settlor's Social Security number shall be used for Federal Identification Number purposes. At such time as there is no Settlor acting as a Trustee or at such time as a portion of the trust becomes irrevocable, a Federal Identification Number will be required.

Exhibit "B" 3/4

IN WITNESS WHEREOF, we have signed this Certified Abstract of  
Living Trust Declaration on Mar. 30, 1990.

SETTLORS:

TRUSTEES:

Pearley K. Richards  
PEARLEY K. RICHARDS

Pearley K. Richards  
PEARLEY K. RICHARDS

Minerva E. Richards  
MINERVA E. RICHARDS

Minerva E. Richards  
MINERVA E. RICHARDS

STATE OF CALIFORNIA     )  
                                  ) ss.  
COUNTY OF SAN JOAQUIN   )

On Mar. 30, 19 90, before me, the undersigned,  
a Notary Public in and for said County and State, personally  
appeared PEARLEY K. RICHARDS and MINERVA E. RICHARDS, personally  
known to me (or proved to me on the basis of satisfactory evidence)  
to be the persons whose names are subscribed to the within  
instrument, and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Joseph E. Sawyer  
Notary Public

Exhibit "B" 4/4  
ATTORNEY'S CERTIFICATION

The undersigned, attorney for PEARLEY K. RICHARDS and MINERVA E. RICHARDS, as Settlers and Trustees of the RICHARDS FAMILY LIVING TRUST initially created on Mar. 30, 1990, hereby certifies that said trust is a revocable trust.

In said attorney's opinion, Treasury Regulations that apply to the trust do not require a separate employer identification number at this time. Additionally, in said attorney's opinion, the trust is designed in such a way that a transfer of real property to the trustees does not change equitable ownership, therefore, it comes within the exempt provisions for assessor's re-evaluation purposes.

Title to assets should be taken as follows:

PEARLEY K. RICHARDS and MINERVA E. RICHARDS, as Trustees of the RICHARDS FAMILY LIVING TRUST  
Initially Created March 30, 1990.

Title to separate property assets held in trust may be taken as follows:

PEARLEY K. RICHARDS, as Trustee of the Separate Property of PEARLEY K. RICHARDS  
The RICHARDS FAMILY Living Trust  
Initially Created Mar. 30, 1990.

MINERVA E. RICHARDS, as Trustee of the Separate Property of MINERVA E. RICHARDS  
The RICHARDS FAMILY Living Trust  
Initially Created Mar. 30, 1990.

Dated: 3-30-90

J E Sarazen  
J. E. SARAZEN, Attorney at Law

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of American Providers the 25th day  
of June A.D., 19 92 at 12:24 o'clock P M., and duly recorded in Vol. M92  
of Deeds on Page 13909.

FEE \$40.00

Evelyn Biehn County Clerk  
By Daniel M. [Signature]