E# 3272698 PG 1 OF 4

LEANN H KILTS, WEBER CTY. RECORDER 09-FEB-23 1055 AM FEE \$40.00 DC REC FOR: SULLIVAN PLLC (CUMMINGS)

W3272698

WHEN RECORDED, MAIL TO: M. Sean Sullivan, Esq. BRINDLEY SULLIVAN, PLLC 50 E. 100 S., Ste. 302 St. George, Utah 84770

SEND TAX NOTICE TO: LaJean R. Cummings, Trustee 1050 E. Brigham Rd. #72 St. George, UT 84790

Tax ID No. 09-182-0004

AFFIDAVIT OF SUCCESSOR TRUSTEE

RE: DEATH OF COTRUSTEE

STATE OF UTAH)
)ss
COUNTY OF WASHINGTON)

- I, LAJEAN R. CUMMINGS, the surviving Cotrustee of the CUMMINGS ASSET PROTECTION TRUST, under agreement dated June 27, 2013 (the "Trust"), of legal age, being first duly sworn, declare the following.
- 1. LORENZO JOHN CUMMINGS, the decedent mentioned in the attached certified copy of Certificate of Death, who died December 15, 2022 is the same person as LORENZO JOHN CUMMINGS, a Trustee of the CUMMINGS ASSET PROTECTION TRUST, under agreement dated June 27, 2013, named as a grantee in that certain Quitclaim Deed dated June 27, 2013 executed by Lorenzo John Cummings and Robert R. Cummings, Trustees of the Tureen One Trust, dated January 7, 1998, which acquired title incorrectly as "Tureen One Trust", as Grantors, recorded as Document No. 2645702 on July 16, 2013.
- 2. The real property subject to this Affidavit is located in Weber County, state of Utah:

See, attached Exhibit "A".

SUBJECT TO easements, restrictions, reservations, and rights of way currently appearing of record and enforceable in law and equity.

- 3. All of the conditions to appoint me as the sole Trustee under the Trust have been met.
- 4. I now have full authority to act as sole Trustee in all respects, including all powers granted Trustees under Utah Code Annotated §§75-7-813 and 75-7-814.

5. The Trust is in full force and effect.

Dated this 1st day of February, 2023.

LAJEAN R. CUMMINGS, Trustee

SUBSCRIBED AND SWORN TO before me on this 1st day of February, 2023, by LAJEAN R. CUMMINGS, Trustee of the CUMMINGS ASSET PROTECTION TRUST, under agreement dated June 27, 2013.

SHELBI POST
Notary Public
State Of Utah
My Commission Expires 07-26-2024
COMMISSION NO. 712845

EXHIBIT A

Parcel 1:

ALL OF LOT 37, ROSEWOOD ESTATES NO. 2, ROY CITY, according to the Official Plat thereof, recorded in the Office of the County Recorder of Weber County, Utah.

Parcel 2:

Part of Lot 38, ROSEWOOD ESTATES NO. 2, ROY CITY, WEBER COUNTY:

BEGINNING at the Southwest Corner of said Lot 38; thence North 64°25'48" East 62.58 feet to 2150 West Street; thence Southeasterly along 2150 West Street, 7.72 feet along the arc of a 65 foot radius curve to the left; thence South 52°52' West 33.06 feet; thence West 36.25 feet to beginning.

Parcel 3:

Part of the Southeast Quarter of Section 14, Township 5 North, Range 2 West, SLB&M, U.S. Survey: BEGINNING at the Northwest Corner of Lot 37 ROSEWOOD ESTATES NO. 2 SUBDIVISION, in said Southeast Quarter, running thence West 18.75 feet, more or less, to West Line of property deeded to Karen H. Merrill in Book 1485, at Page 1774 in the Records of Weber County, Utah; thence South along said West Line 136 feet, more or less, to North Line of ROSEWOOD MANOR CONDOMINIUM; thence East along North Line of said ROSEWOOD MANOR CONDOMINIUM 8 feet, more or less, to West wall of existing storage shed; thence North 26 feet, more or less, to the South Line of ROSEWOOD ESTATES NO. 2 SUBDIVISION, projected; thence East along said projected line 10.75 feet, more or less, to Southeast Corner of said Lot 37, thence North along West Line of said Lot 37; 110 feet to point of beginning.

TOGETHER WITH a right of way for ingress and egress over the following described property; Part of the Southeast Quarter of Section 14, Township 5 North, Range 2 West, SLB&M, U.S. Survey: Beginning 30 feet West and 359 feet North from the Southeast Corner of the West Half of said Quarter Section; running thence West 300 feet; thence South 32 feet; thence East 300 feet; thence North 32 feet to the point of beginning.



CERTIFICATE OF DEATH

State File Number: 2022021664

Lorenzo John Cummings (AKA LJ Cummings)

DECEDENT INFORMATION

December 15, 2022 Date of Death:

City of Death: Age:

Place of Birth:

Armed Services: Yes

Spouse's Name:

Industry/Business:

Residence: Mother's Name:

Eacility or Address:

Roy 91

Salt Lake City, Utah

LaJean Rees Self-Employed Property Investor

Roy, Utah Alice Saxton

Sunridge Assisted Living

Time of Death:

County of Death: Date of Birth:

Weber May 23, 1931

15:55

Sex: Male Marital Status: Married

Usual Occupation: Property Investor

Education: Some College but No Degree Father's Name: Lorenzo John Cummings Sr Nursing Home/Assisted Living Facility Type:

INFORMANT INFORMATION

Name: LaJean Cummings Relationship:

Mailing Address: 2143 West 5500 South, Roy, Utah 84067

DISPOSITION INFORMATION

Method of Disposition: Burial

Roy City Cemetery, Roy, Utah Place of Disposition:

Date of Disposition: December 20, 2022

FUNERAL HOME INFORMATION

Myers Mortuary - Roy Funeral Home:

5865 South 1900 West, Roy, Utah 84067 Address:

Shawn B Kotter Funeral Director:

MEDICAL CERTIFICATION

Casey L Stelter MD, 880 Heritage Park Blvd, Layton, Utah 84041 Certifying Physician:

CAUSE OF DEATH

Alzheimer's Type Dementia Tobacco Use: Non-user

Medical Examiner Contacted: No Autopsy Performed: No Manner of Death: Natural

Date Registered: December 20, 2022 Date Issued: December 20, 2022

> This is an exact reproduction of the facts registered in the Utah State Office of Vital Records and Statistics, Security features of this official document include: Intaglio Border, V & R images in top cycloids, and intaglio microtext. This document displays the date, seal and signature of the Utah State Registrar of Vital Record and Statistics.

Linda S. Wininger, MSW, LCSW State Registrar



Brian Cowan, MPH, LEHS Director/Health Officer **County Health Department**

