Uinta-Wasatch-Cache National Forest

Required Information for Certifications of Trust

Certifications of Trust accompanied by deeds are subject to review by the Regional Office.

The law of the state where the trust was created defines the form and content of a Certification of Trust. You may wish to consult the attorney who drew up your trust agreement to assist in drafting a Certification of Trust that complies with state law.

Trusts that are unenforceable by court will not be accepted. Only enforceable trusts may hold a permit.

In general, the certification should show that:

- The trust exists and the date the trust agreement was executed.

- The identity of the settlor and the trustee.

- In the case of multiple trustees, the trust must designate a single trustee to whom the permit will be issued. The designated trustee must have the authority to independently sign or otherwise authenticate and exercise the powers of the trustee. This authority must be clearly stated. Co-trustees who are married may both appear on the permit.

- The revocability or irrevocability of the trust and the identity of any person holding power to revoke the trust.

- The beneficiaries of the trust and successor trustee(s).

- The trust is the sole owner of the recreation residence and related improvements on lot _____ of the _____ recreation residence tract (not the lot).

- "The trustee(s) has/have the powers and authorities necessary to comply with the terms and conditions of the Forest Service authorization, including that the permitted facilities will only be used for individual and family-oriented recreation activities by immediate family members and their non-paying guests."

- The certificate must have been created within one year from the date of submission.

- Any other information required by state law.

Please ensure that the Certification of Trust is signed by the designated Trustee and notarized.

Please contact permit administrator Shannon Sawaya at 385-321-9805 or Shannon.Sawaya@usda.gov regarding any questions you may have about the transfer process.