



Doc No **A10590321**

Certified, filed and/or recorded on
Sep 11, 2018 2:00 PM

Office of the County Recorder
Hennepin County, Minnesota
Martin McCormick, County Recorder
Mark Chapin, County Auditor and Treasurer

Deputy 120

Pkg ID 1734310C

Attested Copy or Duplicate Original

\$2.00

Document Recording Fee

\$46.00

Document Total

\$48.00

(Top 3 inches reserved for recording data)

CERTIFICATE OF TRUST
by Individual
Minn. Stat. 501C.1013

Minnesota Uniform Conveyancing Blanks
Form 90.1.1 (2016)

State of Minnesota, County of HENNEPIN

JUDSON M. DAYTON, being
first duly sworn on oath states, or affirms under penalties of perjury, that:

1. The name of the trust, if one is given, is: JUDSON M. DAYTON REVOCABLE TRUST AGREEMENT

2. The date of the trust instrument is: OCTOBER 31, 1988

3. The name and address of each trustee empowered to act under the trust instrument at the time of execution of this Certificate of Trust is:

<u>JUDSON M. DAYTON</u>	<u>SHELLEY MYDRA DAYTON</u>
<u>825 OLD CRYSTAL BAY RD</u>	<u>2414 EMERALD TRAIL</u>
<u>WAYZATA, MN. 55391</u>	<u>MIDDETONKA, MN. 55305</u>

4. The trustees are authorized by the trust instrument to sell, convey, pledge, mortgage, lease, or transfer title to any interest in real or personal property, except as limited by the following: (if none, so indicate)

NONE

5. The number of trustees required to act is: 1

6. The trust ☐ has ☒ has not been terminated.
(check one box)

The trust instrument ☐ has ☒ has not been revoked.
(check one box)

Pursuant to Minn. Stat. 501C.1013 subd. 2:

The name of each settlor of the trust is: JUDSON M. DAYTON

The name of each original Trustee is: JUDSON M. DAYTON

Check this box ☒ if an Affidavit of Trustee, consisting of 2 pages, is attached to this Certificate of Trust.

The statements contained in this Certificate of Trust are true and correct and there are no other provisions in the trust instrument, or amendments to it, that limit (i) the powers of the trustee(s) to sell, convey, pledge, mortgage, lease, or transfer title to interest in real or personal property, or (ii) the authority of the trustees to exercise any other power identified in this Certificate of Trust.

Trustee or Settlor

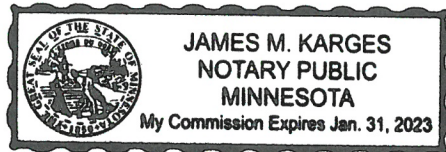
Judson M. Dayton
(signature)

(signature)

Signed and sworn to (or affirmed) before me on September 10, 2018, by Judson M. Dayton
(month/day/year)

(insert name of Trustee or Settlor making statement)

(Stamp)



James M. Karges
(signature of notarial officer)

Title (and Rank):

My commission expires:

1-31-23
(month/day/year)

THIS INSTRUMENT WAS DRAFTED BY:
(insert name and address)

George Stickney
201 East Lake Street
Wayzata, MN 55391

(Top 3 inches reserved for recording data)

AFFIDAVIT OF TRUSTEE
Regarding Certificate of Trust or Trust Instrument
Minn. Stat. 501B.57

Minnesota Uniform Conveyancing Blanks
Form 90.1.3 (2011)

State of Minnesota, County of HENNEPIN

JUDSON M. DAYTON, being first duly sworn on oath says that:

1. Affiant is the Trustee (one of the Trustees) named in:

(check one box) ☒ the Certificate of Trust or Trust Instrument to which this Affidavit is attached.
☒ the Certificate of Trust or Trust Instrument dated OCTOBER 31, 1988 and filed for record
(month/day/year)

_____ as Document Number _____
(month/day/year)

(or in Book _____ of _____ Page _____), in the

Office of the ☐ County Recorder ☐ Registrar of Titles of _____ County, Minnesota.
(check the applicable boxes)

The Certificate of Trust or Trust Instrument was executed by Affiant or another Trustee or the Grantor of the Trust and relates to real property
in HENNEPIN County, Minnesota, legally described as follows:

See Exhibit A attached

Check here if all or part of the described real property is Registered (Torrens) ☐

2. The name(s) and address(es) of the Trustee(s) empowered by the Trust Instrument to act at the time of the execution of this
Affidavit are as follows:

JUDSON M. DAYTON
825 OLD CRYSTAL BAY RD
WAYZATA, MN. 55391

SHELLEY MYORA DAYTON
8414 EMERALD TRAIL
MINNETONKA, MN. 55305

3. The Trustee(s) who have executed that certain instrument, relating to the real property described above, between JUDSON M. DAYTON AND SHELLEY MYDRA DAYTON, as Trustee(s), and THE JUDSON M. DAYTON REVOCABLE TRUST AGREEMENT dated 10/31/1988,
(month/day/year)

- (a) are empowered by the provisions of the Trust to sell, convey, pledge, mortgage, lease, or transfer title to any interest in real property held in trust; and
- (b) are the requisite number of Trustees required by the provisions of the Trust to execute and deliver such an instrument.

4. The Trust

(check one box)

- ☒ has not terminated and has not been revoked.
- ☐ has terminated (or has been revoked). The execution and delivery of the instrument described in paragraph 3 has been made pursuant to the provisions of the Trust.

5. There has been no amendment to the Trust which limits the power of Trustee(s) to execute and deliver the instrument described in paragraph 3.

6. The Trust

(check one box)

- ☒ is not supervised by any court.
- ☐ is supervised by the _____ Court of _____ County, _____. All necessary approval has been obtained from the court for the Trustee(s) to execute and deliver the instrument described in paragraph 3.

7. Affiant does not have actual knowledge of any facts indicating the Trust is invalid.

Affiant

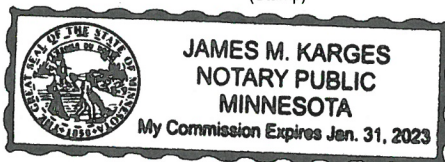
(signature)

Judson M. Dayton

Signed and sworn to before me on September 10, 2018, by Judson M. Dayton
(month/day/year)

(insert name of person making statement)

(Stamp)



(signature of notarial officer)

Title (and Rank):

My commission expires:

(month/day/year)

1-31-23

THIS INSTRUMENT WAS DRAFTED BY:
(insert name and address)

George Stickney
201 East Lake Street
Wayzata, MN 55391

Exhibit A

That part of Lot 35, In Auditor's Subdivision No. 230, Hennepin County, Minnesota, and of Government Lot 7, in Section 9, Township 117 North, Range 23 West of the 5th Principal Meridian, described as follows: beginning at a point 302.81 feet South of the North line and 462.00 feet West of the East line of said Government Lot 7; thence East parallel with the North line of said Lot 7 a distance of 462.00 feet to the East line of said Lot 7; thence North along the East line of said Government Lot 7, a distance of 302.81 feet to the Northeast corner of said lot, thence continuing North along the North and South centerline of Section 4, Township 117, Range 23, a distance of 216.7 feet to an intersection with the Easterly extension of the South line of Lot 34 in the above mentioned Auditor's Subdivision No. 230, Hennepin County, Minnesota; thence Westerly along the Southerly boundary line of said Lot 34 and extension thereof to the Southwest corner of said Lot; thence Southerly along the extension of the West line of said Lot 34 to a point 1071.18 feet Southerly measured along the West line of said Lot 34 and the extension thereof, from the Northwest corner of said Lot 34; thence Westerly deflecting 81 degrees 06 minutes to the right from the last described course, 159.66 feet; thence continuing Westerly deflecting 2 degrees 30 minutes to the right from the last described course, a distance of 124.65 feet; thence Southwesterly on a tangential curve to the left with a radius of 388.66 feet, a distance of 193.75 feet to the point of compound curve; thence Southwesterly on a tangential curve to the left with a radius of 212.81 feet, a distance of 160.52 feet; thence Southwesterly in a straight line, tangent to said last described curve a distance of 2.89 feet to the Southerly line of aforesaid Section 4; thence West along the South line of said Section, 285.29 feet, said last described point being the Southeast corner of Government Lot 1 in said Section 4; thence Southwesterly deflecting 35 degrees 17 minutes to the left from said last described course, a distance of 110.3 feet; thence Southwesterly deflecting 45 degrees 28 minutes to the left from said last described course, a distance of 115.00 feet; thence Southwesterly deflecting 21 degrees 40 minutes to the right from said last described course, a distance of 174.00 feet, more or less to the shore of Maxwell's Bay, Lake Minnetonka; thence Southeasterly along the shore of said lake to its intersection with a line running Southerly parallel with the East line of above mentioned Government Lot 7 in said Section 9, from a point bearing South 12 degrees 54 minutes 40 seconds West and distant 766.76 feet from the point of beginning, said last described course being hereinafter referred to and designated as "Line X"; thence North parallel with the East line of said Government Lot 7 to said point bearing South 12 degrees 54 minutes 40 seconds West and distant 766.76 feet from said point of beginning; thence North 12 degrees 54 minutes 40 seconds East 766.76 feet to the point of beginning said last described course being hereinafter referred to and designated as "Line Y", EXCEPTING from above described premises, the following described tract (hereinafter sometimes referred to as the "EXCEPTED TRACT") to-wit: Beginning at the same point of beginning as above described; thence North 52 degrees 03 minutes 14 seconds West, 41.75 feet; thence South 81 degrees 57 minutes 55 seconds West, 316.24 feet; thence South 26 degrees 48 minutes 53 seconds West, 556 feet, more or less to the shore of Maxwell's Bay, Lake Minnetonka; thence Southeasterly along the shore of said lake to an intersection with said "Line X" hereinabove described; thence North along said "Line X" to its intersection with "Line Y" as hereinabove described; thence North 12 degrees 54 minutes 40 seconds East along said "Line Y", 766.76 feet to the point of beginning.

For the purpose of the foregoing descriptions, the East line of the aforesaid Government Lot 7 in said Section 9, Township 117, Range 23 West of the 5th Principal Meridian, is assumed to be a due North and South line, Hennepin County, Minnesota.

PID: 09-117-23-21-0001