

06-15-95A10:24 RCVD

DECLARATION OF TRUST

WHEREAS, I, ATTILIO MASSOLO, of the City of SALINAS, County of MONTEREY, and State of California, am the owner of certain real property located at (and known as) 2238 LAUREL STREET, in the City of KLAMATH, County of KLAMATH COUNTY, and State of Oregon, which property is described more fully in the Deed conveying it from LOUIE STINER to ATTILIO MASSOLO, as "that certain piece or parcel of land with buildings thereon standing, located in said KLAMATH, being

LOTS 11, 12 AND 13 IN BLOCK 4 OF RIVERVIEW ADDITION, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

Being the same premises earlier conveyed to the Settlor by an instrument dated October 2, 1989 and recorded in Vol. M89, Page 18575 of the KLAMATH COUNTY Land Records.

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 my right, title and interest in and to said property on the date of my death, IN TRUST

1. For the use and benefit of the following three (3) persons, in equal shares, per stirpes:

1. ARTHOR MASSOLO-MY SON, of LANGLEY CYN ROAD, SALINAS, CA. 93907
2. GLORIA MASSOLO-MY DAUGHTER, of 526 CRESCENT WAY, SALINAS, CA. 93907
3. LINDA MASSOLO-MY DAUGHTER, of ALEXANDRA STREET, SALINAS, CA.

If because of my physical or mental incapacity certified in writing by a physician, the Successor Trustee hereinafter named shall assume active administration of this trust during my lifetime, such Successor Trustee shall be fully authorized to invest, reinvest and otherwise manage the trust's asset(s) as he shall deem appropriate, paying to me or disbursing on my behalf such sums from income or principal as may appear necessary or desirable for my comfort or welfare. Upon my death, unless all the beneficiaries shall predecease me or unless we all shall die as a result of a common accident or disaster, my Successor Trustee is hereby directed forthwith to transfer said property and all my right, title and interest in and to said property unto the beneficiaries absolutely and thereby terminate this trust; provided, however, that if any beneficiary hereunder shall not have attained the age of 21 years, the Successor Trustee shall hold such beneficiary's share of the trust assets in continuing

SETTLOR'S
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trust until such beneficiary shall have attained the age of 21 years. During such period of continuing trust the Successor Trustee, in his absolute discretion, may retain the specific trust property herein described if he believes it in the best interest of the beneficiary so to do, or he may sell or otherwise dispose of such specific trust property, investing and reinvesting the proceeds as he may deem appropriate. If the specific trust property shall be productive of income or if it be sold or otherwise disposed of, the Successor Trustee may apply or expend any or all of the income or principal directly for the maintenance, education and support of the beneficiary without the intervention of any guardian and without application to any court. Such payments of income or principal may be made to the parents of such beneficiary or to the person with whom the beneficiary is living without any liability upon the Successor Trustee to see to the application thereof. If such beneficiary survives me but dies before attaining the age of 21 years, at his or her death the Successor Trustee shall transfer, pay over and deliver the trust property being held for such beneficiary to such beneficiary's personal representative, absolutely.

2. Each beneficiary hereunder shall be liable for his proportionate share of any taxes levied upon the Settlor's total taxable estate by reason of the Settlor's death.

3. All interests of a beneficiary hereunder shall be inalienable and free from anticipation, assignment, attachment, pledge or control by creditors or by a present or former spouse of such beneficiary in any proceedings at law or in equity.

4. I reserve unto myself the power and right during my lifetime (1) to place a mortgage or other lien upon the property. (2) to collect any rental or other income which may accrue from the trust property and to pay such income to myself as an individual. I shall be exclusively entitled to all such income accruing from the trust property during my lifetime, and no beneficiary named herein shall have any claim upon any such income and/or profits distributed to me.

5. 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 any beneficiary and without giving notice to any 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.

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

7. In the event of my physical or mental incapacity or my death, I hereby nominate and appoint as Successor Trustee hereunder the beneficiary named first above, unless such

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beneficiary shall not have attained the age of 21 years, or is otherwise legally incapacitated, in which event I hereby nominate and appoint as Successor Trustee hereunder the beneficiary named second above.

8. 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.

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

10. This Declaration of Trust shall be construed and enforced in accordance with the laws of the State of Oregon.

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

this 1st day of June, 1995.

(Settlor sign here) Attilio Massolo L.S.

Witness: (1) Veronica Ann Jones

Witness: (2) Michael Y. Roberts

STATE OF California

City

COUNTY OF Monterey

or

Town Salinas

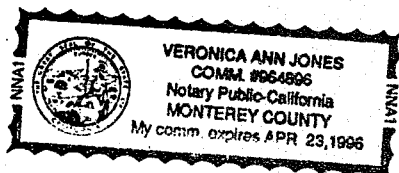
On the 1st day of June, 1995, personally appeared

Attilio Massolo.

known to me to be the individual who executed the foregoing instrument, and acknowledged the same to be his/her free act and deed, before me.

Veronica Ann Jones
Notary Public

(Notary Seal)



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of CaliforniaCounty of MontereyOn June 1, 1995 before me, Veronica Ann Jones

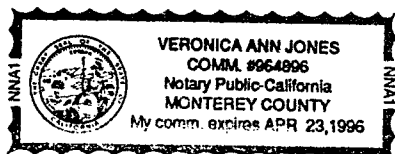
DATE

NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Attilio Massolo

NAME(S) OF SIGNER(S)

☐ personally known to me - OR - ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Veronica Ann Jones
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

☒ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

☐ PARTNER(S) ☐ LIMITED
☐ ATTORNEY-IN-FACT ☐ GENERAL
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

Declaration of Trust
TITLE OR TYPE OF DOCUMENT

3 (three)
NUMBER OF PAGES

6-1-95
DATE OF DOCUMENT

None
SIGNER(S) OTHER THAN NAMED ABOVE

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Attilio Massolo the 15th day of June A.D., 19 95 at 10:24 o'clock A M., and duly recorded in Vol. M95 of Deeds on Page 15720

RETURN: Attilio Massolo
375 Rossi St
Salinas, Ca

FEE \$25.00

93907

By Bernetha G. Letsch, County Clerk