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BOOK 215 PAGE 821

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SKAMANIA CO. WASH  
BY CLARK COUNTY TITLE

OCT 17 3 12 PM '01

CANNON  
AUDITOR  
GARY M. OLSON

By name ☒  
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 Index ☒  
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## Return Address

SPEES  
 3143 OLIVE KNOLL PLACE  
 ESCONDIDO CA 92022

Please print or type information.

Document Title(s)(or transactions contained therein):

1. CERTIFICATION OF TRUST
- 2.
- 3.
- 4.

Reference Number(s) of Documents assigned or released:  
(on page \_\_\_\_\_ of document(s))

Grantor(s) (Last name first, then first name and initials)

1. SPEES, DONALD H., TRUSTEE
2. SPEES, WANDA H., TRUSTEE
- 3.
- 4.

REAL ESTATE EXCISE TAX

N/A

OCT 17 2001

PAID BY REC'D #208577 TD

1050-100 0000.00

5. ☐ Additional names on page \_\_\_\_\_ of document.

SKAMANIA COUNTY TREASURER

Grantee(s) (Last name first, then first name and initials)

1. THE SPEES FAMILY TRUST
- 2.
- 3.
- 4.

5. ☐ Additional names on page \_\_\_\_\_ of document.

Legal description (abbreviated: i.e. lot, block, plat or section, township, range)

#100 &amp; 1301, SECTION 8, T2N, R5E, WM

☐ Additional legal is on page 7 of document.

Assessor's Property Tax Parcel/Account Number

01-05-08-0-0-1100 &amp; 01-05-08-0-0-1301

☐ Additional legal is on page \_\_\_\_\_ of document

The Auditor/Recorded will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

# **CERTIFICATION OF TRUST OF THE SPEES FAMILY TRUST**

**TO: ALL BANKS, SAVINGS AND LOAN ASSOCIATIONS, MUTUAL FUNDS BROKERS, TITLE INSURERS, TRANSFER AGENTS, AND OTHER PERSONS AND INSTITUTIONS**

**We, DONALD H. SPEES and WANDA H. SPEES, as Trustees of THE SPEES FAMILY TRUST, certify as follows:**

## **1. CREATION OF TRUST**

**THE SPEES FAMILY TRUST was created on December 20, 1999, by DONALD H. SPEES and WANDA H. SPEES, as Trustors, under a Declaration of Trust executed on that date, and amended by First Amendment of Trust Agreement dated FEBRUARY 08, 2000.**

## **2. NAME OF TRUST**

**The name of the trust is THE SPEES FAMILY TRUST.**

## **3. TRUSTEES**

**a. The currently acting Trustees of the trust are DONALD H. SPEES and WANDA H. SPEES.**

**b. In the event DONALD H. SPEES is the deceased spouse, the then Surviving Spouse shall appoint CATHERINE Y. ALDRIDGE and RONALD N. SPEES to act jointly as Special Co-Trustees to distribute said property. In the event either of them should become incompetent or otherwise unable or unwilling to serve, then the other shall serve alone as Trustee hereof.**

**c. In the event WANDA H. SPEES is the deceased spouse, the then Surviving Spouse shall appoint MARGUERITE E. HEATH and CYNTHIA L. KASSEL to act jointly as Special Co-Trustees to distribute said property. In the event either of them should become incompetent or otherwise unable or unwilling to serve, then the other shall serve alone as Trustee hereof.**

## **4. TRUST PROPERTY**

**The Trustees are now holding as Trustees of the trust one or more items of property, which constitute the trust property.**

## **5. REVOCABILITY OF TRUST**

**The trust is revocable. The persons holding the power to revoke the trust are DONALD H. SPEES and WANDA H. SPEES.**

**RECORDER'S NOTE:  
NOT AN ORIGINAL DOCUMENT**

## 6. POWERS OF TRUSTEES

The Trustees have the following powers for managing the trust and the trust property:

### a. General Powers of the Trustees

Under Article VII of this trust, the Trustees have all of the powers given to Trustees under California law (see Probate Code Sections 16200 and following) plus any other powers, discussed below, given by the trust.

### b. Financial Powers of the Trustees

Under the California Probate Code, the Trustees have certain powers to conduct any financial transactions for the trust. These powers include the power to open and maintain checking accounts and savings accounts in any insured banks, savings and loans, or other financial institutions (see Probate Code § 16225); the power to invest trust property (see Probate Code § 16047(e)); the power to borrow money (see Probate Code § 16241); and the power to lend money to any beneficiary of the trust or to guarantee loans, using trust property, to any beneficiary of the trust (see Probate Code § 16244). The Trustees also have the power to execute all papers that are necessary to carry out these powers (see Probate Code § 16248).

Under Article VII of the trust, Section F, Trustors have also specifically given the Trustees the power to borrow money for any trust purpose from any entity and to obligate the trust for repayment; the power, in order to secure repayment of any loan, to encumber any trust property by mortgage, deed of trust, pledge, or other method; the power to renew, extend, or replace any loan; and the power to pay any obligations of the trust.

Under Article VII, Section C, Trustors have also specifically given the Trustees the power to invest trust property.

### c. Powers of the Trustees for Management and Control of Real Property

Under Article VII of the trust, Section B, Trustors have specifically given the Trustees the power to manage, control, improve, and maintain all real property of the trust; the trustees have the power to sell, convey, exchange, partition, and divide trust property; the power to grant options for the sale or exchange; and the power to lease trust property for any purpose, regardless of the length of the lease.

The Trustees have the power to subdivide or develop land belonging to the trust. The Trustees may make any repairs or alterations in any building or other property belonging to the trust. The Trustees have the power to purchase insurance, paid by the trust, to cover any trust property.

Further, under California Probate Code § 16226 through § 16233, the Trustees have the powers to acquire or dispose of trust property, to manage trust property, to mortgage or encumber trust property, to repair or alter trust property (including the power to demolish or to

build any improvements on trust property), to develop, subdivide, and dedicate to public use any trust property land, to lease any trust property, to obtain property by lease, and to lease any mineral rights of any trust property or obtain mineral rights to property for the trust.

d. Powers of the Trustees for Management and Control of Securities and Investments

Under Article VII of the trust, Sections C and G, Trustors have specifically given the Trustees the powers to exercise for any security belonging to the trust all rights, powers, and privileges of an owner, including the power to vote, give proxies, and pay any assessments or other sums deemed by the Trustees necessary for the protection of the trust property. The Trustees also have the power to participate in voting trusts, pooling agreements, foreclosures, reorganizations, consolidations, mergers, and liquidations and to deposit securities with or transfer title to any protective or other committee. The Trustees also have the power to exercise or sell stock subscription or conversion rights and to accept and retain as investments of the trust any securities or other property received through the exercise of any of the powers given to the Trustees.

Further, the Trustees have the power to hold securities or other trust property in the Trustees' own names or in the name of a nominee, with or without disclosure of the trust, or in unregistered form. The Trustees have the power to deposit securities in a securities depository that is either licensed or exempt from licensing.

e. Powers of the Trustees for Operation and Control of Business Entities, Including a Farm or Ranch

Under California Probate Code §16222, the Trustees have the power to continue or participate in the operation of any business, including a farm or ranch, belonging to the trust and to change the form of the business. However, the Trustees may continue the operation of the business only for a reasonable period of time pending the sale of the business or a court order.

7. TAXPAYER IDENTIFICATION NUMBER

United States Treasury Regulations § 1.671-4, § 1.6012-3(a)(9), and § 301.6109-1(a)(2) provide that either Trustor's social security number may be used in lieu of a separate taxpayer identification number for the trust. The Taxpayer Identification Number of this trust is 40-03-8353, which is the social security number of DONALD H. SPEES.

8. MANNER IN WHICH TITLE TO ASSETS SHOULD BE TAKEN

Title to trust assets should be taken in the following form: "DONALD H. SPEES and WANDA H. SPEES, as Trustees of THE SPEES FAMILY TRUST."



9. NO REVOCATIONS, MODIFICATIONS, OR AMENDMENTS

The Trust has not been revoked, modified, or amended in any manner which would cause the representations contained in this Certification of Trust to be incorrect.

10. SIGNED BY ALL CURRENTLY ACTING TRUSTEES

This certification is being signed by all of the currently acting Trustees of the trust.

11. ACCURACY

This certification of trust is a true and accurate statement of the matters referred to herein.

12. SIGNATURE AUTHORITY

All of the Trustees are required to sign in order to exercise the powers of the Trustee under the trust, except that any Co-Trustee may, from time to time, delegate to the other Co-Trustee routine acts of trust administration.

13. RELIANCE ON THIS CERTIFICATION

This certification is made in accordance with California Probate Code § 18100.5 and California Commercial Code § 3403(4) - (6), copies of which are attached to this reliance on this instrument. Any transaction entered into by a person acting in reliance on this certification shall be enforceable against the trust assets. PROBATE CODE §18100.5(b) PROVIDES THAT ANY PERSON WHO REFUSES TO ACCEPT THIS CERTIFICATION IN LIEU OF THE ORIGINAL TRUST DOCUMENT WILL BE LIABLE FOR DAMAGES, INCLUDING ATTORNEYS' FEES, INCURRED AS A RESULT OF THAT REFUSAL, IF THE COURT DETERMINES THAT THE PERSON ACTED IN BAD FAITH IN REQUESTING THE TRUST DOCUMENT.

We declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 02-08-00

TRUSTEES:

Donald H. Spees  
DONALD H. SPEES

Wanda H. Spees  
WANDA H. SPEES

## ACKNOWLEDGMENT

STATE OF CALIFORNIA

COUNTY OF San Diego } ss.

On FEB. 08, 2001 before me, William L. Laing, a notary public in and for the State of California, personally appeared DONALD H. SPEES and WANDA H. SPEES, personally known to me (or proved to me on the basis of satisfactory evidence) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument the persons or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

William L. Laing  
 Notary Public


## Exhibit A.

The Northeast quarter of the Southwest quarter (Northeast quarter-Southwest quarter) of Section 8, Township 1 North, Range 5 East of the Willamette Meridian, Skamania County, Washington.

EXCEPT 1 acre located in the Northeast corner thereof, described as follows:

BEGINNING at the Northeast corner of the Northeast quarter of the Southwest quarter of the said Section 8; thence South 208.71 feet; thence West 208.71 feet; thence North 208.71 feet; thence East 208.71 feet to the Point of Beginning.

ALSO EVERYTHING West of Belle Center Road and Old Belle Center Road, of the Northwest quarter of the Southeast quarter of Section 8, Township 1 North, Range 5 East, Willamette Meridian, Skamania County, Washington.

Gary H. Martin, Skamania County Assessor

Date 12-17-01 Parcel # 01 05 0800 1100 00  
810 0105 08 00 1301 00