

General Form of Irrevocable Trust Agreement

Trust Agreement made on _____ (date), between

(Name of Trustor), of _____

(street address, city, county, state, zip code), hereinafter called *Trustor*, and

(Name of Trustee), of _____

(street address, city, county, state, zip code), hereinafter called *Trustee*.

1. Transfer in Trust

Trustor assigns, transfers, and conveys to *Trustee* the property described in Exhibit A, which is attached and incorporated by reference. Receipt of that property is acknowledged by *Trustee*. The described property, designated the *Trust Estate*, shall be held by *Trustee* in trust for the uses and purposes and on the terms and conditions set forth in this Agreement.

2. Disposition of Income and Principal

After paying the necessary expenses incurred in the management and investment of the *Trust Estate*, including compensation of *Trustee* for its own services, *Trustee* shall pay the net income of the Trust and distribute the principal of the Trust in the following manner: (provide for payment of income and distribution of principal of Trust) _____

_____.

3. Additions to Trust Estate

Trustor and any other person shall have the right at any time to add property acceptable to *Trustee* to this Trust. Such property, when received and accepted by *Trustee*, shall become part of the *Trust Estate*.

4. Irrevocability of Trust

This Trust shall be irrevocable and shall not be revoked or terminated by *Trustor* or any other person, nor shall it be amended or altered by *Trustor* or any other person.

5. Powers of Trustee

In addition to any powers given to it by law or otherwise, *Trustee* is authorized and empowered with respect to any property at any time held under any provision of this Agreement, including accumulated income, if any, and any property held pursuant to any power in Trust, and until the actual distribution of the property:

- A. To sell on such terms and conditions as it in its sole discretion may determine.

California Medicaid Trust Sample

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