2017-009472 Klamath County, Oregon

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Recording requested by: PARKS & RATLIFF, PC 620 Main Street Klamath Falls, OR 97601

After recording, return to: PARKS & RATLIFF, PC 620 Main Street Klamath Falls, OR 97601

CERTIFICATION OF TRUST

(ORS 130.860)

1. <u>Date of Existence and Execution of Trust.</u>

The trust was executed on June 21, 1990, and is currently in existence.

2. Trustor/Trustee.

- a. The Trustor is: JUNE M. SHUCK
- b. The currently acting Trustee is: CARL CECIL SHUCK

3. Trust Powers.

The powers of the Trustee are as follows:

The Trustee is empowered to do all things appropriate for the orderly administration of the trust subject to the Trustee's power and control, unless otherwise specifically provided herein. Without limiting this general power, and without limitation of other powers hereby granted or otherwise possessed by the Trustee, including those specified in the Uniform Trustees' Powers Act in effect in Oregon as it may be amended from time to time, the Trustee shall have the following powers and discretion, which the Trustee shall exercise in such manner and upon such terms and conditions as the Trustee shall deem necessary, desirable or convenient:

- (a) <u>Retention of Property</u>: To retain any property for such period as the Trustee may deem desirable, whether or not such property is productive of any income and independent of any requirement of diversification.
- (b) Additions: To receive additions to the assets of the trust from any source.
- (c) <u>Business Participation</u>: To terminate or to continue or participate in the operation of any business enterprise, including a corporation, as sole proprietorship or a general or limited partnership, and to effect any form of incorporation, dissolution, liquidation, reorganization or other change in the form of the business enterprise, or to lend money or make a capital contribution to any such business enterprise.

- (d) Permissible Investments: To invest and reinvest the assets of the Trust as the Trustee may determine to be in the best interests of the Trust, without limitation by any law applicable to investments by fiduciaries. The permitted investments and reinvestments may include securities, such as common or preferred stock, mortgages, notes, subordinated debentures and warrants of any corporation, and any common trust fund administered by a corporate fiduciary, or other property, real or personal, including savings accounts and deposits and interests in mutual or money market funds or investment trusts, annuities and insurance, whether or not such investments are unsecured or of a wasting nature.
- (e) <u>Dealing with Property</u>: To acquire, grant or dispose of property, including puts, calls and options, for eash or on credit, including maintaining margin accounts with brokers, at public or private sale, upon such terms and conditions as the Trustee may deem advisable; and to manage, develop, improve, exchange, partition, change the character of, abandon property or other interest therein, or otherwise deal with property.
- (f) **Borrowing Authority**: To borrow funds from any person, including the Trustee, guarantee indebtedness, or indemnify others in the name of the trust and to secure any such obligation by mortgage, pledge, security interest or other encumbrance, and to renew, extend or modify any such obligation for a term within or extending beyond the term of the trust. No lender shall be bound to see to or be liable for the application of the proceeds of any obligation, and no Trustee shall be personally liable for any obligation.
- (g) <u>Leasing Authority</u>: To make, renew, or amend for any purpose a lease as lessor or lessee for a term within or beyond the term of the Trust within or without the option to purchase.
- (h) <u>Natural Resources</u>: To enter into any arrangement or agreement, including a lease, pooling or unitization agreement, for exploration, development, operation, conservation and removal of minerals or other natural resources.
- (i) <u>Voting Rights</u>: To vote a security in person or by general or limited proxy, to participate in or consent to any voting trust, reorganization, dissolution, liquidation, or other action affecting any securities, and to deposit securities with and transfer title to a protective or other committee.
- (j) <u>Title to Assets</u>: To hold securities and other property in negotiable form or in the name of a nominee (including "street name" of a broker) or by deposit to a clearing corporation, with or without disclosure of the fiduciary relationship.
- (k) <u>Insurance</u>: To insure the assets of the Trust against any risk and the Trustee against liability with respect to third persons.
- (1) <u>Settlement of Disputes</u>: To pay or contest any debt or claim and to compromise, release and adjust any debt or claim and to submit any matter to arbitration.
- (m) <u>Payment of Expenses</u>: To pay any taxes, assessments, reasonable compensation of the fiduciary and other expenses incurred in the collection, management, care, protection and conservation of the estate.

- (n) Principal and Income: To allocate items of income or expenditure to either income or principal and to create reserves out of the income, all as provided by law, and to the extent not so provided to allocate or create reserves as the Trustee in his or her discretion deems appropriate, and the Trustee's decision made in good faith with respect thereto shall be binding and conclusive on all persons.
- (o) <u>Division of Trust</u>: To make any distribution or payment in kind or in cash, or partly in kind and partly in cash, and to cause any share to be composed of cash, property, or undivided interests in property different in kind from any other share, either pro rata or non pro rata, without regard to differences in the tax basis of such property and without the requirement of making any adjustment of the shares by reason of any action taken pursuant hereto.

Any division, allocation, apportionment or valuation of the property to distribute the assets to or among any of the trusts or beneficiaries shall be made by the Trustee, and the good faith determination of the Trustee shall be binding and conclusive on all parties.

- (p) <u>Litigation</u>: To prosecute or defend actions, suits, claims or proceedings for the protection or benefit of the estate and the Trustee in the performance of the Trustee's duties.
- (q) <u>Employment of Agents</u>: To employ agents, including attorneys, accountants, investment advisors, custodians, appraisers or others, to advise or assist the Trustee, and to delegate to them fiduciary powers, and to indemnify them against liability for positions taken in good faith and with reasonable basis.
- (r) <u>Investment Transaction</u>: With regard to record keeping for investment transactions, the Trustee need not provide copies of confirmations or similar notifications each time a trade or investment transaction occurs, but investment transactions shall be set forth in the Trustee's periodic account.
- (s) Repairs and Improvements: To make ordinary or extraordinary repairs or alterations in buildings or other structures, to demolish any improvements, to raze existing or erect new party walls or buildings.
- (t) <u>Business Personnel</u>: To elect or employ directors, offices, employees, partners or agents of any business, and to compensate such persons, whether or not any such person is a fiduciary, director, officer, partner or agent of a Trustee, or a beneficiary of the Trust.
- 4. <u>Mailing Address</u>. The mailing address of the Trustee is: 5663 Basin View Drive Klamath Falls, OR 97603
- 5. Irrevocability.

The trust was made irrevocable upon the death of the Trustor.

6. **Modification or Amendment**.

The trust may be modified or amended by the Trustor. In addition, the Trustee may specify additional procedures and provisions for a successor Trustee, pursuant to Paragraph 6-(a) &

(b), which shall operate as amendments to the trust, effective the same time as the successor Trustee's appointment becomes effective.

7. Current Trustees.

Either Trustee is authorized to sign in order to exercise trust powers.

8. Trust Taxpayer Identification Number.

The Trustor's Social Security Number is: 544-38-8626

9. Title to Trust Assets.

Title to the Trust assets should be taken in the name of: CARL CECIL SHUCK, SUCCESSOR TRUSTEE OF THE SHUCK LOVING TRUST DATED JUNE 21, 1990, AND ANY AMENDMENTS THERETO.

10. Statement of Current Status.

As of this date, the trust has not been revoked, modified or amended in any manner that would cause the representations contained in the Certification to be incorrect.

THE ABOVE IS CERTIFIED TO BE TRUE AND ACCURATE this 22M2 day of August, 2017.

Carl Cecil Shuck

STATE OF OREGON; County of Klamath) ss.

THE FOREGOING INSTRUMENT was acknowledged before me this 22 day of August,

2017, by Carl Cecil Shuck.

NOTARY PUBLIC FOR OREGON

My Commission expires: January 2, 2021