

Document 2013 510

Book 2013 Page 510 Type 06 009 Pages 2 Date 2/19/2013 Time 10:51 AM Rec Amt \$12.00 INI

INDX ANNO SCAN

LISA SMITH, COUNTY RECORDER MADISON COUNTY 10WA

CHEK

Prepared by and return to:

Dennis L. Wills, 11920 Burt Street, Suite # 145, Omaha, NE 68154 (402) 898-1850

AFFIDAVIT: CERTIFICATION OF TRUST

STATE	OF	NEBRASKA)	
		•)	SS
COUNTY	OF	DOUGLAS)	

- I, LESLIE D. BEER, have executed a Trust known as the LESLIE D. BEER REVOCABLE TRUST, dated December 21, 2012, hereinafter referred to as the "Trust", being first duly sworn and subscribed under penalty of perjury before a notary public, state as follows:
- 1. That I am the Settlor and sole acting Trustee of the Trust and therefore have personal knowledge of the statements made herein.
- That upon my death or in the event one physician certifies in writing that, in such physician's opinion, I am incapacitated and therefore unable to properly administer the Trust, then the Successor Trustee shall be VICKI J. BEER, if living and able and willing to serve as Successor Trustee; provided, should VICKI J. BEER not be living or able and willing to serve as Successor Trustee or in the event one (1) physician states in writing that, in such physician's opinion, said Successor Trustee is unable to properly administer the Trust, then GIANNI G. BEER shall be the Successor Trustee, if living and able and willing to serve as Successor Trustee; provided, should GIANNI G. BEER not be living or able and willing to serve as Successor Trustee, then BLAKE R. CRAWFORD, JUSTIN M. CRAWFORD and JOSH BLACKSMITH shall be the Successor Co-Trustees; provided, should either BLAKE R. CRAWFORD, JUSTIN M. CRAWFORD or JOSH BLACKSMITH be unable or unwilling to serve as Successor Co-Trustee, the remaining designated Successor Co-Trustee shall serve as sole Successor Trustee.

- 3. That the Trustees of the Trust have the authority to exercise all powers and discretions in the Trust instrument and are vested with all the powers set out in the Iowa Trust Code, as the same may be amended from time to time, and all other powers conferred upon Trustees by the laws of the State of Iowa and of any State in which I may own real estate, including, without limitation thereby, the power to sell, transfer, assign and otherwise dispose of any asset, real or personal, held in trust and to borrow money and pledge or mortgage any trust assets as security therefor.
- 4. That there are no other provisions in the Trust instrument or amendments to it which limit the powers of the Trustee to sell, convey, pledge, mortgage, lease, or transfer title to interests in real or personal property; that I know of no facts or legal claims which might impair the validity of the Trust; and that the Trust is not supervised by any Court.
- 5. That the Trust is in full force and effect and that the Trust has not been terminated nor has the Trust been revoked, modified or amended to make any representation contained herein incorrect.
- 6. That any party dealing with the Trustee is entitled to rely upon this Certification of Trustee's Powers and shall be under no duty to investigate or inquire into any of the Trustee's powers with respect to dealing with Trust property or on behalf of the Trust and that any party relying upon this Certification of Trustee's Powers is hereby indemnified by the Settlor, the Trust and the beneficiaries against any and all harm or any loss, including attorney's fees, for any transaction entered into with Trustee relying upon representations herein provided that such claim or cause of action is based upon Trustee's powers to enter into the transaction on behalf of the Trust.

DATED this 6th day of February, 2013.

LESLIE D. BEER

On this 6th day of February, 2013, before me, a Notary Public in and for said county and state, personally came the above-named LESLIE D. BEER, who is personally known to me to be the identical person whose name is affixed to the above Affidavit and he acknowledged said instrument to be his voluntary act and deed.

Print Name:

GENERAL NOTARY - State of Nebraska CAROLE J. GARDNER My Comm. Exp. Sept. 30, 2015