

The Marian D.H. Sylvester Trust

Appointment of Trustee

Reference is made to The Marian D.H. Sylvester Trust created by Marian D.H. Sylvester (the "Donor") by instrument of trust dated June 24, 1965, as amended on July 13, 1965 (the "Trust"), of which Clayton S. Robinson was Trustee.

WHEREAS, Clayton S. Robinson died on or about March 10, 2020;

WHEREAS, ARTICLE ELEVEN of the Trust names Old Colony Trust Company to serve as Trustee if Clayton S. Robinson ceases to serve as Trustee;

WHEREAS, after several names changes and mergers, Old Colony Trust Company is now known as Bank of America, National Association;

WHEREAS, Bank of America, National Association, has declined to serve as Trustee of the Trust;

WHEREAS, the Trust does not name any further successor Trustees or method of appointing successor Trustees;

WHEREAS, Paragraph (c)(2) of Section 704 of the Massachusetts Uniform Trust Act states that when there is a vacancy in Trustee and the Trust does not name any further successors, a successor Trustee shall be appointed by unanimous agreement of the qualified beneficiaries;

WHEREAS, upon the death of Clayton S. Robinson, the qualified beneficiaries of the Trust are listed in ARTICLE SIX;

WHEREAS, Mount Pleasant Cemetery is the qualified beneficiary described in Paragraph (2)(xi) of ARTICLE SIX of the Trust, who will receive 1% (4% of 25%) of the remaining trust assets;

NOW THEREFORE, the Mount Pleasant Cemetery appoints Deborah L. Lincoln of Lunenburg, Massachusetts, to serve as Trustee of the Trust.

Executed on _____, 2020.

Mount Pleasant Cemetery

By: _____
Its: _____