

ASSESSOR'S PARCEL NO. 1318-16-810-014

WHEN RECORDED MAIL TO:

DARCEY L. WONG
LAW OFFICES OF DARCEY L. WONG P.C.
1900 S. NORFOLK ST., STE. 350
SAN MATEO, CA 94403

MAIL TAX NOTICES TO:

MARIA D. HOERNI
JOHN A. HOERNI
474 FAIRMONT AVENUE
MOUNTAIN VIEW, CA 94041

Affidavit of Successor Trustee

The undersigned MARIA D. HOERNI AND JOHN A. HOERNI, of legal age, being first duly sworn, deposes and states under penalty of perjury under the laws of the State of Nevada:

1. EDWIN F. SCHMITZ is named as Trustee under that certain The Maria Hoerni Trust dated December 23, 1985 and The Juan Hoerni Trust dated December 23, 1985 (together herein, the "Trust").

2. EDWIN F. SCHMITZ died on August 2, 2014, and is the decedent named in that particular Certificate of Death recorded on January 22, 2019, as Document No. 2019-924782.

3. EDWIN F. SCHMITZ is the same person named as a trustee grantee in that particular deed recorded in Book 0196, Page 5052, on January 30, 1996, in the office of the Recorder of Douglas County, Nevada.

4. Currently there is no Trustee of the Trust. Per Paragraph B. of Article Fifty of the Trust, Theodore A. Hellman holds the power to appoint a Trustee. Theodore A. Hellman intends to appoint MARIA D. HOERNI as the successor trustee under The Maria Hoerni Trust, to serve upon the death of EDWIN F. SCHMITZ. The Trust was in effect at the date of the death of EDWIN F. SCHMITZ and has not been revoked. MARIA D. HOERNI has consented to act as trustee under the Trust.

5. Currently there is no Trustee of the Trust. Per Paragraph B. of Article Fifty of the Trust, Theodore A. Hellman holds the power to appoint a Trustee. Theodore A. Hellman intends to appoint JOHN A. HOERNI as the successor trustee The Trust was in effect at the date of the death of EDWIN F. SCHMITZ and has not been revoked. JOHN A. HOERNI has consented to act as trustee under the Trust.

Maria D. Hoerni

MARIA D. HOERNI

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

State of California, County of Santa Clara
Subscribed and sworn to (or affirmed) before me on this 17th day of JUNE, 2019, by MARIA D. HOERNI, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Witness my hand and official seal.



[Affix Notary Seal]

Michelle J. Choi

Signature of Notary Public

JOHN A. HOERNI

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

Subscribed and sworn to (or affirmed) before me on this ___ day of _____, 20___, by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Witness my hand and official seal.

[Affix Notary Seal]

Signature of Notary Public

MARIA D. HOERNI

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

Subscribed and sworn to (or affirmed) before me on this ___ day of _____, 20___, by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Witness my hand and official seal.

[Affix Notary Seal]

Signature of Notary Public

John A. Hoerni
JOHN A. HOERNI

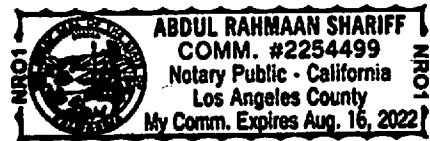
A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

Subscribed and sworn to (or affirmed) before me on this 13 day of JUNE, 2019, by JOHN A. HOERNI, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Witness my hand and official seal.

A. R. SA
Signature of Notary Public

[Affix Notary Seal]



THE MARIA HOERNI TRUST

INSTRUMENT APPOINTING SUCCESSOR TRUSTEE

This *INSTRUMENT APPOINTING TRUSTEE* is made and entered into on this 14th day of January, 2019, by THEODORE A. HELLMAN, as the person designated to appoint a Trustee of THE MARIA HOERNI TRUST, and MARIA D. HOERNI as the appointed Trustee, with reference to the following facts:

- A. **Establishment of the Trust.** ANNE-MARIE SCHMITZ entered into a written trust agreement dated December 23, 1985 between herself as Trustor and EDWIN F. SCHMITZ as Trustee ("the Trust").
- B. **Death of Trustor and Trustee.** The Trustor, ANNE-MARIE SCHMITZ died on June 19, 2011. Trustee EDWIN F. SCHMITZ died on August 2, 2014.
- C. **Need for Successor Trustee.** There is currently no Trustee of the Trust serving and a successor Trustee is needed.
- D. **Power to Appoint Trustee.** Paragraph B. of ARTICLE FIFTH of the Trust provides that designated persons, alternatively and successively in the order named, shall have the power "to appoint an individual or institutional Trustee of the trust, if one is not serving pursuant to Paragraph A. above." No Trustee is serving under Paragraph A. The first person designated to hold the power to appoint Trustees is THEODORE A. HELLMAN.
- E. **Exercise of Power to Appoint Trustee.** THEODORE A. HELLMAN, as the person empowered under the Trust to appoint a successor Trustee, intends by this Instrument to appoint MARIA D. HOERNI (who is the beneficiary of the Trust) to serve as successor Trustee of the Trust.
- F. **Acceptance and Consent by Successor Trustee.** MARIA D. HOERNI intends by this Instrument to accept the terms of the Trust and to consent to serve as successor Trustee of the Trust.
- G. **Counterparts, Signatures.** This Instrument may be executed in counterparts that, taken together, shall comprise the entire Instrument. Facsimile or electronic (e.g., PDF or Facsimile) signatures shall be treated as original signatures and may be relied on as originals.

NOW, THEREFORE, it is provided as follows:

Appointment of Successor Trustee. THEODORE A. HELLMAN, as the person empowered under the Trust to appoint a successor Trustee, hereby appoints MARIA D. HOERNI to serve as successor Trustee of the Trust, effective immediately.

Dated: January 14, 2019

Theodore A. Hellman
THEODORE A. HELLMAN

Acceptance and Consent to Serve as Successor Trustee. MARIA D. HOERNI hereby accepts the terms of the Trust and consents to serve as successor Trustee of the Trust, effective immediately.

Dated: _____, 2019

MARIA D. HOERNI

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of MARIN)

On January 15, 2019 before me, Sabrina Marie Mullins, a Notary Public (insert name and title of the officer), personally appeared Theodore A. Hellman, 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 person(s) 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 [Handwritten Signature]

(Seal)



NOW, THEREFORE, it is provided as follows:

Appointment of Successor Trustee. THEODORE A. HELLMAN, as the person empowered under the Trust to appoint a successor Trustee, hereby appoints MARIA D. HOERNI to serve as successor Trustee of the Trust, effective immediately.

Dated: _____, 2019

THEODORE A. HELLMAN

Acceptance and Consent to Serve as Successor Trustee. MARIA D. HOERNI hereby accepts the terms of the Trust and consents to serve as successor Trustee of the Trust, effective immediately.

Dated: 1/30, 2019



MARIA D. HOERNI

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of _____)
County of _____)

On _____ before me, _____, a Notary Public (insert name and title of the officer), personally appeared _____, 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 person(s) 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.

(Seal)

Signature _____

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of CA)
County of SANTA CLARA)

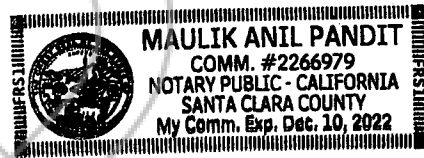
On JAN. 30, 2019 before me, MAULIK ANIL PANDIT, a Notary Public (insert name and title of the officer), personally appeared MARIA J. HORN, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they 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 person(s) 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 M Pandit

(Seal)



THE JUAN HOERNI TRUST

INSTRUMENT APPOINTING SUCCESSOR TRUSTEE

This *INSTRUMENT APPOINTING TRUSTEE* is made and entered into on this 24th day of January, 2019, by THEODORE A. HELLMAN, as the person designated to appoint a Trustee of THE JUAN HOERNI TRUST, and JOHN A. HOERNI as the appointed Trustee, with reference to the following facts:

A. **Establishment of the Trust.** ANNE-MARIE SCHMITZ entered into a written trust agreement dated December 23, 1985 between herself as Trustor and EDWIN F. SCHMITZ as Trustee ("the Trust").

B. **Death of Trustor and Trustee.** The Trustor, ANNE-MARIE SCHMITZ died on June 19, 2011. Trustee EDWIN F. SCHMITZ died on August 2, 2014.

C. **Need for Successor Trustee.** There is currently no Trustee of the Trust serving and a successor Trustee is needed.

D. **Power to Appoint Trustee.** Paragraph B. of ARTICLE FIFTH of the Trust provides that designated persons, alternatively and successively in the order named, shall have the power "to appoint an individual or institutional Trustee of the trust, if one is not serving pursuant to Paragraph A. above." No Trustee is serving under Paragraph A. The first person designated to hold the power to appoint Trustees is THEODORE A. HELLMAN.

E. **Exercise of Power to Appoint Trustee.** THEODORE A. HELLMAN, as the person empowered under the Trust to appoint a successor Trustee, intends by this Instrument to appoint JOHN A. HOERNI (who is the beneficiary of the Trust) to serve as successor Trustee of the Trust.

F. **Acceptance and Consent by Successor Trustee.** JOHN A. HOERNI intends by this Instrument to accept the terms of the Trust and to consent to serve as successor Trustee of the Trust.

G. **Counterparts, Signatures.** This Instrument may be executed in counterparts that, taken together, shall comprise the entire Instrument. Facsimile or electronic (e.g., PDF or Facsimile) signatures shall be treated as original signatures and may be relied on as originals.

NOW, THEREFORE, it is provided as follows:

Appointment of Successor Trustee. THEODORE A. HELLMAN, as the person empowered under the Trust to appoint a successor Trustee, hereby appoints JOHN A. HOERNI to serve as successor Trustee of the Trust, effective immediately.

Dated: January 14, 2019

Theodore A. Hellman
THEODORE A. HELLMAN

Acceptance and Consent to Serve as Successor Trustee. JOHN A. HOERNI hereby accepts the terms of the Trust and consents to serve as successor Trustee of the Trust, effective immediately.

Dated: _____, 2019

JOHN A. HOERNI

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of MARIN)

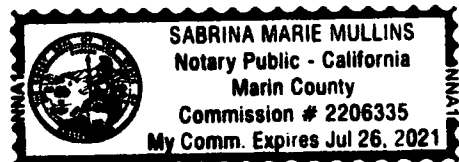
On JANUARY 15, 2019 before me, Sabrina Marie Mullins, a Notary Public (insert name and title of the officer), personally appeared Theodore A. Hellman, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to 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 person(s) 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 [Handwritten Signature]

(Seal)



NOW, THEREFORE, it is provided as follows:


Appointment of Successor Trustee. THEODORE A. HELLMAN, as the person empowered under the Trust to appoint a successor Trustee, hereby appoints JOHN A. HOERNI to serve as successor Trustee of the Trust, effective immediately.

Dated: _____, 2019

THEODORE A. HELLMAN

Acceptance and Consent to Serve as Successor Trustee. JOHN A. HOERNI hereby accepts the terms of the Trust and consents to serve as successor Trustee of the Trust, effective immediately.

Dated: 24th of January, 2019



JOHN A. HOERNI


A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of CALIFORNIA)
County of LOS ANGELES)

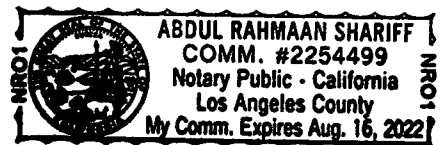
On 1-24-19 before me, ABDULRAHMAN SHARIFF, a Notary Public (insert name and title of the officer), personally appeared JOHN A. HOERNI, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they 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 person(s) 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 

(Seal)



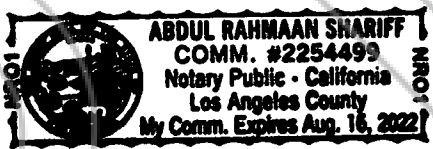
A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of CALIFORNIA)
County of LOS ANGELES)

On 1-24-19 before me, ABDULRAHMAN SHARIFF, a Notary Public (insert name and title of the officer), personally appeared JOHN A. HOERNI, 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 person(s) 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 A. h. SA

(Seal)