

DEPARTMENT: Administration

BY: Rick Benson
PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION:

Accept the donation from the Mathilde K. Stroming 2001 Living Trust; Authorize the Chairman of the Board of Supervisors to sign the Acknowledgement of Receipt and the Consent to Supplemental Account upon Final Distribution and Waiver of Objection form. The Mariposa County Library has received a monetary donation of \$3,720.24 from the Mathilde K. Stroming 2001 Living Trust as a final distribution. As a condition of accepting the funding, the estate requires that the Acknowledgement of Receipt and Consent to Supplemental Account upon Final Distribution and Waiver of Objection forms be signed.

No budget action is required at this time as there is no current intent to spend these funds between now and June 30, 2011. A fund was established for the receipt of the previous donation and these monies will be deposited into this fund (#430 - Library Donation) and be included in the Fiscal Year 2011-12 Requested Budget.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On January 11, 2011, the Board accepted the initial monetary donation of \$382,583.49 from the Mathilde K. Stroming 2001 Living Trust; adopted a Resolution recognizing Mathilde "Tillie" Stroming for her lifelong service to Mariposa County; and authorized the Chairman of the Board of Supervisors to sign the Acknowledgment of Receipt and the Consent to Supplemental Report of Trustee and Waiver of Objection forms.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

| | | |
|---|---------------------|--|
| Financial Impact? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Current FY Cost: \$ | Annual Recurring Cost: \$ |
| Budgeted In Current FY? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Partially Funded | | |
| Amount in Budget: \$334,634 | | List Attachments, number pages consecutively |
| Additional Funding Needed: \$-0- | | Acknowledgement of Receipt |
| Source: | | Consent to Supplemental Account upon Final |
| Internal Transfer _____ | | Distribution and Waiver of Objection |
| Unanticipated Revenue _____ 4/5's vote | | |
| Transfer Between Funds _____ 4/5's vote | | |
| Contingency _____ 4/5's vote | | |
| <input type="checkbox"/> General <input type="checkbox"/> Other | | |

CLERK'S USE ONLY:

Res. No.: 11247 Ord. No. _____
 Vote - Ayes: 5 Noes: _____
 Absent: _____
 Approved _____
 Minute Order Attached No Action Necessary

COUNTY ADMINISTRATIVE OFFICER:

Requested Action Recommended
 No Opinion
 Comments: _____

The foregoing instrument is a correct copy of the original on file in this office.
 Date: _____
 Attest: MARGIE WILLIAMS, Clerk of the Board
 County of Mariposa, State of California
 By: _____
 Deputy

CAO: RB
MA


MATHILDE K STROMING 2001 LIVING TRUST
CAROL ANN TEDROW TRUSTEE
P.O. BOX 451
MARIPOSA, CA 95338

90-4021/1211

131

Date 5/16/11

Pay to the Order of Mariposa County Library \$3720.24

Three thousand seven hundred twenty and 24/100 Dollars  Security Features Included. Check on Back

TELEPHONE: (209) 722-8081
FACSIMILE: (209) 722-5957

 WESTAMERICA BANK

MERCED OLIVE OFFICE 1-800-848-1088
490 W. OLIVE AVENUE
MERCED, CA 95348

For Final distribution Carol Tedrow MP

⑆ 1211402181013100158994186 ⑈

Mariposa County Library
4978 Tenth Street
P. O. Box 106
Mariposa, CA 95338

5-20-11.
Check given to
Keith Williams to
hold until BOS approves.

RECEIVED
MAY 19 2011
MARIPOSA CO. COUNSEL

Attn: Janet Chase-Williams
County Librarian

RE: Mathilde K. Stroming 2001 Living Trust
Carol Tedrow, Trustee

Dear Ms. Chase-Williams:

Enclosed please find check no. 131 from the Mathilde K. Stroming 2001 Living Trust payable to the Mariposa County Library in the sum of \$3,720.24 as final distribution of your share of the remainder of the trust estate.

You are not authorized to keep, negotiate, or use these funds unless and until you have signed and returned the enclosed Acknowledgment of Receipt and Consent to Supplemental Account Upon Final Distribution and Waiver of Objection to my office. Together with those documents is the Supplemental Account Upon Final Distribution, setting forth the final expenditures and distribution.

If you have any questions regarding any of these documents, please contact me. Thank you for your continuing cooperation in the administration of this Trust.

Very truly yours,

CURRY AND CURRY

By



THOMAS M. CURRY

TMC/mw

Encls.

cc: Carol Tedrow, Trustee

1 CURRY AND CURRY

(SPACE BELOW FOR FILING STAMP ONLY)

2 ATTORNEYS AT LAW
3 BEN CURRY - STATE BAR #22202
4 THOMAS M. CURRY - STATE BAR #155742
5 530 WEST 21ST STREET
6 POST OFFICE BOX 2287
7 MERCED, CALIFORNIA 95344-0287
8 TELEPHONE (209) 722-8081

9 Attorneys for Trustee CAROL TEDROW

10 SUPERIOR COURT OF CALIFORNIA

11 COUNTY OF MERCED

12 In re) CASE NO: P-26633
13)
14 MATHILDE K. STROMING 2001) ACKNOWLEDGMENT OF RECEIPT
15 LIVING TRUST Under Agreement)
16 dated AUGUST 31, 2001)
17)

18 _____
19 Receipt is hereby acknowledged of payment of the sum of
20 \$3,720.24 paid by check no. 131 from Carol Tedrow as Trustee of
21 the MATHILDE K. STROMING 2001 LIVING TRUST, as and for
22 distribution in full satisfaction of the final distributive share
23 of the undersigned from said trust.

24 Dated: ~~May~~ ^{June} 7, 2011.

25 MARIPOSA COUNTY LIBRARY

26 By Jim Allen
27 [signature]

28 _____
29 Jim Allen Board Chair
30 [print name and title]

**Consent to Supplemental Account Upon
Final Distribution and Waiver of Objection**

The undersigned residuary beneficiary under the Mathilde K. Stroming 2001 Living Trust has received the Supplemental Account Upon Final Distribution from the Trustee dated May 16, 2011, which sets forth the Trustee's fees and costs, additional accountants' fees, additional attorney's fees, and expenses since the Accounting filed with the court in 2010.

The undersigned hereby approves the Supplemental Account Upon Final Distribution, consents to the expenditures set forth therein reflecting disbursement of the reserve, and hereby waives any objection to the acts and expenditures reported in the Supplemental Account Upon Final Distribution, a copy of which is attached hereto and incorporated herein as Exhibit "A".

Dated: ^{June} ~~May~~ 7, 2011.

MARIPOSA COUNTY LIBRARY

By 
[signature]

Jim Allen, Board Chair
[print name and title]

1 CURRY AND CURRY

(SPACE BELOW FOR FILING STAMP ONLY)

2 ATTORNEYS AT LAW
3 BEN CURRY - STATE BAR #22202
4 THOMAS M. CURRY - STATE BAR #155742
5 530 WEST 21ST STREET
6 POST OFFICE BOX 2287
7 MERCED, CALIFORNIA 95344-0287
8 TELEPHONE (209) 722-8081

Attorneys for Trustee CAROL TEDROW

9 SUPERIOR COURT OF CALIFORNIA

COUNTY OF MERCED

| | | | |
|----|------------------------------|---|---------------------------|
| 10 | In re |) | CASE NO: P-26633 |
| 11 | |) | |
| 12 | MATHILDE K. STROMING 2001 |) | SUPPLEMENTAL ACCOUNT UPON |
| 13 | LIVING TRUST Under Agreement |) | FINAL DISTRIBUTION |
| 14 | dated AUGUST 31, 2001 |) | |
| 15 | |) | |
| 16 | |) | |

17 Trustee CAROL TEDROW presents this Supplemental Account Upon
18 Final Distribution, accounting for assets of the Trust paid out
19 and distributed pursuant to ORDER SETTLING AND APPROVING
20 ACCOUNTING AND CONFIRMING ACTS OF TRUSTEE on file herein dated
21 December 17, 2010. This account reflects the payment of funds
22 retained for closing costs to Spinardi & Jones, the Trustee's
23 accountants, for preparation of fiduciary income tax returns,
24 payment of funds to Trustee's attorneys, CURRY AND CURRY, and
25 payment of funds to the Trustee for services rendered. This
26 account also reflects the issuance of checks for the remaining
27 balance as distribution to the remainder beneficiaries. The
28 Supplemental Accounting and Final Distribution is attached hereto

1 as Exhibit "A" and incorporated herein as though fully set forth
2 at length.

3 Dated: May 16, 2011.

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Carol Tedrow, Trustee
CAROL TEDROW, Trustee of the
MATHILDE K. STROMING 2001 LIVING TRUST

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7

8 CURRY AND CURRY

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By:

Thomas M. Curry
THOMAS M. CURRY
Attorneys for
Trustee Carol Tedrow

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EXHIBIT "A"

MATHILDE K. STROMING 2001 LIVING TRUST
Merced Superior Court No. P-26633

SUPPLEMENTAL SUMMARY OF ACCOUNT 10/31/10 to 05/04/11

CHARGES:

| | |
|--|-----------------|
| Property on Hand 10/31/10 (Schedule "A") | \$ 2,505,576.74 |
| Receipts (Schedule "B") | 129.46 |
| | <hr/> |
| | \$ 2,505,706.20 |

CREDITS:

| | |
|------------------------------|--------------|
| Disbursements (Schedule "C") | \$ 35,995.67 |
| Distributions (Schedule "D") | 2,447,389.07 |
| | <hr/> |

| | |
|---|--------------|
| PROPERTY ON HAND FOR FINAL DISTRIBUTION (Schedule "E") | \$ 22,321.46 |
|---|--------------|

MATHILDE K. STROMING 2001 LIVING TRUST
Merced Superior Court No. P-26633

SCHEDULE "A"

PROPERTY ON HAND 10-31-10:

| | |
|--|------------------------|
| Westamerica Bank (Acct No. xxx-xx418-6) | \$ 260,140.50 |
| UBS (Acct No. MX-xxx43 60) | 2,093,548.10 |
| Stroming & Stroming, A General Partnership (50% interest) | 141,468.17 |
| Stroming Machinery, Inc. - Note Receivable | <u>10,419.97</u> |
| Total On Hand: | \$ 2,505,576.74 |

MATHILDE K. STROMING 2001 LIVING TRUST
Merced Superior Court No. P-26633

SCHEDULE "B"

RECEIPTS:

| | |
|--------------------------------|------------------|
| UBS-Interest-11/10 | \$ 16.58 |
| UBS-Interest-12/10 | 89.93 |
| West America-Interest-11/24/10 | 10.32 |
| West America-Interest-12/28/10 | 9.54 |
| West America-Interest-12/31/10 | .11 |
| West America-Interest-01/26/11 | .92 |
| West America-Interest-02/23/11 | .97 |
| West America-Interest-03/28/11 | 1.09 |
| Total | \$ 129.46 |

MATHILDE K. STROMING 2001 LIVING TRUST
Merced Superior Court No. P-26633

SCHEDULE "C"

DISBURSEMENTS:

| | |
|---|---------------------|
| Bank Charges - Wire Transfer Fee | 10.00 |
| USPS - postage | 10.19 |
| Spinardi & Jones - accounting services | 2,067.50 |
| Curry and Curry-attorneys' services to 12/23/10 | 7,276.91 |
| Carol Tedrow - Trustee's fees | 25,055.77 |
| Carol Tedrow - Reimbursement for mileage | 991.80 |
| Curry and Curry-attorneys' fees and costs from 12/23/10 to 5/04/11 | 583.50 |
| Total | \$ 35,995.67 |

SCHEDULE "C"

MATHILDE K. STROMING 2001 LIVING TRUST
Merced Superior Court No. P-26633

SCHEDULE "D"

DISTRIBUTIONS:

TO CAROL TEDROW & BEN TEDROW:

| | | |
|--|----|------------|
| Stroming & Stroming, A General Partnership (50% interest) | \$ | 141,468.17 |
| Stroming Machinery, Inc. - Note Receivable | | 10,419.97 |

TO RESIDUARY BENEFICIARIES ON 12/21/2010:

| | | |
|--|----|------------|
| California State Mining and Mineral Museum Association | \$ | 382,583.48 |
| Mariposa Historical Society | | 382,583.49 |
| Mariposa County Library | | 382,583.49 |
| Roman Catholic Bishop of Fresno, a Corporation Sole, for the Benefit of St. Joseph's Church (Mariposa, California) | | 382,583.49 |
| Merced College Foundation, In Trust | | 382,583.49 |
| St. Clare's Retreat & Convent | | 382,583.49 |

Total: \$ 2,447,389.07

SCHEDULE "D"

MATHILDE K. STROMING 2001 LIVING TRUST
Merced Superior Court No. P-26633

SCHEDULE "E"

PROPERTY ON HAND 05/04/11 (Cash) \$ 22,321.46

PROPOSED DISTRIBUTION:

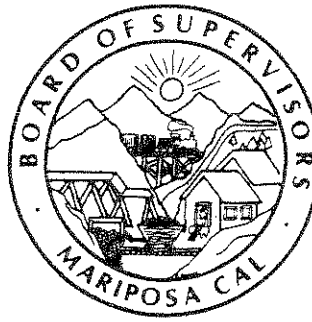
| | |
|--|-------------|
| California State Mining and Mineral Museum Association | \$ 3,720.24 |
| Mariposa Historical Society | 3,720.24 |
| Mariposa County Library | 3,720.24 |
| Roman Catholic Bishop of Fresno, a Corporation Sole, for the Benefit of St. Joseph's Church (Mariposa, California) | 3,720.24 |
| Merced College Foundation, In Trust | 3,720.25 |
| St. Clare's Retreat & Convent | 3,720.25 |

Ending Balance \$ 0.00

SCHEDULE "E"

Mariposa County Board of Supervisors

District 1 LEE STETSON
District 2 LYLE TURPIN
District 3 JANET BIBBY
District 4 KEVIN CANN
District 5 JIM ALLEN



RICHARD J. BENSON
County Administration Officer

MARGIE WILLIAMS
Clerk of the Board

P. O. Box 784
Mariposa, CA 95338
(209) 966-3222
(800) 736-1252
Fax (209) 966-5147
www.mariposacounty.org/board

June 9, 2011

Thomas M. Curry
Curry and Curry
Post Office Box 2287
Merced, California 95344-0287

RE: Mathilde K. Stroming 2001 Living Trust

Dear Thomas:

Enclosed is the signed Acknowledgment of Receipt and Consent to Supplemental Account Upon Final Distribution and Waiver of Objection as requested. Mariposa County appreciates your assistance in administering this Trust.

Sincerely,

MARY B. HODSON
Deputy County Administrative Officer

mbh
Enclosures

cc: Keith Williams, Treasurer/Tax Collector (w/o enclosures)

bcc: Margie Williams, Clerk of the Board