

**AFFIDAVIT AS TO DEATH OF TRUSTEE  
AND APPOINTMENT OF SUCCESSOR TRUSTEE**

STATE OF OHIO, COUNTY OF MERCER, SS:

The undersigned, Neoma H. Hoying, being first duly cautioned and sworn, deposes and states as follows:

1. This Memorandum of Trust is made pursuant to Ohio Revised Code to evidence the existence of a revocable living trust agreement dated October 16, 1996 entitled the "Neoma H. Hoying Trust" (hereinafter "Trust"). Said Trust was entered into by and between Neoma H. Hoying as the Grantor and Neoma H. Hoying and George C. Hoying as Co-Trustees.

2. George C. Hoying died on January 8, 2007 a resident of Mercer County, Ohio. His estate was duly administered in the Mercer County Probate Court under Case No. 20071208.

3. By reason of the death of George C. Hoying, Neoma H. Hoying has succeeded as the sole Trustee of the Trust. Dennis H. Hoying and John A. Hoying are the Successor Co-Trustees, pursuant to First Paragraph of the Trust which states in pertinent part as follows:

The Successor Trustee shall be the surviving Co-Trustee (spouse), with DENNIS H. HOYING and JOHN A. HOYING as their Successor Co-Trustees, and with RANDY G. HOYING and JAMES L. HOYING as their Successor Co-Trustees, with the survivor thereof as the sole Successor Trustee.

4. The original of the Trust Agreement is in the possession of Neoma H. Hoying at 5940 Ft. Recovery Minster Road, St. Henry, Ohio 45883.

5. The Trust Agreement is in full force and effect. It has not been altered, amended or revoked, either in whole or in part.

6. On October 16, 1996, George C. Hoying and Neoma H. Hoying, husband and wife, as the Grantors, executed a Quit-Claim deed thereby conveying real estate to George C. Hoying and Neoma H. Hoying as Trustees of The Neoma H. Hoying Revocable Living Trust dated October 16, 1996. Said deed was duly recorded on October 22, 1996 in Volume OR17, Page 754, Mercer County Official Records, and relates to the following described real estate:

Situated in the State of Ohio, County of Mercer, and Township of Granville:

The North<sup>east</sup>west quarter (1/4) of the Northeast quarter (1/4) and the North Half (1/2) of the Southeast quarter (1/4) of the Northeast quarter (1/4 of Section Thirty-six (36), Town Seven (7) South, Range Two (2) East, containing Sixty (60) acres of land, more or less.

Tax ID #20-049900.0000  
Tax Map #11-36-200-008

DESCRIPTION  
SUFFICIENT  
FOR TAX MAPPING PURPOSES  
  
JUL 09 2008  
  
MERCER COUNTY  
TAX MAP DEPARTMENT

7. This Affidavit is executed to enable the Auditor of Mercer County, Ohio to transfer the ownership of the above-described real estate upon the Auditor's Tax Records into the name of the present owner, Neoma H. Hoying as Trustee of The Neoma H. Hoying Revocable Living Trust dated October 16, 1996.

IN WITNESS WHEREOF, this Affidavit has been executed on this 8th day of July, 2008.

Neoma H. Hoying, Trustee  
Neoma H. Hoying, Trustee

On this 8th day of July, 2008, before me a notary public in and for said County, personally came Neoma H. Hoying as Trustee of the Neoma H. Hoying Revocable Living Trust dated October 16, 1996, and acknowledged the signing thereof to be her voluntary act and deed.

Witness my official signature and seal on the day last above mentioned.

**SEAL**

Judy A. Koesters  
Notary Public  
JUDY A. KOESTERS, Atty. At Law  
NOTARY PUBLIC, STATE OF OHIO  
My Commission Has No Expiration Date  
Section 147.03 O.R.C.

**TRANSFERRED**

JUL 09 2008

MARK GIESIGE  
COUNTY AUDITOR  
MERCER COUNTY, OHIO

Exemption paragraph, conveyance fee EM  
The Grantor and Grantee of this deed have  
complied with the provisions of R. C. Sec.  
319, 202 Mark Giesige Mercer  
County Auditor.  
KP 7-9-08  
Deputy Aud. Date