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STATE OF NEBRASKA, County Of Fillmore
Filed For Record On March 1 20 05
At 12:50 O'Clock P M And Rec'd In
Book 48 Of Misc On Page 354
Carol Vojraska County Clerk
Wolfram Vojraska, Deputy

**RICHARD H. MARESH FIRST TRUST
DATED JANUARY 20, 1999
AFFIDAVIT AND AGREEMENT
CONFIRMING TITLE IN SUCCESSOR TRUSTEES**

Reg DV
Index DV
G. Index DV
RE Cards ✓
C. Map ✓
MF _____
Xerox _____
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State of Nebraska, County of Fillmore, ss:

COMES NOW, the undersigned, being duly sworn, depose and state that they knew the Decedent and that the following information is true and correct:

- Richard H. Maresh created a revocable grantor trust known as the Richard H. Maresh First Trust dated January 20, 1999, appointing himself as trustee.
- The following described real estate was conveyed to Richard H. Maresh as Trustee of the Richard H. Maresh First Trust dated January 20, 1999, to-wit:

An undivided one-half interest in all of the following parcels:

The South Half of the Northeast Quarter (S½NE¼) and the North Half of the North Half of the Southeast Quarter (N½N½SE¼) of Section Twenty-Six (26), Township Six (6) North, Range Two (2), West of the 6th P.M., Fillmore County, Nebraska

The West Half of the Northwest Quarter (W½NW¼) of Section Twenty-three (23), Township Six (6) North, Range One (1), West of the 6th P.M., Fillmore County, Nebraska

The West Half of the Southwest Quarter (W½SW¼) of Section Three (3), Township Six (6) North, Range One (1), West of the 6th P.M., Fillmore County, Nebraska except the 2.42 acres conveyed to the State of Nebraska for highway purposes

The Southwest Quarter of the Northeast Quarter (SW¼NE¼) of Section Twenty-six (26), Township Seven (7) North, Range One (1), West of the 6th P.M., Fillmore County, Nebraska

The West One-Half of the Northeast Quarter (W½NE¼) of Section Nine (9), Township Six (6) North, Range One (1), West of the 6th P.M., Fillmore County, Nebraska

The West Half of the Southwest Quarter (W½SW¼) of Section Twenty-two (22), Township Five (5) North, Range One (1), West of the 6th P.M., Fillmore County, Nebraska

- Richard H. Maresh died on November 10, 2004, a resident of Fillmore County, Nebraska. Upon his death the Richard H. Maresh First Trust dated January 20, 1999 became irrevocable and the above-described real estate became a part of the Richard H. Maresh First Trust - Family Trust.

- ARTICLE 1, NAME OF TRUST AND PARTIES, Section 1.3 Successor Trustee on page One (1) of the Richard H. Maresh First Trust provides:

Successor Trustee: The successor Trustees shall be my spouse and my daughter, Dixie Ruth Ann Placek...

- Ruth Ann Maresh, surviving spouse of Richard H. Maresh, hereby agrees that she will serve as Co-Trustee of the Richard H. Maresh First Trust.

- Dixie Ruth Ann Placek, daughter of Richard H. Maresh, hereby agrees that she will serve as Co-Trustee of the Richard H. Maresh First Trust.

- Each of the undersigned hereby acknowledge that they are authorized under the laws of the State of Nebraska to serve as Co-Trustees and by this document accept the position as a Successor Co-Trustee of the Richard H. Maresh First Trust, and the trusts contained therein. Ruth Ann Maresh and Dixie Ruth Ann Placek acknowledge the principal place of administration of the trust is in the State of Nebraska and hereby personally submit to the jurisdiction of the Courts of the State of Nebraska.

FURTHER Affiants saith not.

Ruth Ann Maresh
Ruth Ann Maresh

Dixie Ruth Ann Placek
Dixie Ruth Ann Placek

Subscribed and sworn to before me on February 24, 2005.

GENERAL NOTARY - State of Nebraska
SHAMLYNN L. BERGGREN
My Comm. Exp. Nov. 25, 2007

Shamlynn L. Berggren
Notary Public

Subscribed and sworn to before me on February 1, 2005.

GENERAL NOTARY - State of Nebraska
SHAMLYNN L. BERGGREN
My Comm. Exp. Nov. 25, 2007

Shamlynn L. Berggren
Notary Public

Prepared on February 24, 2005 (1:55pm) by Heinisch Law Office Telephone 402-759-3122, Fax 402-759-3123

C:\1s\Probate\Maresh, Ricard H\Aff & Acc Succ Trustee Fillmore.wpd E:\#47-0724621 PO Box 311, Geneva, NE 68361