

STATE OF WYOMING)
: ss.
County of Sheridan)


2023-788629 11/3/2023 4:56 PM PAGE: 1 OF 15
FEES: \$54.00 SM AFFIDAVIT OF TRUSTEE - LEGAL
EDA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK

AFFIDAVIT OF TRUST

This Affidavit of Trust is issued pursuant to Wyoming Statutes, §4-10-1014 and is made under oath by the Affiant.

- I. The Pete and Sally Hager Living Trust currently exists. The Trust Agreement was executed on December 17, 1998.
- II. The names of the Trustors of the Trust are and were Peter E. Hager and Sally L. Hager.
- III. The original Trustees of the Trust were Peter E. Hager and Sally L. Hager. Sally L. Hager died on September 4, 2022, as shown by her Certificate of Death which is attached hereto and incorporated herein by reference. Peter E. Hager died on September 20, 2023, as shown by his Certificate of Death which is attached hereto and incorporated herein by reference. The provisions of the Trust Agreement that apply to the resignation, removal and death of a trustee, and the succession of trustees are contained in Article 3 of the Trust Agreement. A copy of said Article 3 is attached hereto and incorporated herein by reference.
- IV. The name and address of the currently acting Trustees of the Trust are:

Kenneth R. Hager	Lisa K. Gyllenswan
772 Lupine Way	729 Foxwood Drive SE
Farmington, UT 84025	Concord, NC 28025
- V. The above-named Trustees have the power to sign or otherwise authenticate documents. Article 14 of the Trust Agreement begins with the following provision which is followed by a list of specific powers which the Trustee has, to-wit:

Article Fourteen

Trustee Powers

Section 1. Powers

"In addition to any power hereinafter specifically granted to our Trustee, it is our intention that our Trustee have the power respecting property in our Trust Estate that an absolute owner of such property would have. In accordance with such intention, any power our Trustee needs to administer our Trust Estate, which is not hereinafter listed, shall be considered as provided for herein. All powers shall be exercised only in a fiduciary capacity, and such powers may be exercised without the approval or supervision of any court. Except as to the Surviving Trustor acting as Trustee, it is our intention that the provisions of the Prudent Person Rule shall govern our Trustee's actions. Notwithstanding the above, except as when acting with either or both of us as Co-Trustee, the actions of any corporate Trustee or other professional fiduciary of any of the trusts herein shall be governed by the Uniform Prudent Investor Act and the Revised Uniform Principal and Income Act, or equivalent state statutes under governing state law."

Furthermore, at the time this trust was created, the Wyoming Uniform Trust Code had not yet been adopted, but the Wyoming Uniform Trustee's Powers Act (W.S., 1977, §§4-8-101 et seq.) was in effect, and §4-8-103 (xxvii) of that act provided that a Trustee had the authority "To execute and deliver all instruments which will accomplish or facilitate the exercise of the powers vested in the trustees." That same power is now contained in the Wyoming Uniform Trust Code in W.S., §4-10-816(a)(xxv).

- VI. The Trust is irrevocable due to the death of both Trustors, Sally L. Hager and Peter E. Hager.
- VII. With regard to the power to sign or otherwise authenticate documents, Kenneth R. Hager and Lisa K. Gyllenswan, the currently acting Trustees, have the authority, acting alone to sign or otherwise execute all documents and conduct all other business on behalf of this trust. Article 13, Section 1, paragraphs a., b. and c of the Trust Agreement provides:

Article Thirteen

Trustee Administration

Section 1. Required Vote for Co-Trustees

a. Trustors Serving as Co-Trustees

Unless otherwise provided in our Trust Agreement, if either one or both of us are serving as a Trustee under our Trust Agreement, one or either of us may make decisions and bind our Trust in the exercise of all powers and discretions granted to us as Trustees without the consent of any other Trustee. Any Trustor acting under this Section 1.a may only deal with the other Trustor's Contributive Share in a fiduciary capacity.

b. Unanimous Vote for Two Trustees

Other than as provided in Section 1.a of this Article, if only two Trustees are serving, they shall act unanimously in the exercise of all powers and discretions granted to them under our Trust Agreement.

c. Majority Vote for More Than Two Trustees

Other than as provided in Section 1.a of this Article, if more than two Trustees are serving under our Trust Agreement, they shall act by majority vote and any exercise of a power or discretion by a majority of the Trustees shall have the same effect as an exercise by all of them.

VIII. The Trust's taxpayer identification number is _____.

IX. The manner of taking title to trust property after the death of both Sally L.

Hager and Peter E. Hager will be as follow:

Title to real estate is taken as follows as required by
Wyoming Statutes §34-2-122:

Kenneth R. Hager and Lisa K. Gyllenswan, Trustees
of the Pete and Sally Hager Living Trust Dated
December 17, 1998.

Title to personal property is taken as follows as allowed by
Wyoming Statutes §4-10-402

Pete and Sally Hager Living Trust Dated December
17, 1998.



- X. The Pete and Sally Hager Living Trust Dated December 17, 1998 has not been revoked or amended in Affidavit Certification of Trust to be incorrect.
- XI. The Trust is the owner of the following described real property, to-wit:

House and land located at 106 South Fork Avenue, Dayton, Wyoming:

Lots 17, 18, 19, 20, 21 and 22, Block 6, Walling's Addition to the Town of Dayton;

Also a strip of land commencing at a point 15 1/2 feet South of the NW Corner of Lot 17 of said Block 6, thence South 300 feet to the SW Corner of Lot 22 of said Block 6; thence West 16 feet; thence North 300 feet; thence East 16 feet to the point of beginning;

Also a tract of land commencing at the SE Corner of Lot 6, Block 14 of said Walling's Addition, thence West 14 feet; thence Northwesterly to a point on the North line of Lot 4 of said Block 14, which point is 31 feet West of the NE Corner of said Lot 4; thence East 31 feet to the NE Corner of said Lot 4 and thence South 150 feet to the point of beginning;

Said Walling's Addition being located in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 32, Township 57 North, of Range 86 West of the Sixth Principal Meridian, in Sheridan County, Wyoming.

Together with all improvements situate thereon and all water, water rights, ditches and ditch rights thereunto appertaining and belonging.

SUBJECT TO all easements, reservations and rights of way of record.

Mineral rights in Archuleta County, Colorado:

All of the coal, oil, gas and other minerals that this trust owns in the following described lands:

Township 34 North, Range 1 West, N.M.P.M

Section 10: E1/2NE1/4, E1/2SE1/4, SW1/4SE1/4, NE1/4SE1/2

Section 11: SW1/4NE1/4, NW1/4, W1/2SW1/4, SE1/4SW1/4, W1/2SE1/4

Section 14: N1/2NW1/4, N1/2SW1/4, SW1/4SW1/4

Section 15: SE1/4NE1/4, W1/2NE1/4, W1/2NW1/4, SE1/4NW1/4, N1/2SW1/4
NW1/4SE1/4, SE1/4SE1/4

See separate signature pages attached

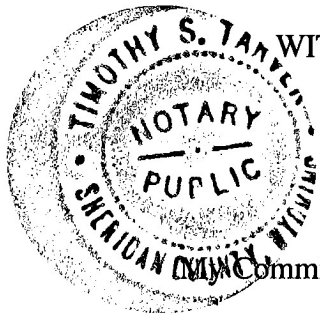


Dated: 10/25, 2023

Kenneth R. Hager
Kenneth R. Hager, Trustee of the Pete and
Sally Hager Living Trust Dated December 17,
1998

STATE OF WYOMING)
 : ss.
County of Sheridan)

The above Affidavit of Trust was acknowledged before me this 25th
day of October, 2023, by Kenneth R. Hager, Trustee of the Pete and
Sally Hager Living Trust Dated December 17, 1998.



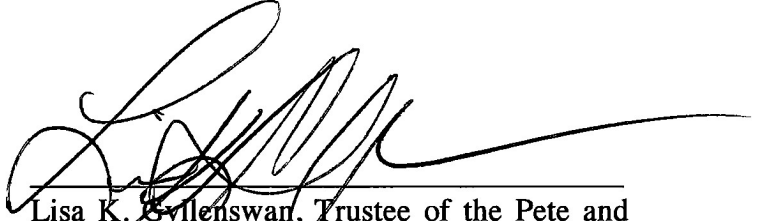
WITNESS my hand and official seal.

[Signature]
Notarial Officer

Commission expires: March 2025



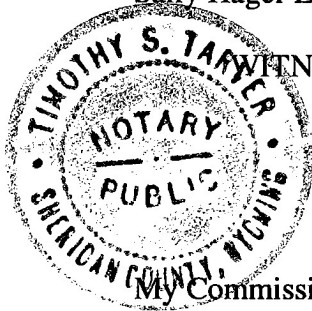
Dated: Oct 25, 2023



Lisa K. Gyllenswan, Trustee of the Pete and
Sally Hager Living Trust Dated December 17,
1998

STATE OF WYOMING)
 : ss.
County of Sheridan)

The above Affidavit of Trust was acknowledged before me this 25th
day of October, 2023, by Lisa K. Gyllenswan, Trustee of the Pete and
Sally Hager Living Trust Dated December 17, 1998.



WITNESS my hand and official seal.



Notarial Officer

My Commission expires: March 10, 2025

Article Three

Appointment of Trustees

Section 1. Definition of Trustee

All uses of the word "Trustee" in our Trust Agreement shall be deemed a reference to the person or entity then serving as Trustee and shall include alternate or Successor Trustees or Co-Trustees (if multiple trustees are serving), unless the context requires otherwise.

Section 2. Resignation of a Trustee

Any Trustee may resign at any time without court approval by giving written notice to each then living and competent Trustor. If neither of us is then living and competent, written notice shall be given to our next Successor Trustee; or if there is no next Successor Trustee, to the beneficiaries then entitled to receive income or principal distributions under our Trust Agreement or their respective Personal Representatives, or if any of such beneficiaries then be a minor, to the persons having the care or custody of any such minor. Such resignation shall be effective upon the appointment of a Successor Trustee.

Section 3. Removal of a Trustee

Any Trustee may be removed under our Trust Agreement as follows:

a. While We Are Both Alive and Competent

While we are both alive and competent, and if we both agree, we shall have the right to remove or replace any other Trustee appointed under our Trust Agreement at any time without cause.

b. While One of Us Is Alive and Competent

After the death or incapacity of one of us, unless directed otherwise by other provisions of our Trust Agreement (if any), the surviving, competent Trustor may add a Trustee or remove or replace any other Trustee appointed under our Trust Agreement at any time without cause.

“c. Removal by Others

After the death or incapacity of both of us, a majority in interest of the beneficiaries then entitled to receive income or principal distributions from a separate trust, or their respective Personal Representatives, shall have the discretion and power to remove any serving Trustee of such separate trust at any time for legal cause. The serving Trustee who is being removed for legal cause may accept such removal, or may (in a timely and expedient manner) petition a court of competent jurisdiction for a determination as to whether sufficient legal cause exists for such serving Trustee's removal and shall continue to serve until otherwise ordered by such court.

d. Notice to Removed Trustee

Written notice of removal under our Trust Agreement shall be effective immediately when signed by the person or persons authorized to make the removal and delivered to our Trustee personally or three business days after mailing by certified mail, return receipt requested. The written notice removing a Trustee shall identify the Successor Trustee appointed pursuant to the other provisions of this Article.

e. Transfer of Trust Property

The Trustee so removed shall promptly transfer and deliver to the Successor Trustee all property of our Trust under the removed Trustee's possession and control.

Section 4. Designated Successor Trustees

Subject to the provisions of Section 3 of this Article, whenever a Trustee is removed, dies, resigns, becomes incapacitated, or is otherwise unable or unwilling to serve, the vacant Trustee position shall be filled as follows:

a. Vacancy in Position of Trustee While We Are Both Alive and Competent

We may serve as the only Trustees, or we may name any number of Trustees to serve with us. If any of these other Trustees subsequently fails or ceases to serve as a Trustee for any reason, we may or may not appoint another to fill the vacancy as we both agree.

b. Vacancy in Position of Trustee While One of Us Is Alive and Competent

If only one of us is living and competent and a Trustee position becomes vacant, or such Trustor desires to appoint a Co-Trustee then that one of us may or may not appoint another Trustee.



c. Incapacity Trustees of PETER E. HAGER

If PETER E. HAGER becomes incapacitated while serving as an Initial Trustee, he shall be replaced by the following Incapacity Trustee(s):

SALLY L. HAGER

If, for any reason, any Incapacity Trustee named above is unable or unwilling to serve, the following Successor Incapacity Trustee(s) shall serve in the priority listed until the list has been exhausted. Unless otherwise specified, if Co-Incapacity Trustees are serving, the next following named Successor Incapacity Trustee(s) shall serve only after all of the Co-Incapacity Trustees initially fail or thereafter cease to act as Trustees:

KENNETH R. HAGER and
LISA K. GYLLENSWAN

d. Incapacity Trustees of SALLY L. HAGER

If SALLY L. HAGER becomes incapacitated while serving as an Initial Trustee, she shall be replaced by the following Incapacity Trustee(s):

PETER E. HAGER

If, for any reason, any Incapacity Trustee named above is unable or unwilling to serve, the following Successor Incapacity Trustee(s) shall serve in the priority listed until the list has been exhausted. Unless otherwise specified, if Co-Incapacity Trustees are serving, the next following named Successor Incapacity Trustee(s) shall serve only after all of the Co-Incapacity Trustees initially fail or thereafter cease to act as Trustees:

KENNETH R. HAGER and
LISA K. GYLLENSWAN

e. Death Trustees of PETER E. HAGER

Upon the death of PETER E. HAGER, he or his Incapacity Trustee, if either is then serving as Trustee, shall be replaced by the following Death Trustee(s):

SALLY L. HAGER

If, for any reason, any Death Trustee named above is unable or unwilling to serve, the following Successor Death Trustee(s) shall serve in the priority listed until the list has been exhausted. Unless otherwise specified, if Co-Death Trustees are serving, the next following named Successor Death Trustee(s) shall serve only after all of the Co-Death Trustees initially fail or thereafter cease to act as Trustees:

KENNETH R. HAGER and
LISA K. GYLLENSWAN

f. Death Trustees of SALLY L. HAGER

Upon the death of SALLY L. HAGER, she or her Incapacity Trustee, if either is then serving as Trustee, shall be replaced by the following Death Trustee(s):

PETER E. HAGER

If, for any reason, any Death Trustee named above is unable or unwilling to serve, the following Successor Death Trustee(s) shall serve in the priority listed until the list has been exhausted. Unless otherwise specified, if Co-Death Trustees are serving, the next following named Successor Death Trustee(s) shall serve only after all of the Co-Death Trustees initially fail or thereafter cease to act as Trustees:

KENNETH R. HAGER and
LISA K. GYLLENSWAN

Section 5. No Designated Successor Trustees

If at any time there is no Trustee acting under our Trust Agreement and there is no person or institution designated and qualified as a Successor Trustee, a majority of the beneficiaries then eligible to receive distributions of income or principal under our Trust Agreement or their Personal Representatives, shall appoint a Successor Trustee. If any trust existing under our Trust Agreement lacks a Trustee and no successor is appointed pursuant to this Article, the vacancy shall be filled by a court of competent jurisdiction.

Section 6. Responsibility of Successor Trustees

Other than amending or revoking our Trust, or appointing or removing a Trustee, a Successor Trustee shall have the same rights, powers, duties, discretion and immunities as if named as Initial Trustee under our Trust Agreement. No Successor Trustee shall be personally liable for any act, or failure to act, of any predecessor Trustee or shall have any duty to examine the records of any predecessor Trustee. A Successor Trustee may accept the account rendered and the property delivered by, or on behalf of, a predecessor Trustee as a full and complete discharge of the duties of the predecessor Trustee without incurring any responsibility or liability for doing so.

Section 7. Co-Trustee's Responsibility for the Acts of Other Co-Trustees

No Co-Trustee shall be responsible for the act, omission or default of any other Co-Trustee without actual knowledge thereof.

Section 8. Reserved

“Section 9. Special Co-Trustee Provisions.

Notwithstanding anything herein to the contrary, the powers, duties, or discretionary authority granted hereunder to any Trustee shall be limited as follows:

a. Prohibited and Void Trustee Powers

Except where a child shall act as Trustee of a separate share provided for his or her benefit, or unless limited by an ascertainable standard as defined in Code Section 2041, no Trustee shall participate in the exercise of any discretionary authority to allocate receipts and expenses to principal or income, any discretionary authority to distribute principal or income, or any discretionary authority to terminate any trust created hereunder, if distributions could then be made to our Trustee or if our Trustee has any legal obligation for the support of any person to whom distributions could then be made. Any other power, duty, or discretionary authority granted to our Trustee shall be absolutely void to the extent that either the right to exercise such power, duty, or discretionary authority, or the exercise thereof shall in any way result in a benefit to or for such Trustee which would cause such Trustee to be treated as the owner of all or any portion of any of the trusts created herein for purposes of federal or state income, gift, estate, or inheritance tax laws, or cause any disclaimer of an interest or benefit hereunder to be disqualified under Code Section 2518. Notwithstanding the foregoing, this Section shall not apply during our joint lifetimes. Nor shall it apply to the Surviving Trustor with respect to the Surviving Trustor's contributive share of the Survivor's Trust or any portion of the Survivor's Trust which is subject to a general power of appointment by the Surviving Trustor. This Section shall also not apply to the Surviving Trustor with respect to Share Two of the Survivor's Trust, if any, as it relates to ownership of such share for income tax laws or for estate tax laws, if Share Two of the Survivor's Trust is qualified for the estate tax Marital Deduction and such deduction has been or will be elected and claimed on the federal estate tax return. Should our Trustee be prohibited from participating in the exercise of any power, duty, or discretionary authority, or should a power, duty, or discretionary authority granted to our Trustee be absolutely void as a result of the foregoing, then such power, duty, or discretionary authority may be exercised in accordance with the following paragraphs.

b. Exercise of Prohibited or Void Power by an Existing Independent Co-Trustee

In the event that the right to exercise or the exercise of any power, duty, or discretionary authority is prohibited or void as provided above, or is prohibited elsewhere in our Trust Agreement with respect to “incidents of ownership” of life insurance, or is prohibited elsewhere in our Trust Agreement with respect to “gifting powers”, the remaining Co-Trustee, if any, shall have the right to exercise and may exercise said power, duty, or discretionary authority, provided the Co-Trustee is independent within the meaning set forth in Code Section 674(c).

c. Exercise of Prohibited or Void Power if No Existing Independent Co-Trustee

In the event there is no independent Co-Trustee capable of exercising any power, duty, or discretionary authority which is prohibited or void as provided above, the then acting Trustee shall have the power to appoint one or more Special Co-Trustees who are independent within the meaning set forth in Code Section 674(c).

d. Waiver of Bond

No bond shall be required of any Special Co-Trustee hereunder.

e. Limited Responsibilities of Special Co-Trustee

The responsibilities of the Special Co-Trustee shall be limited to the exercise of the power, duty, or discretionary authority prohibited or void as provided above, and said Special Co-Trustee shall not be concerned with, nor shall have, any authority with respect to any other aspects of administration of the Trust Estate.”

STATE OF WYOMING

CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH

CERTIFICATE OF DEATH

Decedent:
Name: Sally Hager
Sex: Female
Date of Birth: June 27, 1935
State File Number: 2022-003796
Social Security Number: 521-40-3884
Age at the Time of Death: 87 years

Date and Place of Death:
Date of Death: September 04, 2022
City of Death: Dayton
Location: 106 S. Fork
County of Death: Sheridan

Additional Decedent Information:

Place of Birth: Pagosa Springs, Colorado
Residence: Dayton, Wyoming
Marital Status: Married - Pete Hager
Armed Forces: No
Name of Father: Myron Catchpolo
Name of Mother: Elaine Gibson
Informant: Pete Hager
Relationship: Husband

Disposition:

Method of Disposition: Cremation
Place of Disposition: Wyo Cremation Authority, Sheridan, Wyoming

Funeral Home or Facility:

Facility: Kane Funeral Home, Sheridan, Wyoming

Cause of Death:

The immediate cause is listed on the first line followed by any underlying causes.

(a) Lung Cancer

Interval:
5 Days

Other Significant Conditions:

Manner of Death: Natural Death
Time of Death: Approximate 08:00 ±1hr

Certifier:

Type: Physician
Name: Kris Schamber, M.D.
Address: 1333 West 5th Street, S 112, Sheridan, WY, 82801
Date Filed: September 20, 2022

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* 001327333 *

This is a true certification of the document on file in the office of Vital Statistics
Services, Cheyenne, Wyoming.

DATE ISSUED: September 21, 2022

This copy is not valid unless prepared on paper with an engraved border.

Guy Beaudoin
Guy Beaudoin
Deputy State Registrar

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

STATE OF WYOMING

CERTIFICATION OF VITAL RECORD

DEPARTMENT OF HEALTH

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CERTIFICATE OF DEATH

Decedent:

Name: Peter Edgar Hager AKA Pete
Sex: Male
Date of Birth: March 17, 1934
Date and Place of Death:
Date of Death: September 20, 2023
City of Death: Dayton
Location: 106 S. Fork Ave.

State File Number:

2023-003653

Social Security Number:

520-34-6912

Age at the Time of Death:

89 years

County of Death:

Sheridan

Additional Decedent Information:

Place of Birth: Sheridan, Wyoming
Residence: Dayton, Wyoming
Marital Status: Widowed
Armed Forces: Yes
Name of Father: John Hager
Name of Mother: Grace Blakesly
Informant: Ken Hager

Relationship:

Son

Disposition:

Method of Disposition: Cremation
Place of Disposition: Wyo Cremation Authority, Sheridan, Wyoming

Funeral Home or Facility:

Facility: Kane Funeral Home, Sheridan, Wyoming

Cause of Death:

The immediate cause is listed on the first line followed by any underlying causes.

(a) Blunt Force Injury to the Front Portion Head

Interval:

Hours

Other Significant Conditions:

Manner of Death: Accident

Time of Death:

Approximate 22:00 ±12hrs

Injury Information:

Date Of Injury: September 20, 2023
 (Approximate)

Time Of Injury:

Approximate 22:00 ±12hrs

Injury At Work?

No

Location:

106 S Fork Ave, Ranchester, Wyoming

Description:

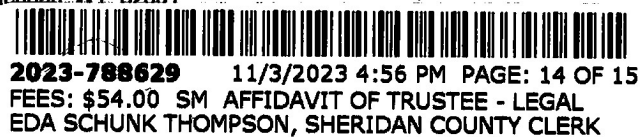
Blunt trauma to facial portion of head.

Certifier:

Type: Coroner
Name: Robert Byrd, Coroner
Address: 224 South Main Street, Suite 109, Sheridan WY 82801

Date Filed:

September 21, 2023



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 EDA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK



* 001393650 *

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 Services, Cheyenne, Wyoming.

DATE ISSUED:

October 02, 2023

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Guy Beaudoin
 Guy Beaudoin
 Deputy State Registrar

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

STATE OF WYOMING

(CERTIFICATION OF VITAL RECORD)

DEPARTMENT OF HEALTH

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AFFIDAVIT TO AMEND DEATH CERTIFICATE

Name: Peter Edgar Hager AKA Pete
County of Death: Sheridan

State File Number: 2023-003653
Date of Death: September 20, 2023
City of Death: Dayton

Amendment 1

Signature: Robert Byrd, Sheridan County
Coroner

Date: 9/29/2023

Affidavit of Correction completed by Robert Byrd, Sheridan County Coroner.

Description	Original	New
Time Of Death	0955	2200
Time Of Death Type	Actual	Approximate
Cause of Death A	Pending Investigation	Blunt Force Injury to the Front Portion Head
Cause of Death A Onset Interval		Hours
Manner Of Death	Pending Investigation	Accident
Injury Involved	False	True
Injury Date		9/20/2023
Injury Time		2200
Injury Time Type		Approximate
Injury Place		Decedent's Residence
Injury At Work		False
Injury Address Line1		106 S Fork Ave
Injury Address Country		United States
Injury Address State		Wyoming
Injury Address County		Sheridan
Injury Address City		Ranchester
Injury Address Zip Code		82839
Injury Description		Blunt trauma to facial portion of head.



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EDA SCHUNK THOMPSON, SHERIDAN COUNTY CLERK
TIM TARVER PO BOX 6284
SHERIDAN WY 82801



* 001393651 *

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Services, Cheyenne, Wyoming.

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Guy Beaudoin
Deputy State Registrar

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