

FREDERIC FELKER TO B. E. TUTTLE ET AL

DECLARATION OF TRUST.

THIS INDENTURE MADE AND ENTERED INTO THIS 21ST DAY OF JULY, 1921, BY AND BETWEEN FREDERIC FELKER, AS FIRST PARTY, CALLED OWNER, AND B. E. TUTTLE, AS SECOND PARTY, CALLED CO-TENANT OR SHARE-HOLDER, AND KARL S. REINHARDT, AS THIRD PARTY, CALLED ATTORNEY IN FACT OR PRESIDENT, AND W. H. PONTING, J. S. JOHNSTON AND J. F. O'BRIEN, AD FOURTH PARTIES, CALLED TRUSTEES, WITNESSETH:

1. CREATION OF CO-TENANCY - THAT SAID FIRST PARTY, AS OWNER, FOR AND IN CONSIDERATION OF THE SUM OF ONE THOUSAND (\$1,000.00) DOLLARS, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, DOES BY THESE PRESENTS SELL, ASSIGN AND TRANSFER UNTO SAID SECOND PARTY, AS HIS CO-TENANT, TEN THOUSAND (10,000) SHARES, BEING A TEN THOUSAND TEN MILLIONETH INTEREST IN AND TO THOSE CERTAIN MINING CLAIMS LYING AND BEING IN THE MT. ST. HELENS MINING DISTRICT COUNTY OF SKAMANIA, STATE OF WASHINGTON, AND NAMED AND DESCRIBED AS FOLLOWS, TO-WIT:

GRIZZLY NUMBERS ONE (1) TO TWENTY-TWO (22), BOTH INCLUSIVE, LOCATED IN SECTIONS TWENTY (20), TWENTY-ONE (21), TWENTY-EIGHT (28) AND TWENTY-NINE (29), TOWNSHIP TEN (10) NORTH OF RANGE SIX (6) EAST, WILLAMETTE MERIDIAN; THAT THE NOTICES OF LOCATIONS OF SAID MINING CLAIMS ARE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY AND STATE.

2. APPOINTMENT OF ATTORNEY IN FACT- THAT SAID FIRST PARTY, AS OWNER, DOES BY THESE PRESENTS CONSTITUTE AND APPOINT SAID THIRD PARTY AS HIS ATTORNEY IN FACT TO ASSIGN AND TRANSFER IN HIS PLACE AND STEAD UNTO SAID SECOND PARTY, AS SHARE-HOLDER, SIX MILLION (6,000,000) SHARES, BEING AN UNDIVIDED SIX MILLION TEN MILLIONETH INTEREST IN SAID PROPERTY; AND TO SELL, ASSIGN AND TRANSFER IN HIS PLACE AND STEAD UNTO SUCH PERSON OR PERSONS WHO SHALL OFFER TO PURCHASE THE SAME, THE REMAINING INTERESTS IN SAID PROPERTY, TO-WIT: THREE MILLION NINE HUNDRED NINETY THOUSAND (3,990,000) SHARES, BEING THREE MILLION NINE HUNDRED NINETY THOUSAND TEN MILLIONETH INTEREST THEREIN UPON SUCH PURCHASER OR PURCHASERS PAYING TO SAID FIRST PARTY OR TO HIS ATTORNEY IN FACT, AT LEAST TEN (10) CENTS FOR EACH SHARE OR INTEREST PURCHASED.

3. ELECTION OF PRESIDENT OF CO-TENANCY - THAT SAID FIRST AND SECOND PARTIES AS CONTENANTS HEREBY ELECT SAID THIRD PARTY AS PRESIDENT OF SAID CO-TENANCY TO SERVE UNTIL HIS SUCCESSOR IS ELECTED; THAT ON THE FIRST MONDAY OF JANUARY AND ON THE FIRST MONDAY IN JULY OF EACH YEAR THE SHARE-HOLDERS OF SAID CO-TENANCY SHALL BY THEIR BALLOT IN WRITING, ELECT A PRESIDENT OF SAID CO-TENANCY, EACH OF WHOM SHALL SERVE UNTIL HIS SUCCESSOR IS ELECTED; THAT IN CASE OF DEATH OR RESIGNATION OR REMOVAL OF ANY OF SAID PRESIDENTS BEFORE HIS SUCCESSOR IS ELECTED, THEN THE SECRETARY OF SAID CO-TENANCY SHALL IMMEDIATELY ISSUE A CALL FOR THE ELECTION OF A PRESIDENT; THAT AT ALL SUCH ELECTIONS THE PERSON RECEIVING A MAJORITY OF THE VOTES CAST SHALL BE ELECTED AS SUCH PRESIDENT; THAT EACH CO-TENANT SHALL HAVE AS MANY VOTES AS HE HOLDS INTERESTS IN SAID PROPERTY.

THAT THE PRESIDENT SHALL HAVE AUTHORITY TO EMPLOY AND DISCHARGE THE SECRETARY AT HIS OWN PLEASURE, AND TO EMPLOY ANOTHER IN HIS PLACE; THAT THE PRESIDENT AND SECRETARY SHALL RESPECTIVELY PERFORM SUCH DUTIES AS SHALL BE REQUIRED OF THEM BY RESOLUTION IN WRITING OF THE CO-TENANTS. THAT THE SALARIES TO