

Return Address:

2720 OAKES AVE
ANACORTES, WA 98221Real Estate Excise Tax
Exempt
Skagit County Treasurer
By Lena Thompson
Affidavit No. 20253628
Date 11/06/2025ACCOMMODATION
RECORDING ONLY

AFFIDAVIT (LACK OF PROBATE)

M22851-LT

The undersigned affiant/grantee NORMA K PRIEBE being first duly sworn
Name of Affiant

deposes and states as follows: That they are a rightful heir as listed on heirs at law, to the real

property described below, and is SURVIVING SPOUSE
*Relationship to decedent*of DAVID K. PRIEBE, who died on OCT. 13 2025
Decedent/Grantor *Date*at ANACORTES SKAGIT WA
City *County* *State*

REAL PROPERTY SUBJECT TO THE AFFIDAVIT:

Abbreviated Legal Description:

LOTS 9 & 10, B/LK. 201, Northern Pacific Add., Tract
1 & 2, Plate & 14-35-1, Tract 1 Plate 7 23-35-1Assessor's Property Tax Parcel/Account Number: P58263 & P100898, P31697
(Attach full legal description of the property)☐ Decedent left no Last Will and Testament.☒ Decedent left a Last Will and Testament which HAS NOT been Probated or Revoked."Heirs at law" includes surviving spouse, children, adopted children, issue of
predeceased child or adopted child, parents, brothers and sisters of the decedent.
Affiant hereby identifies all heirs at law of the decedent: (use additional pages if
necessary)(Page 1 of 3)

NORMA K PRIEBE 81 SURVIVING SPOUSE

2720 OAKES AVE ANACORTES, WA 98221

Full name, age, relationship, address

Full name, age, relationship, address

Full name, age, relationship, address

Full name, age, relationship, address

Full name, age, relationship, address

Full name, age, relationship, address

Full name, age, relationship, address

Full name, age, relationship, address

Dated : NOV 5, 2025NORMA K PRIEBE

Affiant's full name

(360) 588-4054

Telephone number

2720 OAKES AVEANACORTES WA 98221

City

State

Zip Code

Norma K Pribe
SignatureNov 5/2025
DateState of WA County of SkagitI know or have satisfactory evidence that Norma K. Pribe
(name of person)

is the person who appeared before me, and said person acknowledged that (he/she) signed this affidavit and acknowledged it to be (his/her) free and voluntary act for the uses and purposes mentioned in this affidavit.

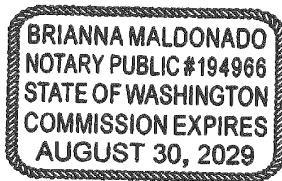
Dated: 11, 05, 2025Became [Signature]
Signature of Notary Public(SEAL OR
STAMP)Residing at: ANACORTES WA 98221Notary Public in and for the State of WAMy appointment expires: 08 / 30 / 2029

Exhibit A

Legal Description

Parcel Number: P58263/3809-201-010-0009

LOTS 9 AND 10, BLOCK 201, NORTHERN PACIFIC ADDITON TO ANACORTES, RECORDED IN VOLUME 2 OF PLATS, PAGES 9 TO 11, RECORDS OF SKAGIT COUNTY, WASHINGTON. TOGETHER WITH THE EAST HALF OF VACATED CALIFORNIA AVENUE WHICH ATTACHES THERETO BY OPERATION OF LAW, AND BY ANACORTES CITY ORDINANCE NO. 2123 AND RECORDED UNDER AUDITOR'S FILE NO. 8911220068, RECORDS OF SKAGIT COUNTY, WASHINGTON, AS WOULD ATTACH BY OPERATION OF LAW. SURVEY RECORDED UNDER AF#200502250001

Parcel Number: P31697/350123-0-002-1106

THAT PORTION OF THE BURLINGTON NORTHERN RAILROAD RIGHT OF WAY DESIGNATED AS NORTHERN PACIFIC RAILROAD ON THE PLAT MAP OF NORTHERN PACIFIC ADDITION TO ANACORTES, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 2 OF PLATS, PAGES 9 THROUGH 11, RECORDS OF SKAGIT COUNTY, WASHINGTON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF BLOCK 201 OF SAID PLAT; THENCE NORTH 21-36-44 WEST ALONG THE WESTERLY LINE OF BLOCK 201, A DISTANCE OF 200.00 FEET TO THE NORTHWEST CORNER OF SAID BLOCK 201 BEING THE TRUE POINT OF BEGINNING; THENCE SOUTH 71-57-51 WEST, A DISTANCE OF 40.08 FEET TO THE CENTERLINE OF THE NORTHERLY END OF CALIFORNIA AVENUE; THENCE NORTH 21 DEGREES 36'44" WEST, A DISTANCE OF 142.53 FEET; THENCE NORTH 71-17-58 EAST, A DISTANCE OF 100.12 FEET; THENCE SOUTH 21-36-44 EAST, A DISTANCE OF 143.94 FEET TO A POINT ON THE NORTHERLY LINE OF SAID BLOCK 201; THENCE SOUTH 72-12-09 WEST ALONG THE NORTHERLY LINE OF SAID BLOCK 201, A DISTANCE OF 60.12 FEET TO THE NORTHWEST CORNER OF SAID BLOCK 201 BEING THE TRUE POINT OF BEGINNING, SECTION 23, TOWNSHIP 35 NORTH, RANGE 1 EAST, W.M. SURVEY RECORDED UNDER AF#200502250001.

Parcel Number: P100898/350123-0-002-2300

ANACORTES TDLNDS PTN TR 1 PL 7 SEC 23 TWP 35 R 1 DAF BAAP SW COR SD TR TH NWLY 70FT TH NELY 90FT TH SLY 70FT TH WLY 90FT TPOB

STATE OF WASHINGTON
DEPARTMENT OF HEALTH

CERTIFICATE OF DEATH



CERTIFICATE NUMBER: 2025-050505

DATE ISSUED: 10/15/2025

FEE NUMBER:

FIRST AND MIDDLE NAME(S): DAVID KERR

LAST NAME(S): PRIEBE

COUNTY OF DEATH: SKAGIT

DATE OF DEATH: OCTOBER 13, 2025

HOUR OF DEATH: 06:10 PM

SEX: MALE

AGE: 86 YEARS

SOCIAL SECURITY NUMBER:

HISPANIC ORIGIN: NO, NOT SPANISH/HISPANIC/LATINO

RACE: WHITE

BIRTH DATE:

BIRTHPLACE: SEATTLE, WASHINGTON

MARITAL STATUS: MARRIED

SURVIVING SPOUSE: NORMA KATHERINE FELL

OCCUPATION: PEDIATRIC DENTIST

INDUSTRY: MEDICAL - DENTAL OFFICE

EDUCATION: DOCTORATE OR PROFESSIONAL DEGREE

US ARMED FORCES: YES

INFORMANT: NORMA K PRIEBE

RELATIONSHIP: WIFE

ADDRESS: 2720 OAKES AVE, ANACORTES, WA, 98221

CAUSE OF DEATH:

A. ACUTE RESPIRATORY FAILURE

INTERVAL: 1 DAYS

B. ACUTE SYSTOLIC HEART FAILURE

INTERVAL: 1 DAYS

C. ATRIAL FIBRILLATION WITH RAPID VENTRICULAR RESPONSE

INTERVAL: 28 HOURS

D.

INTERVAL:

OTHER CONDITIONS CONTRIBUTING TO DEATH: IDIOPATHIC PULMONARY FIBROSIS, CARDIOGENIC SHOCK

DATE OF INJURY:

HOUR OF INJURY:

INJURY AT WORK:

PLACE OF INJURY:

LOCATION OF INJURY:

CITY, STATE, ZIP:

COUNTY:

DESCRIBE HOW INJURY OCCURRED:

IF TRANSPORTATION INJURY, SPECIFY: NOT APPLICABLE

PLACE OF DEATH: HOSPITAL

FACILITY OR ADDRESS: ISLAND HOSPITAL

CITY, STATE, ZIP: ANACORTES, WASHINGTON 98221-2590

RESIDENCE STREET: 2720 OAKES AVE

CITY, STATE, ZIP: ANACORTES, WA 98221-1317

INSIDE CITY LIMITS: YES

COUNTY: SKAGIT

TRIBAL RESERVATION: NOT APPLICABLE

LENGTH OF TIME AT RESIDENCE: 20 YEARS

FATHER: OSCAR WILLARD PRIEBE

MOTHER: MARGARET

METHOD OF DISPOSITION: CREMATION

PLACE OF DISPOSITION: NORTHWEST CREMATORY

CITY, STATE: ANACORTES, WASHINGTON

DISPOSITION DATE: OCTOBER 16, 2025

FUNERAL FACILITY: EVANS FUNERAL CHAPEL AND CREMATORY INC.

ADDRESS: 1105 32ND STREET

CITY, STATE, ZIP: ANACORTES, WASHINGTON 98221

FUNERAL DIRECTOR: COLE B. ERIKSON

MANNER OF DEATH: NATURAL

AUTOPSY: NO

WERE AUTOPSY FINDINGS AVAILABLE TO COMPLETE

CAUSE OF DEATH: NOT APPLICABLE

DID TOBACCO USE CONTRIBUTE TO DEATH: NO

PREGNANCY STATUS IF FEMALE: NOT APPLICABLE

CERTIFIER NAME: LINDSAY A. NEWLON, MD

TITLE: PHYSICIAN

CERTIFIER ADDRESS: 1211 24TH STREET

CITY, STATE, ZIP: ANACORTES, WASHINGTON 98221

DATE SIGNED: OCTOBER 14, 2025

CASE REFERRED TO ME/CORONER: NO

FILE NUMBER: NOT APPLICABLE

ATTENDING PHYSICIAN: NOT APPLICABLE

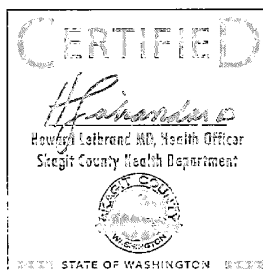
LOCAL DEPUTY REGISTRAR: CHRISTIAN STECHER

DATE RECEIVED: OCTOBER 15, 2025

DOH422-1325KAGF (2/22)

NOT VALID IF PHOTOCOPIED OR ALTERED

		Affidavit for Correction		Mail to: Center for Health Statistics P.O. Box 47814 Olympia, WA 98504-7814 360-236-4300	
This is a legal document. Complete in ink and do not alter.					
STATE OFFICE USE ONLY					
State File Number		Fee Number		Affidavit Number	
Required information must match current information on record					
Record Type: <input type="checkbox"/> Birth <input type="checkbox"/> Death <input type="checkbox"/> Marriage <input type="checkbox"/> Dissolution (Divorce)					
1. Name on Record:		2. Date of Event:		3. Place of Event:	
4. Father/Parent Full Birth Name (Spouse A for Marriage or Dissolution)			5. Mother/Parent Full Birth Name (Spouse B for Marriage or Dissolution)		
6. Name of Person Requesting Correction:		Relationship to: <input type="checkbox"/> Self <input type="checkbox"/> Guardian <input type="checkbox"/> Informant <input type="checkbox"/> Hospital Person on Record: <input type="checkbox"/> Parent(s) <input type="checkbox"/> Funeral Director <input type="checkbox"/> Other (specify) _____			
7. Return Mailing Address:					
Telephone Number:			Email Address:		
Use the section below for requesting any changes on the record. The record is incorrect or incomplete as follows:					
The record currently shows:			The true fact is:		
8.			9.		
10.			11.		
12.			13.		
I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.					
14a. Signature:			14b. Signature of 2nd parent (if required):		
Printed name:			Printed name:		
Date:			Date:		
INSTRUCTIONS – go to www.doh.wa.gov for more information					
Required proof documentation must be submitted with the affidavit and include full name and birth date. Examples of proof documentation include:					
<ul style="list-style-type: none"> • Birth/Marriage/Divorce record • Military record (DD-214) • School transcripts • Social Security Numident Report • Certificate of Naturalization • Hospital/medical record • Copy of Passport / Enhanced ID • Green/Permanent Resident card (I-551) 					
You cannot use a Driver's license, Social Security card, or Hospital decorative birth certificate as proof documentation.					
Birth Certificates					
1. Only a parent(s), legal guardian (if the child is under 18), or the named individual (if 18 or older) may change the birth certificate.					
2. The proof(s) must match the asserted fact(s). For example, if the affidavit says the name should be Mary Ann Doe, the proof must show the name to be Mary Ann Doe.					
3. Proof documentation must be five or more years old or established within five years of birth.					
4. This affidavit cannot be used to add a parent to a birth certificate (use Acknowledgment of Parentage form DOH 422-159).					
Child under 18					
<ul style="list-style-type: none"> • If legal guardian(s), include certified court order proving guardianship. • Up to age one or up to one year following the filing of an Acknowledgment of Parentage form, last name can be changed once to either parents' name on certificate (can be any combination of the first, middle or last name); thereafter, a court order is required to change the last name. • No proof is required to change the first or middle name.* • To correct parent's information, one proof documentation is required. • To correct the sex of the child, one proof documentation from a medical provider is required. 					
*To change any part of the name of a child using this form, signatures from both parents listed on the certificate are required. If one parent is deceased, submit a death certificate with request.					
Adult (18 years or older)					
<ul style="list-style-type: none"> • Only the adult can change his or her birth certificate. • If the first or middle name is missing, three pieces of proof documentation are required. • If the first, middle and/or last name is misspelled, or month and/or day of birth is incorrect, two pieces of proof documentation are required. • To correct parent's birth date, place of birth, or name, one proof documentation is required. 					
Death Certificates					
1. Only the informant may change the non-medical information without proof documentation. The funeral director, executors/administrators, or a family member may change the non-medical information with proof documentation. Family members are spouse or registered domestic partner, parent, sibling, or adult child or stepchild. Marital status requires a certified court order if someone other than the informant is requesting the change.					
2. The medical information (cause of death) may be changed only by the certifying physician or the coroner/medical examiner.					
Marriage/Dissolution (Divorce) Certificates					
1. Personal facts (minor spelling changes in name, date or place of birth, or residence) may be changed by the person with one piece of proof documentation.					
2. To change the date or place of marriage or dissolution, the officiant (marriage) or clerk of court (dissolution) must complete and submit the affidavit.					



Certificate not valid unless the Seal of the State of Washington changes color when heat applied.



0 7 1 9 6 0 4 1

WILL OF
DAVID K. PRIEBE

I, DAVID K. PRIEBE, a resident of Anacortes, Skagit County, Washington, and a citizen of the United States, declare that this is my Will. I revoke all prior Wills and Codicils.

ARTICLE 1

Family

1.1 FAMILY. I am married to NORMA K. PRIEBE, and all references to "my spouse" are to her. We have one child together, namely KATHERINE BIERMAN of Anacortes, Washington. I have three children from a previous marriage, namely ELIZABETH HOMSY of Grosse Pointe, Michigan; DAVID PRIEBE of Vestavia, Alabama; and NICHOLAS PRIEBE of Austin, Texas. All references to "my children" are to all four of them. I intentionally make no provision for any member of my family in this Will except as specifically provided.

ARTICLE 2

Legal Representatives

2.1 PERSONAL REPRESENTATIVE. I name my spouse as my personal representative. If my spouse fails to qualify or ceases to act as my personal representative, I name GUARDIANSHIP SERVICES OF SEATTLE as my personal representative.

2.2 TRUSTEE. I name my spouse as trustee of any trust created under this Will. If my spouse fails to qualify or ceases to act as my trustee, I name GUARDIANSHIP SERVICES OF SEATTLE as trustee of any trust created under this Will.

2.3 CUSTODIAN. Distributions to a beneficiary under the age of 25 (twenty-five) shall be made to a "custodian" under the Washington Uniform Transfers to Minors Act. My personal representative or trustee may appoint anyone, including himself or herself, as the custodian, and once funds are turned over to the custodian, the personal representative or trustee shall be fully discharged and shall bear no responsibility for the custodian's application of such funds. Notwithstanding any other provisions of this instrument, if a beneficiary's custodial assets have a total value of less than \$25,000 (twenty-five thousand dollars), the custodian may, in his/her discretion, distribute all remaining assets to the beneficiary and terminate the custodianship.

ARTICLE 3

Specific Gifts And Special Directions

3.1 LIST OF GIFTS. I may leave a handwritten and/or signed list which refers to this provision in my Will and directs the distribution of certain items of tangible personal property. This list or other separate writing is subject to change from time to time. I intend such list to conform to RCW

11.12.260, and if I leave such writing, my personal representative shall distribute my property as directed therein. However, if my spouse survives me, the list shall instead be considered an expression of my desire about how such property should ultimately be distributed on the death of my spouse; provided that, if my spouse joins in the gift of any item of listed tangible personal property, such item may be distributed on my death as directed. Any property distributed pursuant to such list shall be considered as a specific bequest and not as part of a legatee's remaining distributive share, if any. Any property not specifically identified in such a list, or any property allocated to a beneficiary named therein who does not survive me by ninety (90) days, shall pass according to this Will. All such tangible personal property is given subject to outstanding mortgages, liens and encumbrances. My personal representative shall pay any costs of distribution, including, but not limited to, appraisal, insurance, postage, shipping and handling from the residue of my estate. If no such writing is found within ninety (90) days of the appointment of my personal representative, this Article shall have no force or effect whatsoever.

3.2 GIFT OF JEWELRY IF SPOUSE DOES NOT SURVIVE. If my spouse does not survive me, then apart from any item of jewelry I may have gifted by means of the list described in Article 3.1 of this Will, I leave any jewelry I own at the time of my death to KATHERINE BIERMAN, if she survives me. If KATHERINE BIERMAN does not survive me, this gift shall pass to her descendants by right of representation. If my spouse survives me, this gift shall lapse.

3.3 TANGIBLE PERSONAL PROPERTY. Aside from the specific gifts, if any, disposed of in the list described above, I give to my spouse, if my spouse survives me, any interest I have in household goods and furnishings, personal vehicles, recreational equipment, clothing, personal effects, and other tangible personal property for personal or household use, together with any insurance on this property. If my spouse does not survive me, I give this property in substantially equal shares to my children, one share to each of them who survives me, not by right of representation, but *per capita*, to be divided among them as they agree or, if they do not agree, as my personal representative determines.

3.4 SPECIFIC GIFTS TO NONPROFITS IF SPOUSE DOES NOT SURVIVE. If my spouse does not survive me, I make the following gifts to nonprofits:

3.4(a) Gift to Whitman College. I give a pecuniary gift in the amount of fifteen thousand dollars (\$15,000) to WHITMAN COLLEGE, with a business address of 345 Boyer Avenue, Walla Walla, Washington 99362, and a federal tax identification number of 91-0567740, to be added to the Endowment for Dr. Renpel.

3.4(b) Gift to San Juan Preservation Trust. I give a pecuniary gift in the amount of ten thousand dollars (\$10,000) to SAN JUAN PRESERVATION TRUST, with a business address of 468 Argyle Avenue, Suite B, Friday Harbor, Washington 98250, and a federal tax identification number of 91-1078355, to be used wherever need is greatest.

3.4(c) Gift to Skagit Land Trust. I give a pecuniary gift in the amount of ten thousand dollars (\$10,000) to SKAGIT LAND TRUST, with a business address of 1020 – 3rd Street, P.O. Box 1017, Mount Vernon, Washington 98273, and a federal tax identification number of 91-1533402, to be used wherever need is greatest.

3.4(d) Gift to Methow Conservancy. I give a pecuniary gift in the amount of ten thousand dollars (\$10,000) to METHOW CONSERVANCY, with a business address of 315 Riverside Avenue, P.O. Box 71, Winthrop, Washington 98862, and a federal tax identification number of 91-1588861, to be used wherever need is greatest.

3.4(e) Gift to Oxfam America. I give the sum of ten thousand dollars (\$10,000) to OXFAM AMERICA, with a business address of 226 Causeway Street, 5th Floor, Boston, Massachusetts 02114 and a federal tax identification number of 23-7069110, to be used internationally wherever need is greatest.

If my spouse and I should die simultaneously or in a manner in which the order of our deaths cannot be ascertained, each of these gifts shall be reduced by one half, as we intend these amounts as totals from our combined estates. If my spouse survives me, these gifts shall lapse completely. If any of the foregoing organizations is not in existence at the time of my death, its gift shall lapse and be added *pro rata* to the remaining charitable gifts.

3.5 CONVENIENCE ACCOUNTS. I may have placed one or more of my beneficiaries' names on bank or brokerage accounts, or named them as a beneficiary of a non-probate asset. I hereby declare that any such arrangement has been done for convenience purposes and not with the intent that such person or persons should take such accounts in addition to the devises and bequests of this will. I direct that any such accounts should be considered a part of my estate for accounting and distribution purposes and, to the extent that any such account may not be brought back into my estate, it shall be charged towards any distribution to the account holder.

ARTICLE 4

Residue

4.1 IF SPOUSE SURVIVES OR SURVIVES BUT DISCLAIMS. If my spouse survives me, I give the residue of my estate to my spouse. If my spouse survives me but disclaims my spouse's interest in any portion of the residue of my estate, all of such portion shall be distributed to my trustee, to be held in the Disclaimer Trust and administered and distributed as described below.

If my spouse does not survive me, the residue of my estate shall be divided into two equal shares, one of which shall be called "David's Share" and one of which shall be called "Norma's Share," to be distributed as follows:

4.2 DAVID'S SHARE. If my spouse does not survive me, then one half of the residue of my estate, referred to as David's Share, shall be distributed to KATHERINE BIERMAN, ELIZABETH HOMSY, DAVID PRIEBE, and NICHOLAS PRIEBE, one share to each of them who survives me, and one share by right of representation to the then-surviving descendants of any of them who do not survive me.

4.3 NORMA'S SHARE. If my spouse does not survive me, then one half of the residue of my estate, referred to as Norma's Share, shall be distributed as follows:

4.2(a) Gift To Katherine Bierman. I give eighty percent (80%) of Norma's Share to KATHERINE BIERMAN, if she survives me. If KATHERINE BIERMAN does not survive me, her gift shall pass to her surviving descendants, by right of representation.

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4.2(b) Gift To Audrey Fell; Gift to Jennifer Fell. I give twenty percent (20%) of Norma's Share as follows: First, I make a pecuniary gift from this share in the amount of one hundred thousand dollars (\$100,000) to my spouse's niece, JENNIFER FELL of Burnaby, B.C., Canada. If JENNIFER FELL does not survive me, this specific pecuniary gift shall lapse. I give the remainder of this share to my spouse's sister, AUDREY FELL of Vancouver, British Columbia, Canada, if she survives me. If AUDREY FELL does not survive me, this gift shall be distributed in equal shares to ELIZABETH HOMSY; DAVID P. PRIEBE JR.; NICHOLAS PRIEBE; and my spouse's granddaughter, EMILY BIERMAN of Anacortes, Washington, one share to each of them who survives me, and one share by right of representation to the then-surviving descendants of any of them who do not survive me.

ARTICLE 5

Disclaimer Trust

If my spouse survives me but disclaims the right to take any property that is or becomes subject to the provisions of this Will, then all such property shall be held in trust by my trustee for the following uses and purposes and upon the following terms and conditions:

5.1 **PURPOSE OF DISCLAIMER TRUST.** The purpose of the Disclaimer Trust is to provide for the health, education, support, and maintenance in reasonable comfort of my spouse.

5.2 **DISTRIBUTIONS TO SPOUSE.** My trustee shall pay to or apply for the benefit of my spouse, during my spouse's lifetime, all of the net income from the trust estate, at least annually. In addition, if the net income from this trust is not adequate for my spouse's health, education, support, and maintenance in reasonable comfort, then my trustee may distribute such portion of the principal of the trust estate as is reasonable for such purposes. It is my desire that distributions be made so as to allow my spouse to continue to live in my spouse's accustomed standard of living.

5.3 **FAMILY RESIDENCE.** If any portion of our family residence or recreational property is a part of the trust, it is my desire that my spouse continue to occupy the same, rent-free, as long as my spouse desires.

5.4 **WASHINGTON DISCLAIMER MARITAL TRUST.** Notwithstanding the foregoing, the trustee shall have the authority to distribute to a separate "subtrust" under the Disclaimer Trust an amount equal to the "State Exemption Difference," as defined below, which subtrust shall be held, administered and distributed as a separate trust under the same terms and provisions as the Disclaimer Trust, except as otherwise provided in this paragraph. Such subtrust shall be known as the "Washington Disclaimer Marital Trust" (referred to herein as the "Marital Trust"), and the trustee of the Disclaimer Trust shall be the trustee of such trust. The following shall apply to the Marital Trust:

5.4(a) State Exemption Difference. The term "State Exemption Difference" shall mean the amount passing to the Disclaimer Trust which is subsequently or further disclaimed by my spouse, *e.g.*, through a second-tier disclaimer. It is my intention, but not my direction, that this amount be equal to the difference between the federal applicable credit amount (for transfer tax purposes) and the applicable credit amount recognized by the State of Washington for state estate tax purposes. It is my further intention that the

Marital Trust and the property passing to it qualify for the estate tax marital deduction, and in this regard RCW 11.108 shall apply. This expression of intent shall not require my personal representative to make or not make any particular elections, under Section 2056(b)(7) of the Code, regarding qualified terminal interest property (QTIP), or otherwise. It is my hope, but not my direction, that my personal representative will make an election under such Code section for Washington state estate tax purposes, but not for federal estate tax purposes.

5.4(b) Beneficiary. During my spouse's lifetime, my spouse shall be the sole beneficiary of the Marital Trust, and no trust assets, whether income or principal, of the Marital Trust shall be distributed to or for the benefit of any person other than my spouse.

5.4(c) Distributions of Income and Principal to Spouse. Distributions of income and principal from the Marital Trust shall be made to my spouse only; provided that no distributions shall be permissible that would disqualify the Marital Trust for QTIP purposes, under the requirements of Section 2056(b) of the Code or otherwise.

5.4(d) Spouse's Powers. My spouse shall have the power to require the trustee to make unproductive property of the Marital Trust productive.

5.4(e) Estate Taxes. Following my spouse's death, any estate taxes attributable to and imposed upon the Marital Trust due to its inclusion in my spouse's gross estate for estate tax purposes shall be apportioned to and paid from the Marital Trust in accordance with RCW 83.110, the Washington Estate Tax Apportionment Act.

5.5 DISTRIBUTION AT SPOUSE'S DEATH. At my spouse's death, my trustee shall distribute one half of the remainder of the trust as described in Article 4.2 ("David's Share"), and one half of the remainder of the trust as described in Article 4.3 ("Norma's Share").

ARTICLE 6

Trust Administration

6.1 PREFERENCE FOR CURRENT BENEFICIARIES. In making discretionary distributions from and investments in a trust, my trustee shall consider primarily the welfare of the beneficiaries currently eligible to receive property, to the extent that my trustee deems it prudent and in the best interests of such current beneficiaries to do so.

6.2 NO TRUST BENEFICIARY. Except as otherwise provided in section 6.3, if at any time there remains no named or described beneficiary of any trust, my trustee shall distribute one half of the remainder of the trust as described in Article 4.2 ("David's Share"), and one half of the remainder of the trust as described in Article 4.3 ("Norma's Share").

6.3 NONASSIGNMENT. The interest of any beneficiary in income or principal may not be voluntarily or involuntarily anticipated, alienated, or encumbered and shall not be subject to claims of creditors or others or to legal process. The limitations in this section shall not restrict the exercise of any power of appointment or the right to disclaim. However, no beneficiary shall be entitled, by use of disclaimer, either to accelerate the time when any distribution would otherwise be made to that beneficiary or to cause any trust to terminate and be distributed to that beneficiary outright prior to the trust's normal termination date.

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6.4 **RULE AGAINST PERPETUITIES.** Despite any other provision of this instrument, each trust created by this instrument shall terminate and be distributed as if it had then terminated in accordance with its terms not later than 21 years after the death of the last survivor of my spouse and my descendants living at my death.

6.5 **UNDISTRIBUTED INCOME.** Any trust income not distributed shall be added to and become part of the principal of the trust. If a specific share of a trust is designated for the benefit of a beneficiary, and that beneficiary is entitled to a final distribution of his or her share of the trust, the respective income accrued or undistributed at the termination of that beneficiary's share shall be added to and become part of that beneficiary's share of the principal, and shall be distributed to the beneficiary as the principal is distributed.

6.6 **CONSIDERATION OF OTHER INCOME OR PROPERTY.** In making discretionary distributions, my trustee may, but is not required to, consider any other income, support, or property available to the beneficiary.

6.7 **LIFE INSURANCE PROCEEDS.** My trustee shall collect the proceeds of any life insurance policy for which my trustee is the beneficiary, and shall hold those proceeds under the terms of this instrument. Payment to my trustee shall be a full discharge of the insurance company on account of the policy, and the insurance company shall not be responsible for the proper discharge of the trust. My trustee has no duty to begin collection proceedings or litigation to enforce payment of any life insurance policies until reasonable provision has been made to indemnify my trustee for all anticipated expenses and liabilities.

6.8 **TREATMENT OF CERTAIN ASSETS.**

6.8 (a) Required Withdrawals. If a trust is the beneficiary of death benefits under any Individual Retirement Account, qualified retirement plan, or similar tax-deferred plan or annuity ("the Plan"), the following administrative rules shall apply. Each year, beginning with the year of my death, my trustee shall withdraw from the Plan the minimum required distribution for that Plan for that year, plus such additional amounts as the trustee deems necessary for the beneficiary's health, education, support, and maintenance in reasonable comfort. All amounts so withdrawn (net of expenses) shall be distributed to or for the benefit of the beneficiary.

6.8 (b) Definitions. The following definitions shall apply in administering this trust: the "minimum required distribution" for any year shall be, for each Plan: (1) the value of the Plan determined as of the preceding year-end, divided by (2) the Applicable Distribution Period; or such greater amount (if any) as the trustee shall be required to withdraw under the laws then applicable to this trust to avoid penalty. If my death occurred before my "required beginning date" with respect to such benefit, the Applicable Distribution Period means the life expectancy of the beneficiary. If my death occurred on or after my "required beginning date" with respect to such benefit, the Applicable Distribution Period means the life expectancy of the beneficiary or (if longer), my remaining life expectancy. However, if my death occurred on or after my "required beginning date" with respect to such benefit, the minimum required distribution for the year of my death shall mean (a) the amount that was required to be distributed to me with respect to such benefit during such year, minus (b) amounts actually distributed to me with respect to such benefit during that year. Life expectancy, and the meaning of "required beginning date", and other terms in this paragraph, shall be determined in accordance with §401(a)(9) of the Internal Revenue Code of 1986, as amended, and Treasury regulations thereunder.

ARTICLE 7

Trustee Powers

Unless provided otherwise in this Will, my fiduciary shall have all the powers, rights, and duties which now exist or may later be conferred by law (including by RCW Title 11, which is incorporated by this reference), except as increased or modified by the following powers, rights, duties, and privileges:

7.1 OATH/ACCOUNTING. My trustee shall not be required to furnish any oath or bond or comply with the Trustees' Accounting Act unless specifically requested by a beneficiary.

7.2 WAIVER OF SPECIAL NOTICE. Pursuant to RCW 11.97.010, the trustee shall be relieved of any and all restrictions, duties, and liabilities imposed by or arising from RCW 11.100.140 or any similar requirements of prior case law (as specified in RCW 11.100.140(8)) regarding notice and procedure for non-routine transactions, and the trustee shall not be liable to any person for any loss, damage, cause of action, or claim attributable to the trustee's failure to comply with RCW 11.100.140 or any similar requirements of prior case law.

7.3 COMPENSATION; RELIANCE UPON ADVISORS. The trustee may receive reasonable compensation for her/his services; may employ such agents and advisors, including attorneys, accountants and investments advisors, as the trustee considers appropriate; and shall be entitled to rely on advice given by advisors within their areas of competence.

7.4 DISCLAIMERS AND RELEASES. For a period of 9 (nine) months following my death, the trustee and/or the personal representative of my estate, may, but need not, disclaim or release all or any portion of a legacy, devise, bequest, gift, or power of appointment passing to or created in me unless already accepted by me. These powers shall be in addition to any similar powers provided to my personal representative or trustee under applicable law.

7.5 POWER TO MAKE INVESTMENTS. Subject to the prudent person standard under Washington law governing investments by fiduciaries, my trustee may acquire and retain any kind of real and personal property, including undivided interests in such property, and interests in investment trusts or common trust funds, all without need for diversification as to kinds or amount and whether or not income producing (i.e., diversification shall not be required under RCW 11.100.047 or any similar law of any jurisdiction), and without being subject to the percentage limitations of RCW 11.100.023 or any similar law of any jurisdiction. Such property may include securities owned by me at my death issued by any corporation authorized to do a trust business acting as fiduciary under this Will.

7.6 PURCHASE ASSETS AND MAKE LOANS. My trustee may purchase assets at their fair market value (as determined by my trustee) from my probate estate or my spouse's probate or trust estate, and make secured or unsecured loans to my probate estate or my spouse's probate or trust estate, for any reason my trustee believes will benefit my probate estate or my spouse's probate or trust estate.

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7.7 CHOOSE MANNER OF MAKING DISTRIBUTION. My trustee may make any distribution in any of the following ways to a beneficiary who is a minor, incompetent, under legal disability, or considered by my trustee to be unable to handle property if paid to the beneficiary directly, without liability to my trustee:

7.7(a) Directly to the beneficiary.

7.7(b) To the beneficiary's guardian or conservator, to a custodian under the Washington Uniform Transfers to Minors Act, or to any other fiduciary.

7.7(c) To any person or organization furnishing health care, education, support, or maintenance to the beneficiary.

7.8 DO OTHER ACTS. Except as otherwise provided in this instrument, my trustee may do all acts that might legally be done by an individual in absolute ownership and control of property and which in my trustee's judgment are necessary or desirable for the proper and advantageous management of the trust estate.

7.9 RELIANCE ON GOOD FAITH ACTIONS; LIABILITY. Every action made in good faith by the trustee in the exercise of any power, authority, judgment or discretion conferred hereunder (including, without limitation, disclaimers, releases, or elections with respect to taxes) shall be conclusive and binding upon all persons entitled to the assets of any trust established hereunder. If the trustee has special skills, she/he is under no extra duty to exercise those special skills unless the trustee is a bank, corporation with trust powers, or is named as a trustee on the basis of representations of special skills and expertise. A trustee shall not be liable for loss caused by or resulting from an error of judgment with respect to any action taken or omitted requiring the exercise of discretion if the trustee shall have acted in good faith, nor shall the trustee be liable for loss caused by or resulting from any other act or omission in the absence of bad faith. The trustee shall be fully protected in relying upon the advice of Legal counsel on questions of law, if reasonable care was exercised in the selection and retention of such counsel.

ARTICLE 8

Trustee

8.1 RESIGNATION OF TRUSTEE. My trustee may resign the trusteeship at any time. Any resignation shall be in writing and shall become effective only upon written acceptance of the trust by a successor trustee.

8.2 DESIGNATION OF SUCCESSOR TRUSTEE. If a trust has no trustee and no successor is named in this instrument, any court having jurisdiction may appoint a successor corporate trustee at the request of any person interested in the trust.

8.3 TRANSFER TO SUCCESSOR TRUSTEE. Upon acceptance, a successor trustee shall succeed to all rights, powers, and duties of the trustee. All right, title, and interest in the trust property shall vest in the successor. The prior trustee shall, without warranty, transfer the existing trust property to the successor trustee. A successor trustee shall not have any duty to examine the records or actions of any former trustee and shall not be liable for the consequences of any act or failure to act of any former trustee.

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ARTICLE 9

Estate Administration

9.1 CERTAIN PROPERTY TO PASS SUBJECT TO ENCUMBRANCES. My personal representative shall not pay any of my debts solely because of my death. Unless otherwise provided in this Will, my beneficiaries shall receive my property subject to any lien or encumbrance existing at my death, whether the property is a specific gift or part of my residuary estate.

9.2 LIABILITY OF BENEFICIARY OF NON-PROBATE ASSET. My personal representative shall have complete discretion in determining whether to seek contribution from any beneficiary of a non-probate asset for payment of liabilities, claims, and expenses of administration (or any of such items) pursuant to RCW Chapter 11.18. My personal representative shall not incur liability to any person based on seeking or not seeking such contribution. Liability for my estate and inheritance taxes shall be determined as may be provided elsewhere in this Will.

9.3 TRUST BENEFICIARIES DURING ESTATE ADMINISTRATION. During the probate administration of my estate, my personal representative may pay any beneficiary of a trust so much of the income or principal of such trust's share of my probate estate as the trustee of the trust for such beneficiary would have the power to pay if the trust had already been fully funded, subject to all of the terms and conditions of such trust.

ARTICLE 10

Personal Representative

10.1 NO BOND REQUIRED. No bond shall be required of any individual named in this Will as my personal representative.

10.2 NONINTERVENTION POWERS. My personal representative shall have nonintervention powers to settle my estate in the manner set forth in this Will. It is my intention to avail myself of the provisions of the nonintervention Will statutes of the State of Washington, and these nonintervention powers shall be unrestricted.

10.3 POWERS. I give my personal representative all powers conferred on a personal representative by Washington law as now existing or later amended, whether or not those powers are exercised in Washington.

ARTICLE 11

General Administrative Provisions

11.1 SURVIVORSHIP. A beneficiary under my Will shall be considered to survive me only if the beneficiary is living on the ninetieth (90th) day after the date of my death.

11.2 DESCENDANTS. As used in this document, "descendants" includes naturally born persons, and persons who were legally adopted before their twenty-first (21st) birthday

11.3 WILLS MAY BE AMENDED. My spouse and I have not entered into any agreement to make Wills or agreement not to revoke Wills, and each of us reserves the right to unilaterally amend, revoke and execute a new Will during our joint lives or following our spouse's death.

11.4 GENERAL DISCLAIMER SAVINGS CLAUSE. It is my intention that any property disclaimed under this instrument should qualify as a qualified disclaimer under IRC Section 2518, and in furtherance of that intention I direct that (1) the provisions of this instrument shall be interpreted in accordance with such intent and (2) all rights, powers and authority granted to my personal representative and trustee herein or by state law shall be ineffective to the extent that such rights, powers and authority would, if effective, cause a disqualification of the disclaimer. However, if my spouse exercises the right to disclaim all or part of any interest passing to my spouse by right of survivorship under a community property agreement or joint tenancy agreement, my spouse shall nevertheless receive any interest provided for herein, either outright or in trust, unless my spouse specifically disclaims said interest.

ARTICLE 12

Taxes

12.1 PAYMENT OF TAXES. Estate, inheritance, succession, or other death transfer taxes, including related penalties and interest, imposed by any jurisdiction ("Taxes") shall be apportioned as provided in RCW Chapter 83.110. As provided in RCW Chapter 83.110.050(5), I intend that no Taxes shall be apportioned against any property passing under this Will or otherwise that qualifies for the federal estate tax marital deduction. Debts and expenses of administration shall not be payable from the fraction of the residue of my estate that qualifies for the federal estate tax marital deduction.

12.2 COLLECTING DEATH TAXES. If death taxes are required to be apportioned or allocated in accordance with this instrument, my personal representative may in the first instance pay such taxes out of my estate. However, so far as reasonably possible, my personal representative may deduct the amount of such taxes from the amount distributable to each beneficiary and shall recover the appropriate share from all other beneficiaries for the benefit of my estate.

12.3 TAX ELECTIONS. Except as otherwise provided herein, the Personal Representative and/or trustee is authorized to exercise all elections with respect to taxes where the deductibility of items for any tax purpose, including generation-skipping transfer taxes purposes, in my personal representatives and/or trustee's sole discretion is consistent with my intentions and in the best interest of my estate. My personal representative and trustee shall be relieved of any duty to make adjustments to shares or interests of any person who may be adversely affected by such elections.

12.4 DISTRIBUTION VALUATION DATES FOR TAX PURPOSES. Notwithstanding any provision in this instrument to the contrary, any assets distributed in kind by my personal representative and/or trustee in or toward the satisfaction of any pecuniary bequest under this instrument shall be valued, for such purposes, at fair market value on the date of distribution. The words used to describe such pecuniary amount shall not be construed as requiring any particular

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exercise of tax elections, and such amount shall be determined after giving effect to the exercise of such elections. My personal representative and trustee may defer payment of any tax to the full extent allowed by law.

12.5 NON-DEDUCTIBLE ADMINISTRATION EXPENSES. Expenses of administration of my estate which are not deducted for federal estate tax purposes under Section 2053 of the Internal Revenue Code may, at my personal representative's or trustee's sole and absolute discretion, be charged against income, but this power may not be used to reduce income required to be distributed to my spouse under any trust which qualifies for the marital deduction under Code Section 2056 or which is a Qualified Domestic Trust.

12.6 GENERATION-SKIPPING TRANSFER TAX DECISIONS.

12.6(a) Allocation of GST Exemption. I give my personal representative the power, exercisable without court approval, to allocate my available GST exemption to any property with respect to which I am the transferor for purposes of such tax (including any property transferred by me during life as to which I did not make an allocation prior to my death) and to exclude any such property from such allocation. In allocating my exemption, my personal representative shall take into consideration such factors as my personal representative deems appropriate to obtain the most effective use of such exemption in light of the circumstances known or reasonably foreseeable to my personal representative at the time of making such allocation. Although equality of treatment among my beneficiaries should be an important consideration in allocating my exemption, it shall not be the sole consideration, and my personal representative may consider the health and ages of my beneficiaries, the probability that one disposition is more likely than another to result in a transfer causing a generation-skipping transfer tax, and any other considerations my personal representative determines to be relevant.

12.6(b) Qualified Severance. I authorize, but do not direct, my personal representative in the distribution of my estate (or in the allocation of any nonprobate assets payable upon my death to a particular trust under this Will), and any trustee of a trust hereunder, at any time to effect a "qualified severance" (as defined in Section 2642 and applicable Internal Revenue Service regulations in effect when such severance is effected) of any trust under this Will into two or more separate trusts, pursuant to subparagraph (3) hereof.

12.6(c) Fractional Shares. Any severance authorized or directed to be made pursuant to this subparagraph shall require that the terms of the new trusts provide in the aggregate for the same succession of interests of beneficiaries as are provided in the original trust. Any severance shall be made on a fractional basis, provided that the separate trusts need not be funded with a pro-rata portion of each asset available for distribution and provided funding is made based upon the fair market value of the assets on the date of funding; and further provided, however, that any employee benefit plan payable to a trust being severed shall be allocated in such severance only to trusts with identical terms.

12.7 FUNDING OF CHARITABLE GIFT. Any charitable bequests made in this instrument shall be paid out of "income in respect of a decedent," as that term is defined in the Internal Revenue Code, to the fullest extent possible. If such "income in respect of a decedent" as valued for U.S. estate tax purposes is insufficient to pay these bequests, then they shall be paid to the extent necessary out of the general assets of my estate.

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12.8 DECISIONS CONCLUSIVE. The decisions of my personal representative and trustee regarding the allocations, elections and severances described in this Article shall be conclusive. My personal representative and trustee shall have no liability to any person based upon such decisions, even if such decision may affect the interest of my personal representative or my trustee in my estate or in any trust created hereunder. No adjustment in the rights of any beneficiary or allocation of benefits under this will shall be made as a consequence of any such decision of my personal representative or trustee.

12.9 GOVERNING LAW. The validity and construction of my Will shall be determined under Washington law in effect on the date my Will is signed.

12.10 CAPTIONS. The captions are inserted for convenience only. They are not a part of this instrument and do not limit the scope of the section to which each refers.

I have signed this Will on this 11 day of October, 2022.



DAVID K. PRIEBE

This instrument, consisting of thirteen (13) typewritten pages, including this page and the attached Declaration of Attesting Witnesses, was on the above date and in our presence, signed by David K. Priebe, the testator. We, at his request, have signed our names as attesting witnesses this 11 day of October, 2022.



Signature

Felicia Valenzuela

Printed Name

Residing at:

La Conner, WA



Signature

Jessica Armenta Carr

Printed Name

Residing at:

Bellingham, WA

DECLARATION OF ATTESTING WITNESSES

(in lieu of affidavit as authorized by RCW 9A.72.085, RCW 11.20.020, Gen. Ct. R. Wash. 13,
In re Estate of Starkel, 134 Wash. App. 364 (2006))

The undersigned declare under penalty of perjury of the laws of the State of Washington that the following is true and correct:

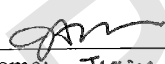
1. The Will to which this Declaration is attached was executed by David K. Priebe on October 11th, 2022 at La Conner, Washington.
2. Immediately before execution, said testator declared the document to be his/her Will, and requested the undersigned witnesses to subscribe their names to it.
3. The testator signed the Will in the presence of all the witnesses, and the witnesses attested the execution by all subscribing their names in the presence of the testator, and of each other.
4. The testator appeared to be of sound mind, and acted freely and without any duress or undue influence. The witnesses were all competent.

The word testator is intended to include the female gender.

Signed at La Conner, Washington, on October 11th, 2022.

Signature 

Printed Name: Felicia Valdez

Signature 

Printed Name: Jessica Arreola Carr

COURT'S CERTIFICATE

The foregoing Declaration in support of the documents offered as the Will of the above-named testator was filed on this date and accepted as proof of the above-mentioned Will, pursuant to authority of RCW 11.20.020.

Date: _____

Probate Judge/Commissioner