

Office of the Minnesota Secretary of State Business Trust | Original Filing

Minnesota Statutes, Chapter 318



NOTE: Business Trusts are now filed as Official Documents of the State. There is no fee for filing these documents. Please review Minnesota Statute Chapter 318 prior to filing any documents. See Page 2 for Minnesota Statutes 318.01-318.06, or, <https://www.revisor.mn.gov/statutes/?id=318>

1. **Name of Trust:** (Required) 210 Auto
2. **Home Jurisdiction:** (Required) CARLTON County
3. **Complete Registered Office Address & Agent in Minnesota** (Required):
 - a. Agent Name: BRIAN Keith HALUPTZOK
 - b. Address: 2369 Highway 210
 - c. City, State, Zip: Cloquet, MN. 55720
4. **Trustees** (Minimum 2 Required for Minnesota Trusts):
 - a. Trustee: Brian Keith HALUPTZOK
 - b. Trustee: Lu Ann MAANUIM
 - i. Attach additional sheets if necessary.
5. **Declaration of Trust Information** (Required) –
 - a. Attach a Copy of the Trust
 - b. Attach a Declaration by a Trust Official that the copy submitted is a true copy
6. **Documentation for Non-Minnesota Trusts.**
 - a. In addition to the above, attach a Certificate of Existence or Status from the Home State authenticating the prior filing of the trustees.
7. **This Trust is:** Perpetual Not Perpetual and expires _____
8. **This Trust has been approved by the Commissioner of Commerce to transact the business of insurance**
 No Yes, and a copy of the Approval of the Commissioner of Commerce is attached.



I certify that the documents filed constitute a true and correct copy of the "declaration of trust" in accordance with Minnesota Statutes 318.02.

Brian Haluptzok
Signature

_____ Date

List a name, e-mail address, and daytime telephone number of a person who can be contacted about this form:

BRIAN Keith HALUPTZOK carsauto2277@AOL.com 218-390-7558
Name e-mail address Telephone Number

All of the information on this form is public. Minnesota law requires certain information to be provided for this type of filing. If that information is not included, your document may be returned unfiled. This document can be made available in alternative formats, such as large print, Braille or audio tape, by calling 651-296-2803/voice. For a TTY/TTD (deaf and hard of hearing) communication, contact the Minnesota Relay Service at 1-800-3529 and ask them to place a call to 651-296-2803. The Secretary of State's Office does not discriminate on the basis of race, creed, color, sex, sexual orientation, national origin, age, marital status, disability, religion, reliance on public assistance or political opinions or affiliations in employment or the provision of service.

153170

DECLARATION OF TRUST

IN THIS YEAR OF THE LORD TWO THOUSAND FIFTEEN, This agreement and Declaration of Trust has been established by; Brian Keith Haluptzok and Lu Ann Maanum (hereinafter referred to as the Organizers) who reside at; 2369 Highway 210, Cloquet, MN 55720. They have joined themselves together in these presents in an effort set forth pursuant to the provisions of this Declaration of Trust.

ARTICLE I

The Business Trust name shall be:

210 Auto



ARTICLE II

The full name and street address of the registered agent for service of process:

210 Auto

Brian Keith Haluptzok
2369 Highway 210
Cloquet, MN 55720

ARTICLE III

Organizer(s) of the 210 Auto Business Trust are as follows:

Brian Keith Haluptzok (Organizer)
Lu Ann Maanum (Organizer)

ARTICLE IV

The Organizers of the Business Trust have appointed Brian Keith Haluptzok and Lu Ann Maanum to serve as Trustee(s) until resignation, incapacity or death.

ARTICLE V

The commencement date of this trust is 17 Day of April, 2015, and, shall be perpetual thereafter.

ARTICLE VI

As Trustee(s) of the property transferred to this Business Trust, In which is organized under the CHAPTER 318 of the Corporation laws of Minnesota, we do hereby agree and declare that by the provisions contained herein we purpose ourselves together to enable the Trustee(s) to receive, hold manage the property of the Trust. The Trustee(s) declare that all property that is received held or hereafter acquired for the acquired for the Trust shall be assets of the Trust. All income and profits therefrom shall be managed, administered, received, collected, disposed of or distributed by the Trustee(s) or the Successor Trustee(s). Distributions from the Trust maybe used to reimburse the Trustee(s) for their management fees or to cover any expenses of the Trust. Any distributions made by the Successor Trustee(s) to the Beneficial shareholders must be distributed in the proportion to the total shares that are outstanding.

ARTICLE VII

The Business Trust shall have the power in its name to conduct in this state and elsewhere the business to be engaged in by the Business Trust. The trust may contract, enter into obligations and perform any necessary or incidentals to the transactions of its business or expedient for the attainment of the purpose.

ARTICLE VIII

The Business Trust can acquire including by will or by gift, purchase, sell, contract for hold, lease, mortgage, encumber, convey, transfer, or otherwise deal in the dispose of real and personal property within or without the state by and

through its officers, agents or in any amendments. All deeds, contracts, mortgages and other legal instruments heretofore or hereafter acquired by or executed by such association, and whether or not recorded in the office of the register of deeds or deeds filed in the office of register of titles, shall have if executed, or recorded or filed in the said office, as in the case of corporations.

ARTICLE IX

The Business Trust may adopt, use, and, at will, alter a business trust seal, but failure to affix the business trust seal, if any, shall not affect the validity of the instrument.

ARTICLE X

The beneficial interests in this Business Trust shall be divided into Certificates of the Shares of the par value of \$100.00 per share of interest. The Trustee(s) may, within the designated class of shareholders who may qualify to be the holders of Certificate of shares, provide for such shareholders to sell or exchange such shares for such sums or other consideration, and on such terms, as they may deem expedient. Trustee(s) shall issue or cause to be issued to subscribers for or purchasers of such shares, Certificates of Shares in such form as the Trustee(s) deem proper to evidence the beneficial interests of such owners. The Certificates of Shares shall be personal property and may entitle owners thereof to participate in dividends and other distributions of income or profits in the proportion which the number of shares of each owner bears. This is proportion to the total number of shares issued and outstanding, unless otherwise agreed to at the time of issuance.

ARTICLE XI

Any Trustee(s) hereunder may acquire, hold and dispose of shares in this Business Trust to the same extent and in the same manner as if he or she were not a Trustee and without affecting in any way their status or power. All certificates of Shares shall bear on the face thereof a disclosure statement stating that such certificates are limited to transfer and its members are designated as the beneficial interests as is defined by the Trustee(s). In the event of death or the desire to dispose of the same, such can only take place in accordance with the regulations of the Business Trust as established by said Trustee(s).

ARTICLE XII

The Trustee(s) may incorporate different aspects of the Business Trust enterprise in states it may choose to do business in and such stock may be owned by the Business Trust the same as an individual or corporation. The Business Trust may join and belong to such marketing associations, cooperatives or business and/or trade organizations as it deems necessary to accomplish the purposes of the business enterprise. The Trustee(s) shall administer and perform the business of the Business Trust in accordance with the powers conferred upon such entity by Minnesota Statute Chapter 318, and as otherwise provided in this Declaration of Trust. The Trustee(s) may provide for the operation of the Business Trust under the by-laws and/or regulations as the Trustee(s) deem appropriate.

ARTICLE XIII

The Certificate of Shares may be passed by will or by descent avoiding probate and one of the purposes of this Business Trust may be to provide a method of estate planning and orderly continuation of the business enterprises or property ownership via this Business Trust. Owners of the Certificate of Shares shall not be able to mortgage, encumber or otherwise pledge the shares or the beneficial interest it represents in the trust estate without the express written consent of the Trustee(s). Any such Certificates shall contain an expressed disclosure statement.

ARTICLE XIV

The liability of the Trustee(s) of this Business Trust enterprise shall be limited to the same extent as the liability of officers of Corporations. The liability of the owners of Certificates of Shares shall be limited to the same extent as the liability of stockholders of Corporations.

ARTICLE XV

The number of Trustee(s) shall be not less than one nor more than seven. The initial Trustee(s) shall be as shown on the last of this Declaration of Trust. They shall hold such office of Trustee(s) until their successors shall be appointed due to death, permanent disability or resignation. Successor Trustee(s) shall be appointed by the surviving Trustee(s) and/or may be designated by the Last Will

and Testament as determined by said Trustee(s). If such provision for replacement of Trustee(s) is inoperative, new Trustee(s) shall be determined by a vote of 60% of the ownership interests of Certificate of Share owners. Compensation of the Trustee(s) shall be determined by the Trustee(s) as a part of governing and administering the Business Trust.

ARTICLE XVI

Any act by the Trustee(s), or by the officers or agents of the Business Trust under authority from the Trustee(s), officers or agent, be conclusively deemed to be within the purpose of this Business Trust and within the powers of the Trustee(s). No Trustee(s), Beneficiaries or shareholders shall be liable for any act or omission whatsoever of any other Trustee(s) or of any officer, agent or servant (employee) of the Business Trust pursuant to Minn. Stat. 318.02 subd.4. No Trustee(s) shall be required to give any bond or surety to secure the performance of any duties under this Business Trust.

ARTICLE XVII

The Trustee(s) shall have absolute and exclusive control over the management and disposition thereof. The Trustee(s) also have the absolute and exclusive power and control over the management and conduct of the business affairs of the Business Trust, free from any power or control by the shareholders. Trustee(s) are authorized to take such action as they deem proper to carry out the purposes of the Business Trust and may hold, manage, deal with and dispose of any Real and Personal property and perform the business of the Business Trust and its various enterprises in the same manner as if they were the absolute sole proprietor thereof.

ARTICLE XVIII

The Trustee(s) whom were also the Organizers, did in fact occupy the premises at the time of assessment shall have a Life Estate to reside in the dwelling house and are entitled to have property classified as homestead.

ARTICLE XIX

The Business Trust may be amended or any amendments thereto by the Trustee(s). A true and correct copy shall be sworn to in the same like manner as filing of the original Declaration of Trust. A filing fee and a amended original of the Declaration of Trust must be filed in the Secretary of State office. All amendments shall become effective at the time of said filing. When such copy of the Declaration of Trust and any amendments thereto shall have been filed in the office of the Secretary of State, it shall constitute public notice as to the purpose and manner of the business to be engaged in by such association.

ARTICLE XX

On termination of this Business Trust for any cause, the Trustee(s) shall liquidate the assets of the Business Trust, wind up its affairs and dispose of its property and assets at public or private sale, and after discharging all legal obligations of the Business Trust, shall distribute the proceeds among the shareholders in proportion to their interests. The Trustee(s) shall continue to act until such duties have been fully performed. For these purposes, this perpetual trust shall be considered to be a revocable Trust.

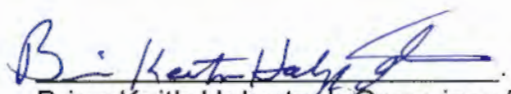
ARTICLE XXI

The undersigned Trustee(s) and the future Successor Trustee(s) shall not be personally held liable for any trust obligations unless he or she exempts themselves from this liability by contract. The undersigned Trustee(s) and the Successor Trustee(s) shall perform in a representative capacity as Trustee(s) for the Business Trust itself, not as an individual or individuals.

CERTIFICATION

I, the undersigned Chairman of the Trustee(s), being duly sworn, certify that the within and forgoing five (5) pages including this page of the DECLARATION OF TRUST, is a true and correct original adopted by the Organizers. The Trustee(s) who executed the same as a voluntary act and for the purpose of establishing said DECLARATION OF TRUST for the formation of a Business Trust pursuant to Minnesota Statue Chapter 318 an in accordance with the provisions thereof contained in said DECLARATION OF TRUST.

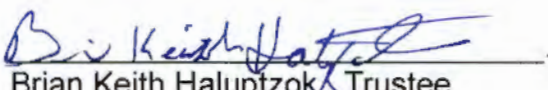
SWORN to on this 17 day of April 2015.

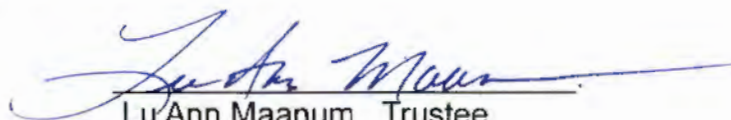

Brian Keith Haluptzok, Organizer /Trustee


Lu Ann Maanum/Trustee

TRUSTEE APPOINTMENT

The Organizers have appointed Brian Keith Haluptzok and Lu Ann Maanum to serve as Trustee(s). By affixing their signature below, they agree to serve as Trustee(s) until resignation, incapacity or death. The main business address of the 210 AUTO Business Trust shall be the address of the Chairman of the Trustee(s), unless designated differently by said Trustee(s).



Brian Keith Haluptzok, Trustee


Lu Ann Maanum, Trustee

ACKNOWLEDGEMENT BY NOTARY PUBLIC

On the date shown below, before me a notary public, personally appeared the above named Organizers and Trustees, who certified that the foregoing DECLARATION OF TRUST consisting of 5 pages, including this page, is a true and correct original of the DECLARATION OF TRUST.

Sworn to before me on this 17 day of April 2015.


ANN T. GRIBBLE
Deputy Auditor, Washington County, Minnesota
Notarial Officer (ex-officio notary public)
My term is indeterminate
Notary Public
