

WHEN RECORDED, return to: Grant M. Sumsion Sumsion Steele & Crandall 3400 Ashton Boulevard, Suite 490 Lehi, Utah 84043



ENT 99872:2017 PG 1 of 2 JEFFERY SMITH UTAH COUNTY RECORDER 2017 Oct 10 1:57 PM FEE 16.00 BY BA RECORDED FOR SUMSION STEELE & CRANDAL

Parcel I.D. 26:043:0008

AFFIDAVIT OF SUCCESSOR TRUSTEE

The undersigned, Alfan Paul Hjorth, individually and as the Successor Trustee of the Paul A. and Mamie M. Hjorth Family Living Trust under agreement dated September 7, 1993 (hereinafter referred to as the "Trust"), being duly sworn and under oath, does hereby state the following:

RECITALS

- 1. The Trust was created on September 7, 1993 pursuant to an agreement of that date (hereinafter the "Trust Agreement") between Paul A. Hjorth aka Paul Alma Hjorth and Mamie M. Hjorth aka Mamie McAllister Hjorth.
- 2. The Trust Agreement designated Paul A. Hjorth aka Paul Alma Hjorth and Mamie M. Hjorth aka Mamie McAllister Hjorth as the original Co-Trustees of the Trust.
- 3. The Trust Agreement provides that in the event of the death of the original Co-Trustees, Allan Paul Hjorth is to serve as Successor Trustee.
- 4. Prior to September 7, 1993 Paul A. Hjorth aka Paul Alma Hjorth and Mamie M. Hjorth aka Mamie McAllister Hjorth were the owners of certain real property located in Utah County, Utah, identified by Utah County Tax ID No. 26:043:0008 (hereinafter the "Real Property"), which is particularly described as follows:

COMMENCING 6 2/3 CHAINS NORTH OF THE SOUTH EAST CORNER OF SECTION 5, TOWNSHIP 8 SOUTH, RANGE 3 EAST, SALT LAKE BASE AND MERIDIAN; THENCE WEST 12 CHAINS; NORTH 6.66 CHAINS; EAST 12 CHAINS; SOUTH 6.66 CHAINS TO THE POINT OF BEGINNING.

- 5. On September 7, 1993 by a Quit Claim Deed recorded as Entry 100190; Book 4467, Page 150 in the records of the Utah County Recorder, Paul A. Hjorth aka Paul Alma Hjorth and Mamie M. Hjorth aka Mamie McAllister Hjorth deeded the Real Property to Paul A. Hjorth aka Paul Alma Hjorth and Mamie M. Hjorth aka Mamie McAllister Hjorth as Trustees of the Trust.
 - 6. On May 8, 1998 Paul A. Hjorth aka Paul Alma Hjorth died in Springville, Utah.
- 7. On September 24, 2007 Mamie M. Hjorth aka Mamie McAllister Hjorth died in Provo, Utah.
 - 8. Pursuant to the terms of the Trust Agreement, Allan Paul Hjorth is now the Successor

Trustee of the Trust.

9. Allan Paul Hjorth has accepted the appointment as Successor Trustee and does hereby reaffirm that he accepted appointment as Successor Trustee of the Trust effective as of the date of the death of Mamie M. Hjorth aka Mamie McAllister Hjorth.

DATED this 2 6 day of September, 2017.

SUCCESSOR TRUSTEE

LAN PAUL HJORTH

STATE OF MISSOURI)
COUNTY OF Tavey)

On the 24 day of September, 2017 personally appeared before me Allan Paul Hjorth who being by me duly sworn, did say that he is the Successor Trustee of the Trust under the Trust Agreement mentioned herein above and duly acknowledged to me that he signed the foregoing instrument

JACQUELINE J. CHEARY Notary Public - Notary Seal State of Missouri

Commissioned for Taney County
My Commission Expires: August 09, 2021
Commission Number: 13545675