

Anderson Hunter  
P.O. Box 5397  
Everett, WA 98206

9605130164

*8/1/95*

FIRST AMERICAN TITLE CO. **SECOND AMENDMENT TO DEED OF TRUST**

48606

**THIS IS AN AMENDMENT** to that Deed of Trust, Assignment of Rents, Security Agreement and Uniform Commercial Code Financing Statement ("Deed of Trust") made the 5th day of June, 1995, by and between LANDEX ASSOCIATES, INC., a Washington corporation, as to undivided one-half interest and TED TREPANIER, an unmarried person, as to an undivided one-half interest (herein the "Grantor"), whose mailing address is 4504 King Way, Anacortes, Washington 98221. Trustee is First American Title Insurance Company of Skagit County, whose mailing address is 1301-B Riverside Drive, P.O. Box 1667, Mt. Vernon, Washington. The Beneficiaries are THOMAS R. COLLINS, Trustee of the ANDERSON HUNTER LAW FIRM, P.S. PROFIT SHARING TRUST, and WILLIAM H. HECHT, M.D., Trustee of the RADIOLOGY ASSOCIATES RETIREMENT PLANS TRUST, whose mailing address is P.O. Box 5397, Everett, Washington 98206 (herein "Beneficiaries"). The Deed of Trust was recorded June 6, 1995 under Skagit County Auditor's File No. 95006060076 and was amended by Amendment to Deed of Trust dated October 11, 1995, recorded October 25, 1995 under Skagit County Auditor's File No. 9510250020.

A description of the real property which is the subject matter of this Deed of Trust is described on Exhibit A, a copy of which is attached hereto and incorporated herein by this reference.

Said Second Amendment to Deed of Trust is executed to acknowledge that the principal balance of said Note secured by this Deed of Trust has been increased from \$1,160,000 to \$1,205,550 and that additional property has been added to secure said obligation which additional property is described as Parcels E and F on Exhibit A. All the remaining terms and conditions of this Deed of Trust shall remain in full force and effect.

DATED this 10<sup>th</sup> day of May, 1996.

GRANTOR:

LANDEX ASSOCIATES, INC.

By [Signature]  
Its: President

By [Signature]  
Its: Secretary

Ted Trepanier  
TED TREPANIER, Individually

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SKAGIT COUNTY  
'96 MAY 13 P4:12  
REGISTERED  
MAY 13 1996

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF ~~SNOHOMISH~~ Skagit )

On this day personally appeared before me Ken Wolcoski and Shirley Wolcoski, to me known to be the President and Secretary of Landex Associates, Inc., the corporation that executed the within and foregoing instrument, and acknowledged to me the said instrument was the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and on oath stated that s/he was authorized to execute the said instrument for and on its behalf.

SUBSCRIBED AND SWORN TO before me by Ken Wolcoski and Shirley Wolcoski on this 13<sup>th</sup> day of May, 1996.



Lydia Reynolds  
PRINTED NAME: Lydia Reynolds  
NOTARY PUBLIC  
in and for the State of Washington.  
My commission expires: 8-9-97

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF ~~SNOHOMISH~~/Skagit )

On this day personally appeared before me TED TREPANIER, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged to me that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

SUBSCRIBED AND SWORN TO before me by TED TREPANIER on this 10<sup>th</sup> day of May, 1996.



Lydia Reynolds  
PRINTED NAME: Lydia Reynolds  
NOTARY PUBLIC  
in and for the State of Washington.  
My commission expires: 8-9-97

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**EXHIBIT A**

**Parcel A:**

The Southeast 1/4 of the Southeast 1/4 of Section 4, Township 34 North, Range 2 East, W.M., EXCEPT that certain 60 foot strip conveyed to Skagit County for road purposes by Deed dated March 29, 1894, and recorded March 30, 1894, in Volume 28 of Deeds, Page 515, AND ALSO EXCEPT the following described tracts:

1) Commencing at the Northwest corner of said subdivision; thence South, 150 feet along the West line thereof; thence East, 100 feet parallel to the North line of said subdivision; thence North, 150 feet to said North line of said Southeast 1/4 of the Southeast 1/4; thence West, 100 feet, more or less, along said North line to the point of beginning.

2) That portion of said Southeast 1/4 of the Southeast 1/4 lying Easterly of the following described line:

Beginning at the Southeast corner of said subdivision; thence South 89 degrees 02' 43" West along the South line thereof, a distance of 672.32 feet to the true point of beginning of said line; thence North 02 degrees 57' 37" East, a distance of 702.16 feet; thence North 12 degrees 05' 04" West, a distance of 594.48 feet to the North line of said subdivision and the terminus of said line.

**Parcel B:**

Government Lots 1, 2 and 3, and the South 1/4 of the Southwest 1/4 of the Northeast 1/4 of Section 9, Township 34 North, Range 2 East, W.M., EXCEPT the west 20 feet of the Government Lot 3, and EXCEPT the West 20 feet of the South 1/4 of the Southwest 1/4 of the Northeast 1/4, all as conveyed to Skagit County for road purposes by Deed recorded September 15, 1913, in Volume 93 of Deeds, Page 312, EXCEPT all that portion of the above described parcels lying Easterly of the following described line:

Beginning at the Northeast corner of said Section 9; thence South 89 degrees 02' 43" West along the North line thereof, a distance of 672.32 feet to the true point of beginning of said line; thence South 21 degrees 44' 42" East, a distance of 619.22 feet; thence South 00 degrees 34' 41" East, a distance of 644.17 feet; thence South 22 degrees 12' 49" West, a distance of 283.19 feet; thence South 16 degrees 49' 38" West, a distance of 530.00 feet; thence South 23 degrees 24' 46" West, a distance of 1668.14 feet to the line of ordinary high water of Similk Bay, and the terminus of said line.

**Parcel C:**

Lots 1, 3 and 4 of Skagit County Short Plat No. 95-003, approved May 24, 1995, and recorded June 6, 1995, under Auditor's File No. 9506060013, in Volume 11 of Short Plats, Pages 216 and 217, records of Skagit County, Washington, being a portion of the North 3/4 of the Southwest 1/4 of the Northeast 1/4 of Section 9, Township 34 North, Range 2 East, W.M.

**Parcel D:**

TOGETHER WITH all tidelands of the second class, as conveyed by the State of Washington in Deed recorded May 21, 1912, under Auditor's File No. 91418, lying in front of, adjacent to and abutting upon that portion of Government Lot 3 in Section 9, Township 34 North, Range 2 East, W.M., lying East of the East line of the Jessie Thompson Road No. 241, produced South, and lying Westerly of the Easterly line of Parcel "B" hereinabove produced South.

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**Parcel E:**

Lot 2 of Short Plat No. 95-003 as approved May 30, 1995 and recorded June 6, 1995, Volume 11 of Short Plats, pages 216 and 217, under Auditor's File No. 9506060013, records of Skagit County, Washington; being a portion of the Southwest 1/4 of the Northeast 1/4 of Section 9, Township 34 North, Range 2 East, W.M.

**Parcel F:**

Lots 14 and 15, "Little Mountain Addition No. 2", as per plat recorded in Volume 15 of Plats at Page 81 through 83, inclusive, records of Skagit County, Washington.

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TBC (FCR) RBP:176-S:157616-1

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