

This instrument prepared by and please return to:  
JONES & FLOWERS  
P.O. Box 947  
Niceville, FL 32588  
(850) 729-7440

Instr # 2628420 BK: 2931 PG:4414, Page 1 of 2  
Recorded 04/15/2010 at 02:42 PM,  
RECORDING: \$10.50 RECORDING ARTICLE V: \$8.00

DEPUTY CLERK LALLABAUGH  
DON W. HOWARD CLERK OF COURTS OKALOOSA COUNTY, FL

Tax I.D. #

2363 650  
Recorded in the Above  
DEEDS Book 8 Page  
04-26-2010 11:43:59 AM  
Bill English - Probate Judge  
Pee County, AL

\*\*\*\*\*[space above for recording information]\*\*\*\*\*

### DECLARATION OF TRUST OWNERSHIP

The undersigned hereby declare that, solely as Trustees of and for the benefit of THE JEFFREY A. WAITS and LYNDA WAITS REVOCABLE TRUST, a revocable trust existing under a certain trust agreement executed on the 13<sup>th</sup> day of April 2010, by JEFFREY A. WAITS and LYNDA WAITS, as grantors and JEFFREY A. WAITS and LYNDA WAITS as the initial trustees, they are, pursuant to the provisions of such trust agreement holding, and will hold, solely and exclusively for and on behalf of said trust, any and all properties of all kinds whether presently owned or hereafter acquired (regardless of the means by which acquired), including, but not limited to the following:

- a. All personal property, tangible and intangible, wherever located, excluding individual retirement accounts;
- b. All incidents of ownership as to any checking account, savings account, mutual fund account or similar financial arrangement; and
- c. All real property or incidents of ownership thereto;

which now and at any time after the date of this instrument are registered in their names with right of survivorship (whether that survivorship aspect is specifically mentioned in the title or is implied in law by the circumstances and regardless of whatever variation of her name may be employed) or their individual names.

The undersigned hereby further affirm and declare that, from and after the date hereof;

1. All properties of any kind, excluding individual retirement accounts, appearing to be owned by them are in fact held and will be held solely and exclusively for and on behalf of said trust as true owner (subject to any and all instructions from the then trustees of said trust);
2. They will not hold title to any properties in their individual names except those which in fact belong to said trust;
3. Any and all properties now or hereafter held by them in their individual names shall and will belong to said trust and not to the undersigned.
4. Except to the extent of beneficial interests provided to them under the terms and provisions of said trust agreement (as now written and as may in the future be amended), they have and shall have no personal interest in any properties now or hereafter held in their individual names; and
5. All liabilities which relate in any way to the acquisition of or which are a lien upon any of the properties governed by this Declaration, whether such liabilities are in their name, shall be borne by the trust which thus owns properties.
6. The aforementioned trust agreement and all amendments thereto shall contain the following provisions:

"Notwithstanding any provision to the contrary contained herein and in all events, Grantors shall be entitled during their lifetimes to reside upon any real property placed in trust hereunder as Grantors'

20121106000426480 1/2 \$15.00  
Shelby Cnty Judge of Probate, AL  
11/06/2012 11:18:59 AM FILED/CERT



permanent residence, it being the intent of this provision to grant to Grantors the requisite beneficial interest and possessory right in and to such real property to comply with §196.041 of the Florida Statutes for the purpose of homestead exemption from ad valorem taxes and for no other purpose, such that said beneficial interest and possessory right shall constitute in all respects equitable title to real estate as that term is used in Section 6, Article VII of the Constitution of the State of Florida. Notwithstanding anything contained herein to the contrary, the interest of the Grantors in any such real property shall be deemed to be an interest in real property.

This Declaration of exclusive trust ownership and waiver of interest is intended to be and shall be binding upon the undersigned's heirs, administrators, executors and assigns and shall be revocable only by written instrument executed by one (1) or more of the then trustee(s) of said trust (with or without indicating such fiduciary capacity) with all of the same formalities as accompanied the execution of this instrument.

This Declaration is intended to revoke all prior declarations of ownership, if any, with respect to any and all properties governed by this declaration, whether executed by the undersigned.

For purposes of this Declaration, singular pronouns shall include the plural and masculine pronouns shall include the feminine. The term "person" or "persons" shall be defined as an individual, partnership, corporation or any other entity recognized by law.

This Declaration shall be governed by and construed in accordance with the laws of the State of Florida and if any litigation should arise as breach of this Agreement, venue shall lie in Okaloosa County, Florida.

The declarant hereby incorporates by reference and agrees to be bound by all other representations and covenants as set forth in said trust, not in conflict with the representations and covenants set forth herein.

IN WITNESS WHEREOF, the declarant hereto has hereunto set their hands on the date set forth below.

Signed, sealed and delivered  
in the presence of:

Witness: Michael A. Jones

Witness: Kelly L. Dempsey

Witness: Michael A. Jones

Witness: Kelly L. Dempsey

Jeffrey A. Waits  
JEFFREY A. WAITS

Lynda Waits  
LYNDA WAITS

DFE Deed Tax 0.50  
REC Recording Fee 11.00  
Total Fees: \$ 11.50

STATE OF FLORIDA  
COUNTY OF OKALOOSA

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of April 2010, by JEFFREY A. WAITS and LYNDA WAITS, who are personally known to me.

Anjanette Pauline Privett  
NOTARY PUBLIC

