TOGETHER with all and singular the Rights, Members, Hereditaments and Appurtenances to the said Premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the Premises before mentioned unto the said CLYDE L. MILLER, as Trustee under Agreement and Declaration of Trust, dated June 30, 1955, by and between Jack K. Wherry and Elizabeth F. Wherry, as Donors, and Clyde L. Miller as Trustee, his successors and assigns, in accordance with all the provisions of said Agreement and Declaration of Trust.

Said Agreement and Declaration of Trust specifically provides, in addition to the other powers therein conferred upon the Trustee thereunder, that such Trustee shall have the power:

To sell, resell, exchange, re-exchange, convey, reconvey, assign or otherwise dispose of, all or any portion of the property forming the Trust Estate (which includes the property hereinabove described);

To manage, operate, repair, rebuild, mortgage, rent and lease for such periods and upon such terms as the Trustee may deem best, any real estate at any time held as a part of said Trust Estate;

To invest in, and borrow money for, improvements to real estate held as a part of said Trust Estate, either separately or jointly with others, where there is joint ownership of said property, whenever in the judgment of the Trustee such improvements are desirable and expedient to protect or preserve the property or to secure or retain desirable tenants or to increase the rentals; and

To include in any bill of sale, deed or lease, executed pursuant to the powers therein granted, a provision to the effect that the purchaser grantee, or lessee, as the base may be, shall not be responsible for the application of any proceeds paid to the Trustee in connection with any such sales or leases made by him.

Said Agreement and Declaration of Trust furtherprovides that if Clyde L. Miller shall die, resign or for any other reason cease to act, Elizabeth F. Wherry shall be the Successor Trustee with all of the powers above mentioned.