

Example 4 (utilize “Trusts – Step by Step” when needed)

2. Revocable? **Yes**

Section 1.03: Powers Reserved by Me as Grantor

(b) Amendment, Restatement, or Revocation: “I may amend, restate, or revoke this instrument, in whole or in part, for any purpose.”

3. Settlor or creator? **Yes** (Grantor)

The beginning paragraph of the trust establishes Christine as the Grantor.

5. Lifetime beneficial interest in the residence? **Yes**

Section 1.03: Powers Reserved by Me as Grantor

(d) Control of Income and Principal Distribution: “I retain the right to control the distribution of **income and principal** from my trust. I may direct my Trustee to distribute as much of the **net income and principal** of the trust property as I consider advisable or to other persons or entitles. My trustee may distribute the **net income and principal** to me or for **my unrestricted use and benefit**, even to the exhaustion of all trust property...”

Section 4.01: Distributions for My Benefit: “...net income and principal for my general welfare and comfort...” “...distributions for my benefit...”

“Lifetime” is not as clear. This trust establishes during her lifetime, incapacity and then administration upon death.

Section 3.02 Trustee Succession

(a) My Right to Remove and Replace Trustees: “During my lifetime...”