JESSE DAVID HEISLER IRREVOCABLE TRUST

Dated December 30, 2010, as amended

RESIGNATION and APPOINTMENT OF SUCCESSOR TRUSTEE BY

CO-TRUSTEES NOW SERVING

WHEREAS, the Jesse David Heisler Irrevocable Trust dated December 30, 2010 (the “Trust”) was created by Joy Zeeb Brinton (f/k/a Joy Heisler-Brinton) and Brett Brinton and funded with interests in a single closely held company that Joy and Brett had founded, and

WHEREAS, Brett Brinton served as principal administrator and record keeper of the Trust until his unexpected death in 2020, with the Trust liquidating the shares of the closely-held company during Brett’s administration, and

WHEREAS, the current Co-Trustees have served together since Christine Jarman was appointed as successor Co-Trustee upon Brett A. Brinton's passing, and

WHEREAS, the Co-Trustees now wish to resign and appoint Jesse David Heisler as Trustee of the Trust;

IT IS HEREBY agreed as follows:

1. Intent. By this document, it is the intent of Joy Zeeb Brinton and Christine M. Jarman to resign as Trustees of the Trust and to appoint Jesse David Heisler as successor Trustee.

1. Nonjudicial Binding Agreement. By the agreement of all parties to the Trust, a Nonjudicial Binding Agreement resolving issues related to trust administration was signed and filed in Cause No. 20-4-06916-4 SEA in the Superior Court of Washington on the 23rd day of November, 2020 (“Agreement”). The Agreement replaced Section 7.1 of the Trust as follows:

Section 7.1. Appointment of Successor Trustee. In the event that a Trustee is at any time unable or unwilling to act as Trustee of the Trust, then before resigning they shall have the power to appoint a successor Trustee to replace themselves. Any such successor Trustee appointed hereunder shall, to the extent reasonably possible, know and be familiar with the Trust beneficiary and his financial needs, shall have a good reputation in the community, shall have no criminal records, and shall be familiar with and agree to carry out the role of a Trustee and to act at all times as a fiduciary for the sole benefit of the Trust beneficiary. In the event that no successor Trustee is named by a resigning Trustee, the remaining Trustee shall have the power to appoint a successor Trustee. In the event there is at any time a single Trustee of the Trust and such Trustee resigns or is otherwise unable or unwilling to continue to serve, and such Trustee fails to appoint a successor Trustee, the Trust beneficiary, if age 18 or older, shall be entitled to name a successor Trustee (other than themselves) having the same qualifications as described herein, and such successor Trustee shall name an additional Trustee to serve with the Trustee appointed by the beneficiary.

Any Trustee or successor Trustee may act without bond and shall have all of the powers, rights and duties of the initial Trustees. The beneficial interests of any beneficiary hereunder shall not be subject to claims of his or her creditors or others, nor to legal process, and shall not be voluntarily or involuntarily assigned alienated or encumbered.

1. Resignation and Appointment. In accordance with the Trust, Section 7.1, and with RCW 11.98.039, Joy Zeeb Brinton and Christine M. Jarman do hereby resign, without judicial proceedings, as Trustees. Joy Zeeb Brinton and Christine M. Jarman appoint Jesse David Heisler (“Jesse”) as Successor Trustee. This Resignation and Appointment of Successor Trustee shall be effective as of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2025, and upon the event of signatures of Joy Zeeb Brinton, Christine M. Jarman and Jesse David Heisler on this document. No notice of this resignation and appointment is required under Title 11 RCW. No Notice is required to be sent to Jesse, as the Trust beneficiary, as he is the appointed Successor Trustee.
2. Release and Hold Harmless. Each of the parties, namely Joy Zeeb Brinton and Christine M. Jarman, the resigning Co-Trustees, and Jesse David Heisler, the Trust beneficiary and the appointed Successor Trustee, mutually release and hold harmless each other from any and all claims relating to the administration of the Trust, claims from third parties against the Trust including tax or other claims from governmental or private parties, the distribution of the Trust, and any claims the parties may have against each other arising out of the administration of the Trust.
3. This release extends to and inures to the benefit of the parties hereto and their heirs, representatives, attorneys, successors, transferees and assigns.
4. No formal accounting shall be required of the resigning Trustees and the parties acknowledge that adequate financial information has been provided to and shared with the beneficiary as of the execution of this Resignation and Appointment.
5. The parties represent and warrant that they have full right, power and authority to enter into these releases, that they own or have the right to release each and all of the claims that they purport to release, and that they have not transferred any interest in any claim to any third party.
6. The parties represent, warrant and agree: (a) that they understand they are releasing potentially unknown claims, (b) that these releases are fairly and knowingly made, (c) that they are aware that they have limited knowledge with respect to certain of the released claims, and (d) that the parties specifically allocate the risk of any mistake by any party in entering into this Resignation and Appointment to the party or parties who later claim they were mistaken. The parties fully understand that this provision regarding the release of claims provides that each party will, effective upon execution hereof, release all of their rights to make claims against any other party to this Resignation and Appointment, whether such claims are known or unknown.

5. Miscellaneous.

a. The laws of the State of Washington shall govern this Resignation and Appointment of Successor Trustee.

b. This Resignation and Appointment of Successor Trustee may be signed in counterparts, each of which shall constitute a duplicate original. To facilitate execution, duplicate signature pages may be executed by the parties with the same force and effect as if all of the parties signed on the same pages. Electronically transmitted signatures shall have the same force and effect as an original signature.

c. This Resignation and Appointment shall be binding upon and inure to the benefit of the parties, their heirs, successors in interest, and any others as may claim through them.

d. Each of the parties acknowledges that he or she has been afforded the opportunity to seek independent legal advice prior to signing this Resignation and Appointment of Successor Trustee.

This Resignation and Appointment of Successor Trustee is hereby executed and agreed to by and among the parties.

**JESSE DAVID HEISLER IRREVOCABLE TRUST:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By: Joy Zeeb Brinton, Co-Trustee Dated

STATE OF WASHINGTON )

) ss.

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_\_ )

I certify that I know or have satisfactory evidence that Joy Zeeb Brinton is the person who appeared before me and acknowledged that she signed this instrument, and on oath stated that she is authorized to execute the instrument and acknowledge it as a Co-Trustee of the Jesse David Heisler Irrevocable Trust to be the free and voluntary act of such party for the uses and purposes mentioned in this instrument.

Dated: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NOTARY PUBLIC in and for the state of Washington

Residing at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

My commission expires:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**JESSE DAVID HEISLER IRREVOCABLE TRUST:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By: Christine M. Jarman, Co-Trustee Dated

STATE OF WASHINGTON )

) ss.

COUNTY OF KING )

I certify that I know or have satisfactory evidence that Christine M. Jarman is the person who appeared before me and acknowledged that she signed this instrument, and on oath stated that she is authorized to execute the instrument and acknowledge it as a Co-Trustee of the Jesse David Heisler Irrevocable Trust to be the free and voluntary act of such party for the uses and purposes mentioned in this instrument.

Dated: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NOTARY PUBLIC in and for the state of Washington

Residing at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

My commission expires:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ACKNOWLEDGED and AGREED:**

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Jesse David Heisler, Trust Beneficiary Dated

STATE OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

) ss.

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_ )

I certify that I know or have satisfactory evidence that Jesse David Heisler is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

SUBSCRIBED AND SWORN to before me on , 2025.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NOTARY PUBLIC in and for the state of \_\_\_\_\_\_\_\_\_\_

Residing at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

My commission expires:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ACCEPTANCE OF APPOINTMENTAS TRUSTEE OF THE**

**JESSE DAVID HEISLER IRREVOCABLE TRUST**

**Dated December 30, 2010, as amended:**

I, Jesse David Heisler, the named Trustee pursuant to the Appointment of Successor Trustee by Joy Heisler Zeeb Brinton and Christine M. Jarman, the current acting Co-Trustees of the Jesse David Heisler Irrevocable Trust, dated December 30, 2010, as amended, hereby accepts the appointment of Trustee of the Jesse David Heisler Irrevocable Trust, dated December 30, 2010. I acknowledge that my appointment as Trustee shall be effective as of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

SIGNED and DATED this day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2025.

Jesse David Heisler, Appointed Successor

Trustee

STATE OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

) ss.

COUNTY OF \_\_\_\_\_\_\_\_\_\_\_ )

I certify that I know or have satisfactory evidence that Jesse David Heisler is the person who appeared before me and acknowledged that he signed this instrument, and on oath stated that he is authorized to execute the instrument and acknowledge it as the named Successor Trustee of the Jesse David Heisler Irrevocable Trust to be the free and voluntary act of such party for the uses and purposes mentioned in this instrument.

SUBSCRIBED AND SWORN to before me on , 2025.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

NOTARY PUBLIC in and for the state of \_\_\_\_\_\_\_\_\_\_

Residing at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

My commission expires: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_