After the first of us dies, our Trustee shall determine the value of all of our community property in the aggregate at the time of the deceased Trustor’s death, including all of our community property held by, or otherwise distributable to this Trust, upon the deceased Trustor’s death, and all of our community property on the deceased Trustor’s death, and all of our community property held by us outside of this Trust that is not subject to disposition to this Trust upon the deceased Trustor’s death but instead is otherwise subject to disposition by will, intestacy, right of survivorship, other trust instrument, or beneficiary designation, including life insurance and retirement plan designations, one-half of the value of which shall be referred to as the *surviving Trustor’s share of our community property*, and the other one-half of the value of which shall be the *deceased Trustor’s share of our community property*.

Our Trustee shall then distribute into a trust, know as the Marital Trust, and all of the *surviving Trustor’s separate trust property* held by this Trust and the *surviving Trustor’s share of our community property* to the extent the *surviving Trustor’s share of our community property* has not, and will not be, distributed to the Surviving Trustor otherwise than through this Trust as a result of the deceased Trustor’s death, whether by will, another trust, intestacy, right of survivorship, or beneficiary designation, including life insurance and retirement plan beneficiary designations, which share of the trust property shall be referred to herein as the *surviving Trustor’s trust property* and shall be administered and distributed as provided in Article Eight. The remainder of the trust property shall then be referred to herein as the *deceased Trustor’s trust property*, which shall be distributed as provided in Article Seven.