

92/11

AFTER RECORDING RETURN TO:
Warren E. Koons
Davis Wright Tremaine
10500 N.E. 8th Street, Suite 1800
Bellevue, WA 98004-4300

JERRY MONTUREFF
SKAGIT COUNTY AUDITOR

93 MAR -5 10:51

RECORDED _____ FILED _____
REQUEST OF _____

9303050032

Island Title Co.

**CORRECTION TO
DECLARATION AND COVENANTS, CONDITIONS,
RESTRICTIONS AND RESERVATIONS
FOR FIDALGO MARINA CONDOMINIUM**

This Correction to Declaration and Covenants, Conditions, Restrictions and Reservations for Fidalgo Marina Condominium (this "Correction"), is entered into as of this 4th day of March, 1993.

RECITALS

A. A Declaration and Covenants, Conditions, Restrictions, and Reservations for Fidalgo Marina Condominium, relating to property located in Skagit County, Washington, was recorded on February 25, 1993, as Skagit County Recording No. 9302250060 (the "Declaration"). The Survey Map and Plans for Fidalgo Marina Condominium were recorded on February 25, 1993, as Skagit County Recording No. 9302250059.

B. An inaccurate legal description was inadvertently attached to the Declaration as Exhibit A. The inaccurate legal description included Lot 2, which was never intended to be a part of the Condominium. The Declarant wishes to execute this Correction in order to correct the legal description attached to the Declaration as Exhibit A.

NOW, THEREFORE, the Declarant hereby declares as follows:

1. The legal description attached to the Declaration as Exhibit A is hereby replaced in its entirety with the legal description attached hereto as Exhibit A and incorporated herein by this reference. The replaced legal description confirms that Lot 2 is not and was never intended to be a part of the Condominium.

2. Except as corrected herein, the Declaration shall remain in full force and effect.

9303050032

3. This Correction may be executed in counterparts, which counterparts may be assembled and when assembled shall have the effect of a single original document.

Dated as of the date first above written.

DECLARANT:

FIDALGO MARINA PARTNERSHIP, a Washington general partnership

By DEVELOPMENT VENTURES, INC., a Washington corporation, Its General Partner

By *Jerald D. Hansen*
Jerald D. Hansen
Its President

By B. C. INVESTMENT CORP., a Washington corporation, Its General Partner

By William C. Taylor
William C. Taylor
Its Executive Vice President
and General Manager

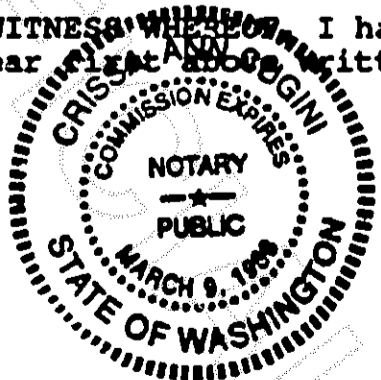
EXHIBITS:

A Legal Description of Land in Condominium

STATE OF WASHINGTON)
) SS.
COUNTY OF KING)

On this 4th day of March, 1993, before me, a Notary Public in and for the State of Washington, personally appeared JERALD D. HANSEN, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who signed the instrument; on oath stated that he was authorized to execute this instrument as the President of Development Ventures, Inc., the corporation that executed the instrument; acknowledged the said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned; and on oath stated that he was duly elected, qualified, and acting as said officer of the corporation; that said corporation is the general partner of Fidalgo Marina Partnership, a Washington general partnership; that said corporation was authorized to execute the said instrument on behalf of said partnership; and that said instrument was the free and voluntary act and deed of said partnership for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



Crissa Cragin
NOTARY PUBLIC in and for the State of
Washington, residing at Birkland
My appointment expires 3/9/96

3. This Correction may be executed in counterparts, which counterparts may be assembled and when assembled shall have the effect of a single original document.

Dated as of the date first above written.

DECLARANT:

FIDALGO MARINA PARTNERSHIP, a Washington general partnership

By DEVELOPMENT VENTURES, INC., a Washington corporation, Its General Partner

By Jerald D. Hansen
Its President

By B. C. INVESTMENT CORP., a Washington corporation, Its General Partner

By William C. Taylor
Its Executive Vice President and General Manager

EXHIBITS:

A Legal Description of Land in Condominium

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On this _____ day of _____, 1993, before me, a Notary Public in and for the State of Washington, personally appeared JERALD D. HANSEN, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who signed the instrument; on oath stated that he was authorized to execute this instrument as the President of Development Ventures, Inc., the corporation that executed the instrument; acknowledged the said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned; and on oath stated that he was duly elected, qualified, and acting as said officer of the corporation; that said corporation is the general partner of Fidalgo Marina Partnership, a Washington general partnership; that said corporation was authorized to execute the said instrument on behalf of said partnership; and that said instrument was the free and voluntary act and deed of said partnership for the uses and purposes therein mentioned.


IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

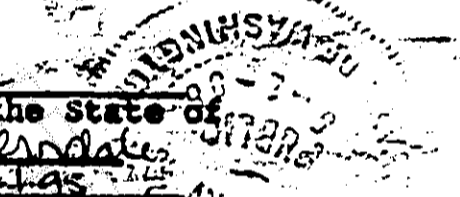
NOTARY PUBLIC in and for the State of Washington, residing at _____
My appointment expires _____

STATE OF WASHINGTON)
) 55.
COUNTY OF KING Whatcom)

On this 5 day of March, 1993, before me, a Notary Public in and for the State of Washington, personally appeared WILLIAM C. TAYLOR, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person who signed the instrument; on oath stated that he was authorized to execute this instrument as the Executive Vice President and General Manager of B. C. Investment Corp., the corporation that executed the instrument; acknowledged the said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned; and on oath stated that he was duly elected, qualified, and acting as said officer of the corporation; that said corporation is the general partner of Fidalgo Marina Partnership, a Washington limited partnership; that said corporation was authorized to execute the said instrument on behalf of said partnership; and that said instrument was the free and voluntary act and deed of said partnership for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.


NOTARY PUBLIC in and for the State of
Washington, residing at Ferndale, WA
My appointment expires 5-1-95



SA-12128

EXHIBIT "A"

PARCEL A:

Lot 1 of ANACORTES SHORT PLAT NO. 92-005 as approved January 6, 1993, and recorded January 11, 1993, in Volume 10 of Short Plats, page 165, under Auditor's File No. 9301110152, records of Skagit County, Washington; being a portion of Tracts 3 and 4 of Plate 11, Anacortes Tide and Shorelands, according to the official map thereof in the office of the State Land Commissioner at Olympia, Washington;

PARCEL B:

An easement for access, egress and utilities over, under and across a 60 foot strip of land lying 30 feet on each side of the following described centerline:

Commencing at the intersection of "T" Avenue and 30th Street, as shown on the Plat of Anacortes Industrial Park Addition, according to the plat thereof recorded in Volume 10 of Plats, pages 19, 20 and 21, records of Skagit County, Washington;
thence South $89^{\circ}59'40''$ East along the centerline of said 30th Street, a distance of 419.58 feet to the East line of the Burlington Northern Railroad;
thence South $23^{\circ}55'10''$ East, along the East line of said Burlington Northern Railroad, as shown on said Anacortes Industrial Park Addition, a distance of 482.07 feet to the intersection with the Westerly projection of the South line of said Tract 3;
thence South $89^{\circ}56'05''$ East along the South line of said Tract 3, a distance of 326.19 feet;
thence North, a distance of 219.21 feet to the South line of 30th Street, being the true point of beginning of said centerline;
thence South, a distance of 387.11 feet to the terminus of said centerline;

Situate in Skagit County, Washington.

- END OF EXHIBIT "A" -

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