

APN: #002-131-09

FILED FOR RECORDING  
AT THE REQUEST OF

Prepared By/ When Recorded, Mail to:  
Jeffrey Burr  
2600 Paseo Verde Parkway  
Henderson, NV 89074

*Jeffrey Burr, LTD*

2005 NOV 18 PM 4 19

LINCOLN COUNTY REC. CLERK  
FEE 24.00  
LESLIE BOUCHER

Mail Tax Statements to:  
Karen Kay Findlay Hohl, Co-Trustee  
20482 Bordeaux Drive  
Reno, NV 89511

AFFIDAVIT OF SUCCESSOR TRUSTEE

STATE OF NEVADA        )  
                                  ) SS:  
COUNTY OF CLARK     )

CLIFFORD J. FINDLAY, EDWARD REED FINDLAY and KAREN KAYE FINDLAY HOHL,  
being first duly sworn, depose and say as follows:

1. CLIFFORD O. FINDLAY and MARY JO FINDLAY created the "CLIFFORD O. FINDLAY AND MARY JO FINDLAY FAMILY TRUST" dated on November 26, 1980, and amended and restated on August 19, 2003, and amended on November 23, 2004, December 23, 2004, October 21, 2005, and October 27, 2005, wherein CLIFFORD O. FINDLAY and MARY JO FINDLAY were designated as the Trustors and the initial Trustees of the trust.

2. MARY JO FINDLAY died August 20, 2003. A certified copy of the Death Certificate is attached hereto as Exhibit "1" and by this reference incorporated herein.

3. CLIFFORD O. FINDLAY was named in the trust instrument to act as the sole Trustee of the Trust after the death of MARY JO FINDLAY, in accordance with the provisions of the trust agreement.


4. On October 27, 2005, CLIFFORD O. FINDLAY resigned as the sole Trustee of the "CLIFFORD O. FINDLAY and MARY JO FINDLAY FAMILY TRUST", and nominated and appointed CLIFFORD J. FINDLAY, EDWARD REED FINDLAY and KAREN KAYE FINDLAY HOHL to serve as the current Co-Trustees of the Trust, including the Survivor's Trust, Exemption Trust and the Marital Trust of the "CLIFFORD O. FINDLAY and MARY JO FINDLAY FAMILY TRUST". A copy of the Change of Trusteeship is attached hereto as Exhibit "2".

5. CLIFFORD O. FINDLAY died October 30, 2005. A certified copy of the Death Certificate is attached hereto as Exhibit "3" and by this reference incorporated herein.

6. CLIFFORD J. FINDLAY, EDWARD REED FINDLAY and KAREN KAYE FINDLAY HOHL hereby file this Affidavit and accept the office of Co-Trustee of the "CLIFFORD O. FINDLAY and MARY JO FINDLAY FAMILY TRUST" dated on November 26, 1980.

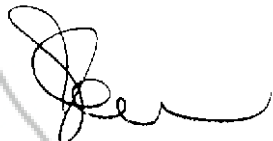
7. The following parcel of real property conveyed to the "CLIFFORD O. FINDLAY and MARY JO FINDLAY FAMILY TRUST" dated on November 26, 1980, is situated in the County of Lincoln, State of Nevada, and bounded and described in Exhibit "4".

Dated: 11-11-05

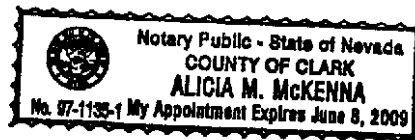


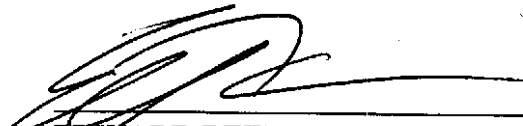
CLIFFORD J. FINDLAY, Co-Trustee

SUBSCRIBED and SWORN to before me  
this 11 day of November, 2005.

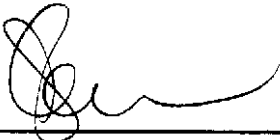


NOTARY PUBLIC

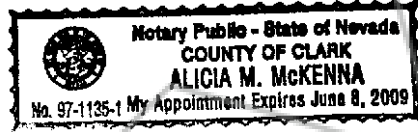


  
EDWARD REED FINDLAY, Co-Trustee

SUBSCRIBED and SWORN to before me  
this 8 day of November, 2005.



NOTARY PUBLIC



\_\_\_\_\_  
KAREN KAY FINDLAY HOHL, Co-Trustee

SUBSCRIBED and SWORN to before me  
this \_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
NOTARY PUBLIC

\_\_\_\_\_  
EDWARD REED FINDLAY, Co-Trustee

SUBSCRIBED and SWORN to before me  
this \_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
NOTARY PUBLIC

*Karen Kaye Findlay Hohl*  
\_\_\_\_\_  
KAREN KAYE FINDLAY HOHL, Co-Trustee

SUBSCRIBED and SWORN to before me  
this 1 day of November, 2005.

*[Signature]*  
\_\_\_\_\_  
NOTARY PUBLIC

Notary Public - State of Nevada  
COUNTY OF CLARK  
ALICIA M. MCKENNA  
My Appointment Expires June 8, 2009

Notary Public - State of Nevada  
COUNTY OF CLARK  
ALICIA M. MCKENNA  
No. 97-1135-1 My Appointment Expires June 8, 2009

007758

STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES  
DIVISION OF HEALTH — SECTION OF VITAL STATISTICS  
CERTIFICATE OF DEATH

LOCAL FILE NUMBER		STATE FILE NUMBER	
1. <b>Mary Jo FINDLAY</b>		2. <b>August 20, 2003</b>	
3. <b>Henderson</b>		4. <b>Clark</b>	
5. <b>White</b>		6. <b>Female</b>	
7. <b>Nevada</b>		8. <b>Sep 16, 1925</b>	
9. <b>U.S.A.</b>		10. <b>12</b>	
11. <b>Married</b>		12. <b>Clifford B. Findlay</b>	
13. <b>HOMEMAKER</b>		14. <b>Own Home</b>	
15. <b>Clark</b>		16. <b>2311 Prometheus Ct.</b>	
17. <b>Elva Phillips</b>		18. <b>Yes</b>	
19. <b>Burial</b>		20. <b>Palm Valley View Cemetery</b>	
21. <b>8/22/03</b>		22. <b>8:38 PM</b>	
23. <b>Mark Barney MD</b>		24. <b>6980</b>	
25. <b>CARDIORESPIRATORY ARREST</b>		26. <b>10 mins</b>	
27. <b>PNEUMONIA</b>		28. <b>10 DAYS</b>	
29. <b>CEREBROVASCULAR ACCIDENT</b>		30. <b>1 YEAR</b>	
31. <b>ORGANIC HEART DISEASE</b>		32. <b>No</b>	

STATE REGISTRAR

No.240786

"CERTIFIED TO BE A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE WITH THE REGISTRAR OF VITAL STATISTICS, STATE OF NEVADA." This copy was issued by the Clark County Health District from State certified documents as authorized by the State Board of Health pursuant to NRS 440.175.

NOT VALID WITHOUT THE  
RAISED SEAL OF THE CLARK  
COUNTY HEALTH DISTRICT

DONALD S. KWALICK, MD, M.P.H.  
Registrar of Vital Statistics

By: *DK*

Date Issued: NOV 09 2005

CLARK COUNTY HEALTH DISTRICT  
625 Shadow Lane P.O. Box 3902  
Las Vegas, Nevada 89127  
702-383-1223  
Tax ID# 88-0151573

BOOK 209 PAGE 50



**CHANGE OF TRUSTEESHIP OF THE  
CLIFFORD O. FINDLAY AND MARY JO FINDLAY FAMILY TRUST**

**THIS CHANGE OF TRUSTEESHIP** dated October 27, 2005, is made in accordance with **ARTICLE IX**, Section 9.3, entitled Power to Change Trustee, as provided in the Trust Agreement dated November 26, 1980.

**WITNESSETH**

**WHEREAS**, CLIFFORD O. FINDLAY and MARY JO FINDLAY, as Trustors, established the CLIFFORD O. FINDLAY AND MARY JO FINDLAY FAMILY TRUST, on November 26, 1980, and thereafter executed a Total Amendment and Restatement to the within referenced Trust Agreement on August 19, 2003; and

**WHEREAS**, MARY JO FINDLAY is now deceased, having died on August 20, 2003, leaving CLIFFORD O. FINDLAY as the surviving Trustor ("Survivor");

**WHEREAS**, pursuant to the power to change Trustees reserved to the Survivor in Section 9.3 of the Trust Agreement, CLIFFORD O. FINDLAY wishes to change Trustees.

**NOW, THEREFORE** by executing this Change of Trusteeship, the Trustor herewith makes the following changes to the Trusteeship of the CLIFFORD O. FINDLAY AND MARY JO FINDLAY FAMILY TRUST, dated November 26, 1980.

**I.**

**PURSUANT** to the Trustor's power to change the Trustees as provided in Section 9.3 of the Trust Agreement, CLIFFORD O. FINDLAY, desires to and does hereby resign as Trustee of the CLIFFORD O. FINDLAY AND MARY JO FINDLAY FAMILY TRUST, dated November 26, 1980, including the Survivor's Trust, Exemption and the Marital Trust, effective as of the 27<sup>th</sup> day of October, 2005, and hereby nominates and appoints CLIFFORD J. FINDLAY, EDWARD REED FINDLAY and KAREN KAY FINDLAY HOHL to serve as current Co-Trustees of the Trust, including the Survivor's Trust, Exemption Trust and the Marital Trust. CLIFFORD J. FINDLAY, EDWARD REED FINDLAY and KAREN KAY FINDLAY HOHL, as Trustees, shall have all powers now or hereafter conferred upon trustees by applicable state law, and also those powers appropriate to the orderly and effective administration of the Trust. Any expenditure involved in the exercise of the Trustee's powers shall be borne by the Trust estate.

II.

**ARTICLE VIII - PROVISIONS RELATING TO TRUSTEESHIP.** Section 8.1 of this Article shall be deleted in its entirety and the following shall be inserted in its stead:

"8.1 **Successor Trustee.** In the event of the death, incapacity or resignation of any of the current Co-Trustees, then the survivors or survivor of them, shall serve as the Successor Trustee(s) of all of the Trusts hereunder. In determining the incapacity of any Trustee serving hereunder, the guidelines set forth in Section 3.1 may be followed.

If no Successor Trustee is designated to act in the event of the death, incapacity or resignation of the Trustee then acting, or no Successor Trustee accepts the office, the Trustee then acting may appoint a Successor Trustee. If no such appointment is made, the majority of the adult beneficiaries entitled to distribution from this Trust may appoint a Successor Trustee."

III.

**IN ALL OTHER RESPECTS,** this Trust is hereby republished and affirmed.

IV.

**THIS CHANGE OF TRUSTEESHIP** is accepted, made, and executed by the Trustor and Trustee in the State of Nevada on the day and year first above written.

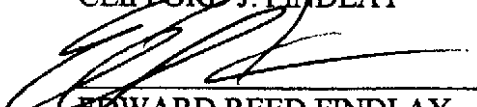
**TRUSTORS AND TRUSTEES:**

  
\_\_\_\_\_  
CLIFFORD O. FINDLAY

**ACCEPTANCE BY TRUSTEES**

We certify that we have read the foregoing within referenced Declaration of Trust and understand the terms and conditions upon which the Trust estate is to be held, managed, and disposed of by us as Trustees. We accept the Declaration of Trust in all particulars and acknowledge receipt of the Trust property.

  
\_\_\_\_\_  
CLIFFORD J. FINDLAY

  
\_\_\_\_\_  
EDWARD REED FINDLAY

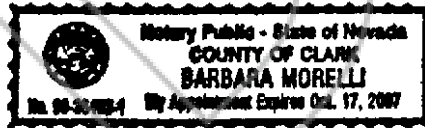
  
\_\_\_\_\_  
KAREN KAY FINDLAY HOHL

STATE OF NEVADA )  
 ) SS.  
COUNTY OF CLARK )

On October 27, 2005, before me, the undersigned, a Notary Public in and for said County of Clark, State of Nevada, personally appeared CLIFFORD O. FINDLAY, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

*Barbara Morelli*  
NOTARY PUBLIC

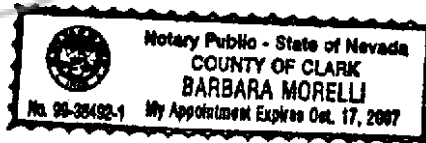


STATE OF NEVADA )  
 ) SS.  
COUNTY OF CLARK )

On October 27, 2005, before me, the undersigned, a Notary Public in and for said County of Clark, State of Nevada, personally appeared CLIFFORD J. FINDLAY, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

*Barbara Morelli*  
NOTARY PUBLIC



STATE OF NEVADA )  
 ) SS.  
COUNTY OF CLARK )

On October 27th, 2005, before me, the undersigned, a Notary Public in and for said County of Clark, State of Nevada, personally appeared EDWARD REED FINDLAY, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his

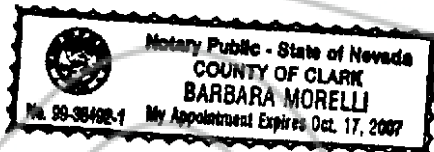


authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.

Barbara Morelli  
NOTARY PUBLIC

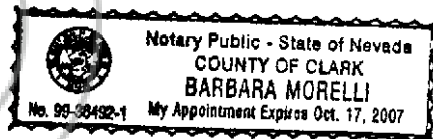
STATE OF NEVADA )  
                          ) SS.  
COUNTY OF CLARK )



On October 22, 2005, before me, the undersigned, a Notary Public in and for said County of Clark, State of Nevada, personally appeared KAREN KAY FINDLAY HOHL, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Barbara Morelli  
NOTARY PUBLIC



STATE OF NEVADA — DEPARTMENT OF HUMAN RESOURCES  
 DIVISION OF HEALTH — SECTION OF VITAL STATISTICS  
 CERTIFICATE OF DEATH

LOCAL FILE NUMBER		DECEASED—NAME First Middle Last		DATE OF DEATH (Month, Day, Year)		STATE FILE NUMBER	
1. Clifford Owen FINDLAY		2. October 30, 2005		3a. Clark		COUNTY OF DEATH	
3b. Henderson		3c. 2311 Prometheus Court		If Hosp. or Inst. indicate DOA, OP/Emer. (Specify)		SEX	
4. Male		5. White		6. Jun 19, 1919		7. Widowed	
8. Nevada		9. U.S.A.		10. 12		11. Automobile Dealerships	
12. 2311 Prometheus Ct.		13. Henderson		14. 2311 Prometheus Ct.		15. Yes	
16. Albert Henry Findlay		17. Faye Walker		18. 1 Anthem Point Ct., Henderson, Nevada 89052		19. Las Vegas, Nevada	
20. 7600 S. Eastern Ave., Las Vegas, Nevada 89123		21. Before 5:00 AM		22. NOV 01 2005		23. 5208	
24. NON-SMALL CELL LUNG CANCER		25. ACC. SUICIDE, HOM., UNDET., OR PENDING INVEST.		26. No		27. Yes	

STATE REGISTRAR

No. 323542

"CERTIFIED TO BE A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE WITH THE REGISTRAR OF VITAL STATISTICS, STATE OF NEVADA." This copy was issued by the Clark County Health District from State certified documents as authorized by the State Board of Health pursuant to NRS 440.175.

NOT VALID WITHOUT THE  
 RAISED SEAL OF THE CLARK  
 COUNTY HEALTH DISTRICT

DONALD S. KWALICK, MD, M.P.H.  
 Registrar of Vital Statistics

By: *DW*

Date Issued: NOV 02 2005

CLARK COUNTY HEALTH DISTRICT  
 625 Shadow Lane P.O. Box 3902  
 Las Vegas, Nevada 89127  
 702-383-1223  
 Tax ID# 88-0151573

BOOK 208 PAGE 55



EXHIBIT "4"

Parcel No.4 as shown by parcel map thereof on file in Book 1A of plats at Page 417, in the office of the County Recorder of Lincoln County, Nevada.

EXCEPTING THEREFROM all mines of gold, silver, copper, lead, cinnabar and other valuable minerals which may exist in said tract as reserved by State of Nevada in deed recorded April 21, 1847, in Book 0, Page 583, Real Estate Records, Lincoln County, Nevada.

COPY