RECORDED AT REQUEST OF:

Jon and Jill Mustacchio 411 Corie Court Gardnerville, NV 89410

APN: 1219-14-002-010 WHEN RECORDED, MAIL TO:

Jon and Jill Mustacchio 411 Corie Court Gardnerville, NV 89410 DOC # 737237
02/06/2009 10:48AM Deputy: DW
OFFICIAL RECORD
Requested By:
NORTHERN NEVADA TITLE CC
Douglas County - NV
Karen Ellison - Recorder
Page: 1 of 3 Fee: 16.00
BK-209 PG-1310 RPTT: 0.00

(FOR RECORDER'S USE ONLY)

ABSTRACT OF TRUST

The undersigned hereby certify that on December 1, 2008, they created a revocable Living Trust. This Trust is known as the: **Mustacchio Revocable Trust dated December 1**, **2008**, Jon C. Mustacchio and Lisa Carol Mustacchio Also Known as Jill Mustacchio, Trustees, for the benefit of the Mustacchio family.

IT IS AGREED BETWEEN PARTIES HERETO AS FOLLOWS:

Description of Trust

The undersigned hereto desire to confirm the establishment of a revocable and amendable Living Trust on December 1, 2008, and amendments thereto, for the benefit of the Settlors (as husband and wife) and containing <u>inter alia</u> the following provisions:

- 1. Jon C. Mustacchio and Lisa Carol Mustacchio Also Known as Jill Mustacchio are designated as the Trustees to serve until the death, resignation or incompetence of both Settlors. These original Trustees are authorized to serve jointly and severally and either shall have full authority for the Trust without the consent of the other, to act independently in performing transactions on behalf of the Trust, except as to transactions involving real property.
- 2. Upon the removal of the original Trustees, the successor Trustee is designated as Mariella "Nicky" Johnson. Should Mariella "Nicky" Johnson predecease the surviving Settlor, or be unable or unwilling to serve as Trustee, Kevin J. Sergott shall serve as Successor Trustee.
- 3. Upon the death of either Settlor, the Trust property remains in Trust, and the Trust may be divided into two trusts, one of which is for the survivor's lifetime and is fully revocable and amendable by the surviving spouse, and one, the Family Trust, of which is irrevocable.

- 4. The surviving spouse retains the unlimited right to withdraw income and principal from the Marital Trust, unlimited rights to withdraw income from the Family Trust, and limited rights to withdraw principal from the Family Trust
- 5. Any Trustee has the power and authority to manage and control, buy, sell and transfer the Trust property, in such manner as the Trustee may deem advisable, and shall have, enjoy and exercise all powers and rights over and concerning said property and the proceeds thereof as fully and amply as though said Trustee were the absolute and unqualified owner of same, including the power to grant, bargain, sell and convey, encumber and hypothecate, real and personal property, and the power to invest in corporate obligations of every kind, stocks, preferred or common, and to buy stocks, bonds and similar investments on margin or other leveraged accounts, except to the extent that such management would cause includability of an irrevocable Trust in the estate of a Trustee.
- Following the death of both Settlors, the Trust continues or is distributed in whole or in part for the benefit of other named Beneficiaries according to the terms of the Trust.
- 7. While both Settlors are living and competent, except when there shall be a Corporate Trustee, either Trustee may add money to or withdraw money from any bank or savings and loan or checking account owned by the Trust without the approval of the Trustee or other Settlor, provided, however, that the ownership of funds received and deposited, whether community property or non-community property shall remain the same and the Settlor removing or adding funds shall gain no additional ownership interest therein than was present prior to the withdrawal from or addition to the Trust account.
- 8. All property transferred into the Trust is intended to be the commonly owned property of the Settlors, unless the Settlors have provided otherwise by a Separate Property Addendum to the Trust, or by a separate agreement of the parties.
- All personal property transferred into Trust remains personal property and all real property transferred into Trust remains real property.
- 10. Unless otherwise indicated to a prospective transferee, the Trustee has full power to transfer assets held in the name of the Trust and subsequent transferees are entitled to rely upon such transfers provided the chain of title is not otherwise deficient.
- 11. The situs of the Trust is the State of Nevada.
- 12. This Trust contains a spendthrift provision.
- The use of this Abstract of Trust is for convenience only and the Trust is solely controlled as to provisions and interpretations, and any conflict between this abstract and the Trust shall be decided in favor of the Trust.

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IN WITNESS WHEREOF, the parties have hereto executed this Abstract of Trust this 27th day of January, 2009.

SETTLORS:

JON C. MUSTACCHIO

LISA CAROL MUSTACCHIO
also known as JILL MUSTACCHIO

TRUSTEES:

ION C. MUSTACCHÍO

LISA CAROL MUSTACCHIO also known

as JILL MUSTACCHIO

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF NEVADA

: SS.

COUNTY OF DOUGLAS

On this 27th day of January, 2009, before me, Karen L. Winters, a Notary Public, personally appeared Jon C. Mustacchio and Lisa Carol Mustacchio, 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.

NOTARY PUBLIC

KAREN L. WINTERS

Notary Public - State of Nevada

Appointment Recorded in Douglas County

No: \$0-1742-5 - Expires January 30, 2010

This document is recorded as an ACCOMMODATION ONLY and without liability for the consideration therefore, or as to the validity or sufficiency of said instrument, or for the effect of such recording on the title of the property involved.

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