

FILED FOR RECORD AT REQUEST OF:

BARRY M. MEYERS
Attorney at Law
1616 Cornwall Avenue, Suite 103
Bellingham, WA 98225



200109210002

, Skagit County Auditor

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WHEN RECORDED RETURN TO:

DOROTHY GWENDOLEN YALDEN
934 Presidio Place
Sedro Woolley, WA 98284

AMENDMENT TO MEMORANDUM OF TRUST

RE: DOROTHY GWENDOLEN YALDEN LIVING TRUST

GRANTOR:
GRANTEE(s):

DOROTHY GWENDOLEN YALDEN
VICTOR JAMES YALDEN
ANNE GWENDOLEN WHINFREY
(fna ANNE GWENDOLEN GRAHAM-OLIVER)
CEDAR B. GRAHAM

LEGAL DESCRIPTION:
ASSESSOR'S TAX PARCEL NUMBER:

None
None

DOROTHY GWENDOLEN YALDEN, also known as GWEN YALDEN, a married woman, has this date created a revocable intervivos separate property trust entitled the DOROTHY GWENDOLEN YALDEN LIVING TRUST ("Trust"). The terms of said Trust require that no amendment concerning the successor Trustees or the powers granted to the Trustees or successor Trustees of the Trust may be made without a concurrent amendment of this Memorandum of Trust.

The initial Trustee of said Trust is DOROTHY GWENDOLEN YALDEN. In the event that DOROTHY GWENDOLEN YALDEN fails to qualify or ceases to act as the initial Trustee, then her husband, VICTOR JAMES YALDEN shall thereafter serve as Successor Trustee with all the rights, powers, titles and immunities specified within the Trust. In the event that VICTOR JAMES YALDEN fails to qualify or ceases to act as the successor Trustee, then her daughter, ANNE GWENDOLEN GRAHAM-OLIVER now known as ANNE GWENDOLEN WHINFREY shall thereafter serve as Successor Trustee with all the rights, powers,

titles and immunities specified within the Trust. In the event that ANNE GWENDOLEN WHINFREY fails to qualify or ceases to act as the successor Trustee, then CEDAR B. GRAHAM shall thereafter serve as Successor Trustee with all the rights, powers, titles and immunities specified within the Trust. The term "fails to qualify or ceases to act as Trustee" as used in the Trust shall include the decision of any Trustee not to serve as Trustee no matter for what reason made, and shall also include the incapability of any Trustee to serve as Trustee by reason of death or otherwise. The next named Trustee is directed to accept as evidence of such incapability to serve the written determination of such fact presented to them by the then regular doctor of such Trustee. Such determination shall be valid and accepted by the Trustee until the Trustee who is so declared to be incapable to serve files a petition disputing said fact with a court of competent jurisdiction. Any Trustee may also resign as Trustee at any time.

The Trustees shall have all the powers available to Trustees in accordance with the laws of Washington, and specifically RCW 11.98.070, including, but not limited to the following specific powers:

1. To receive reasonable compensation from the Trust Estate during each calendar year for Trustee's ordinary services and additional compensation for any extraordinary services without court order.
2. To employ custodians, attorneys, accountants, investment advisers, and other agents to assist Trustee in the administration of the Trust. Reasonable payment for these services shall be made from the Trust Estate out of either income or principal at the Trustee's discretion.
3. To retain any property, including shares of the Trustee's own stock, or to abandon any property that the Trustee receives or acquires.
4. To retain, purchase, or otherwise acquire unproductive property unless specifically restricted.
5. To manage, control, grant options on, sell (for cash or on deferred payments), convey, exchange, partition, divide, improve and repair Trust property.
6. To lease Trust property for terms within or beyond the term of the Trust and for any purposes, including exploration for and removal of gas, oil, and other minerals; and to enter into community oil leases, pooling and unitization agreements.
7. To invest and reinvest the Trust Estate in every type of property, real, personal, or mixed, and every kind of investment,



including but not limited to corporate obligations, every type of stock, shares in investment trusts, companies, mutual funds, or life insurance policies on the life of any beneficiary that investors of prudence, discretion, and intelligence acquire for their own account.

8. To vote and/or give proxies for any securities held in trust, participate in voting trusts or shareholder's agreements, consent to foreclosure or merger liquidations, and exercise or sell stock subscriptions or conversion rights.

9. To invest in mortgage participations, in shares of investment trusts and regulated investment companies that investors of prudence, discretion, and intelligence acquire for their own account.

10. To hold securities or other property in the Trustee's name as Trustee under the Trust.

11. To carry, at the expense of the Trust, insurance of such kinds and in such amounts as the Trustee deems advisable to protect the Trust Estate against any damage or loss.

12. To loan money to any person, including a trust beneficiary, at the prevailing interest rates.

13. To take any action, in the Trustee's reasonable discretion, to minimize the tax liabilities of any trust and its beneficiaries, to allocate the benefits among the various beneficiaries, and to make adjustments in the rights of any beneficiary, or between the income and principal accounts, to compensate for the consequences of any tax election or any investment or administrative decision that the Trustee reasonably believes has had the effect directly or indirectly of preferring one beneficiary over others.

14. To pay from the Trust Estate any death taxes attributable to the Trust Estate or any part thereof and the last illness and/or funeral expenses or other obligations incurred for the beneficiary's support.

15. To distribute the Trust assets if, in the Trustee's reasonable discretion, the Trust becomes uneconomical to administer by (1) distributing the Trust assets to the beneficiaries in proportion to their interests in the Trust; (2) purchase and deliver to the income beneficiaries a restrictive savings account, certificate of deposit, annuity, or endowment; distribute the Trust assets to a custodian for the beneficiaries under the Washington Uniform Transfer to Minors Act; or (4) distribute the Trust assets as provided by law.



DATED: September 17, 2001

Dorothy Gwendolen Yalden
DOROTHY GWENDOLEN YALDEN

I accept the duties of Trustee as set forth herein and agree to perform the same.

DATED: September 17, 2001

Dorothy Gwendolen Yalden
DOROTHY GWENDOLEN YALDEN

ACKNOWLEDGMENT

STATE OF WASHINGTON)
COUNTY OF Skagit) ss.

I certify that I know or have satisfactory evidence that DOROTHY GWENDOLEN YALDEN is the person who appeared before me, and said person acknowledged that said person signed this instrument and acknowledged it to be said person's free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 17 day of September, 2001.

Rose Raivo Rose Raivo

Notary public in and for the State of Washington, residing at 900 McCall St. Sedro-Walkley, WA 98284
My appointment expires: 07-31-05

NOTARY PUBLIC
STATE OF WASHINGTON
ROSE M. RAIVO
My Appointment Expires July 31, 2005



UNOFFICIAL DOCUMENT

ORIGINAL