W size

APN# 1220-21-510-147 Drafted By/ When Recorded, Mail to: Rebecca Conradi, Attorney at Law 1980 Mountain Blvd., Suite 205 Oakland, CA 94611

Mail Tax Statements to: Diane L. Hall 4758 Mason Street Pleasanton, CA 94588 DOC # 0756163
12/23/2009 02:16 PM Deputy: SD
OFFICIAL RECORD
Requested By:
REBECCA CONRADI

Douglas County - NV Karen Ellison - Recorder

Page: 1 Of 5 Fee: BK-1209 PG-5848 RPTT:

18.00 0.00



## CERTIFICATE OF TRUST OF THE DIANE L. HALL REVOCABLE TRUST

- I, DIANE L. HALL, as trustee of the DIANE L. HALL REVOCABLE TRUST dated July 25, 2006, certify as follows:
- 1. <u>Creation of Trust; Identity of Trustee.</u> On July 25, 2006, DIANE L. HALL, as settlor and trustee, created the DIANE L. HALL REVOCABLE TRUST ("the Trust").
- 2. <u>Revocability of Trust.</u> The Trust is revocable. The person holding any power to revoke the trust is DIANE L. HALL.
  - 3. Powers of Trustee. The powers of the trustee are as follows:
    - (a) With or without court authorization, sell (for eash or on deferred payments, and with or without security), convey, exchange, partition, and divide trust property; grant options for the sale or exchange of trust property for any purpose, whether the contract is to be performed or the option is to be exercised within or beyond the term of the trust; and lease trust property for any purpose, for terms within or extending beyond the expiration of the trust, regardless of whether the leased property is commercial or residential and regardless of the number of units leased.
    - (b) Engage in any transactions with the personal representative of the estate of the settlor that are in the best interest of any trusts created in this instrument.
    - (c) Manage, control, improve, and maintain all real and personal trust property.
    - (d) Subdivide or develop land; make or obtain the vacation of plats and adjust boundaries, or adjust differences in valuation on exchange or partition by giving or receiving consideration; and dedicate land or easements to public use with or without consideration.

- (e) Make ordinary or extraordinary repairs or alterations in buildings or other trust property, demolish any improvements, raze existing party walls or buildings, and erect new party walls or buildings, as the trustee deems advisable.
- (f) Employ and discharge agents and employees, including but not limited to attorneys, accountants, investment and other advisers, custodians of assets, property managers, real estate agents and brokers, and appraisers, to advise and assist the trustee in the management of any trusts created under this trust instrument, and compensate them from the trust property.
- (g) With respect to securities held in trust, exercise all the rights, powers, and privileges of an owner, including, but not limited to, the power to vote, give proxies, and pay assessments and other sums deemed by the trustee necessary for the protection of the trust property; participate in voting trusts, pooling agreements, foreclosures, reorganizations, consolidations, mergers, and liquidations, and, in connection therewith, deposit securities with and transfer title to any protective or other committee under such terms as the trustee deems advisable; exercise or sell stock subscription or conversion rights; and accept and retain as investments of the trust any securities or other property received through the exercise of any of the foregoing powers.
- (h) Hold securities or other trust property in the trustee's own name or in the name of a nominee, with or without disclosure of the trust, or in unregistered form, so that title may pass by delivery.
- (i) Deposit securities in a securities depository that is either licensed or exempt from licensing.
- (j) Borrow money for any trust purpose from any person or entity, including one acting as trustee hereunder, on such terms and conditions as the trustee deems advisable, and obligate the trust for repayment; encumber any trust property by mortgage, deed of trust, pledge, or otherwise, whether for terms within or extending beyond the term of the trust, as the trustee deems advisable, to secure repayment of any such loan; replace, renew, and extend any such loan or encumbrance; and pay loans or other obligations of the trust deemed advisable by the trustee.
- (k) Procure and carry, at the expense of the trust, insurance in such forms and in such amounts as the trustee deems advisable to protect the trust property against damage or loss, and to protect the trustee against liability with respect to third persons.
- (1) Enforce any obligation owing to the trust, including any obligation secured by a deed of trust, mortgage, or pledge held as trust property, and purchase any



property subject to a security instrument held as trust property at any sale under the instrument.

- (m) Extend the time for payment of any note or other obligation held as an asset of, and owing to, the trust, including accrued or future interest, and extend the time for repayment beyond the term of the trust.
- (n) Pay or contest any claim against the trust; release or prosecute any claim in favor of the trust; or, in lieu of payment, contest, release, or prosecution, adjust, compromise, or settle any such claim, in whole or in part, and with or without consideration.
- (o) At trust expense, prosecute or defend actions, claims, or proceedings of whatever kind for the protection of the trust property and of the trustee in the performance of the trustee's duties, and employ and compensate attorneys, advisers, and other agents as the trustee deems advisable.
- 4. <u>Status of Trust</u>. 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. This certification is being signed by the sole currently acting trustee of the Trust.
- 5. <u>Enforceability</u>: Authority. This certification of trust is made pursuant to California Probate Code Section 18100.5. Any transaction entered into by a person acting in reliance upon this certification of trust shall be enforceable against the assets of the Trust.
- 6. <u>Liability of Persons Refusing to Accept Certification.</u> California Probate Code Section 18100.5(h) provides that any person refusing to accept this certification of trust shall be liable for damages, including attorney's fees, if the court determines that the person acted in bad faith.
- 7. <u>Certification</u>. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- 8. <u>Real Property</u>. Real property located in the County of Douglas, State of Nevada, as more particularly described on Exhibit 1 attached hereto, was conveyed to the "DIANE L. HALL REVOCABLE TRUST" dated July 25, 2006.

Executed on December 21, 2009, at Oakland, California.

)IANE L. HALL

eddall

## ACKNOWLEDGMENT

STATE OF CALIFORNIA	)
	) ss
COUNTY OF ALAMEDA	)

On December 21, 2009, before me, REBECCA CONRADI, a notary public, personally appeared DIANE L. HALL who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the persons acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

(Signature of Notary Public)

REBECCA CONRADI COMM. #1636919
NOTARY PUBLIC - CALIFORNIA ALAMEDA COUNTY COMM. EXPIRES FEB. 5, 2010

BK- 1209 PG- 5852 PG- 5852

## **EXHIBIT 1**

Lot 195, as shown on the official map of GARDNERVILLE RANCHOS UNIT No. 6, filed for record on May 29, 1973, in the office of the County Recorder of Douglas County, Nevada as Document No. 66512, and on Record of Survey recorded October 1, 1982, in Book 1082, of Official Records at Page 006, as Document No. 71399

## Assessor's Parcel No. 1220-21-510-147

Per NRS 111.312, this legal description was previously recorded on August 8, 1997, in Book 0897, at Page 1411, as Document No. 0418993, Official Records of Douglas County, Nevada.

