



200209050027

Skagit County Auditor

9/5/2002 Page 1 of 14 10:44AM

COVER SHEET

RETURN TO:

Julie Bjorn-Fisher
Skagit County Sheriff's Office
600 South Third Street
Mount Vernon, WA 98273

DOCUMENT TITLE(S): WRIT OF EXECUTION AGAINST REAL PROPERTY

**REFERENCE NUMBER(S) OF DOCUMENTS ASSIGNED OR RELEASED:
SKAGIT COUNTY SUPERIOR COURT NO 02 2 00444 2**

GRANTOR(S) (Last name, first name and initials):

1. LA CONNER ASSOCIATES L.L.C.

GRANTEE(S) (Last name, first name and initials):

1. ERON BERT, et al.,

LEGAL DESCRIPTION: The Easterly 80 feet of Lots 5, 6, 7 and 8; and the Easterly 80 feet of the Southerly 20 feet of Lot 9 in Block "R" of MAP OF LACONNER.....

ASSESSOR'S PARCEL/TAX I.D. NUMBERS: 4123-017-001-0007, 4123-017-009-0009, 4123-017-018-0008, 4123-017-019-0007, 4123-018-009-0007, 4128-020-008-0009, 4129-018-014-0103, 4129-018-015-0003, 4129-018-900-1504, 4129-018-900-1603, 4129-018-900-1702.

AUDITOR RECORDING COVER SHEET/03-2000/JBF

NOTICE OF LEVY

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR THE COUNTY OF SKAGIT**

LA CONNER ASSOCIATES, L.L.C.,
A Washington Limited Liability Company,

CAUSE NO. 02 2 00444 2

PLAINTIFF/JUDGMENT DEBTOR

VS.

ERON BERG, et al.,

DEFENDANTS/JUDGMENT CREDITOR

Under and by virtue of an Order of Sale issued out of the above named Court in the above entitled action, and to me as Sheriff directed and delivered and of which the hereunto annexed writ is a full, true and correct copy, I have this day seized, levied upon and taken in execution all the right, title and interest of the above named judgment debtor in and to the following described real property, to wit:

SEE ATTACHED LEGAL DESCRIPTION

Skagit County, Washington levied on as real property of the above named judgment debtor.



200209050027

Skagit County Auditor

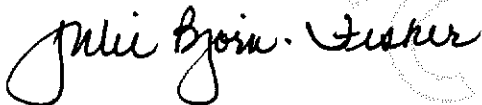
9/5/2002 Page 2 of 14 10:44AM

PAGE 2
REAL PROPERTY LEVY

Given under my hand this 4TH Day of September 2002.

EDWARD M. GOODMAN
SHERIFF

By



Julie Bjorn-Fisher
Civil Deputy

CIVIL PROCESS NUMBER 02-1173

REAL PROPERTYLEVY77-2000/JBF



200209050027

Skagit County Auditor

9/5/2002 Page 3 of 14 10:44AM

EXHIBIT "A"
DESCRIPTION:

PARCEL "A":

The Easterly 80 feet of Lots 5, 6, 7 and 8; and the Easterly 80 feet of the southerly 20 feet of Lot 9 in Block "R" of "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as per plat thereof recorded in Volume 2 of Plats, page 49, records of Skagit County, EXCEPT that portion of said premises, if any, lying within Tract 16 of "CORRECTED SUPPLEMENT TO PLATE NO. 18, LACONNER TIDE LANDS", as per map thereof filed in the office of the Commissioner of Public Lands at Olympia, Washington.

ALSO, that portion of Tract 16 of "CORRECTED SUPPLEMENT TO PLATE NO. 18, LACONNER TIDE LANDS", as per map thereof filed in the office of the Commissioner of Public Lands at Olympia, Washington, described as follows:

Beginning at the initial point which is 1283.7 feet South and 615.4 feet West of the stone monument on First Street, Town of LaConner;

thence North 58°47' West 80 feet;
thence South 31°13' West 27 feet;
thence North 58°47' West 60 feet, more or less, to the Easterly line of First Street;
thence South 31°13' West along said First Street a distance of 211.5 feet, more or less to the Northerly line of Caledonia Street;
thence South 58°47' East along the Northerly line of said Street a distance of 140 feet, more or less to the Westerly line of Second Street;
thence North 31°13' East along the Westerly line of said Second Street 238.5 feet, more or less, to the point of beginning;

(Said above Tract being also shown as a portion of Block "R" of the "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", and as a portion of Block 19, "MAP OF SYNDICATE ADDITION TO THE TOWN OF LA CONNER, SKAGIT CO., WASH.", as per plat recorded in Volume 2 of Plats, page 109, records of Skagit County, Washington. Said Plats being overlapped onto the tidelands.)

Situate in the County of Skagit, State of Washington.

- Continued -

EXHIBIT A

9809030086

BK1865PG0511



200209050027
Skagit County Auditor

DESCRIPTION CONTINUED:

PARCEL "B":

The surface and 500 feet of the subsurface vertically in depth below the surface of the following described tracts:

1. The Westerly 60 feet of Lots 4, 5, 6, 7, 8, and 9, Block "R", "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as per plat recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington, EXCEPT that portion thereof lying within "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", filed in the office of State Land Commissioner at Olympia, Washington;

EXCEPTING from Lot 9 above described, the following:

Beginning at the most Easterly corner of said Lot 9, said point also being the most Southerly corner of Lot 10 in said Block "R";
thence Southwesterly, along the Southeastly line of said Lot 9, a distance of 5.14 feet to the Northeastly line of the Southerly 20 feet of said Lot 9;
thence North 59°12'38" West a distance of 80.27 feet to the true point of beginning;
thence North 30°53'38" East a distance of 5.20 feet to the Northeastly line of said Lot 9;
thence North 59°10'29" West, along said Northeastly line, a distance of 26.56 feet;
thence South 30°53'38" West to a point which is North 59°12'38" West of the true point of beginning;
thence South 59°12'38" East to the true point of beginning;

2. The Southwesterly 101 feet of the Northeastly 214.5 feet of Block 5, "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as per plat recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington, EXCEPT that portion thereof lying within "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", filed in the office of State Land Commissioner at Olympia, Washington.

3. Tract 15 and the Southerly 26.5 feet of Tract 14, "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", as per map thereof filed in the office of State Land Commissioner of Public Lands at Olympia, Washington.

- Continued -

9809030086

BK1865PG0512



200209050027

Skagit County Auditor

DESCRIPTION CONTINUED:

PARCEL "B" (Continued):

4. That portion of Tract 16, "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", as per map thereof, filed in the office of State Land Commissioner of Public Lands at Olympia, Washington, described as follows:

Beginning at a point North 58°47' West 80 feet from the initial point of said Tract 16, which is 1283.7 feet South and 615.4 feet West of the stone monument on First Street, Town of LaConner;
thence North 58°47' West 49 feet;
thence North 9°34' West 18 feet, more or less, to the Easterly line of First Street;
thence South 31°13' West along said Street a distance of 41 feet;
thence South 58°47' East 60 feet;
thence North 31°13' East 25 feet, more or less, to the point of beginning.

EXCEPT from the above described Parcel "B", mineral rights as reserved in deed dated February 19, 1968, recorded March 11, 1968, under Auditor's File No. 711168.

Situate in the County of Skagit, State of Washington.

PARCEL "C":

All that portion of Second Street, lying Northerly of the North line of Caledonia Street, as said Second Street is established in the Town of LaConner in accordance with the plat of the "MAP OF SYNDICATE ADDITION TO THE TOWN OF LACONNER, SKAGIT COUNTY, WASHINGTON", as recorded in Volume 2 of plats, at page 109, records of Skagit County, Washington.

TOGETHER WITH all that portion of Second Street, lying Southerly of the North line of Lot 13 of Block "Q" of the plat of the "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", projected Westerly, as said Second Street is established in the Town of LaConner in accordance with the plat of said "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

- Continued -

9609030086

BX1865PCU513



200209050027

Skagit County Auditor

DESCRIPTION CONTINUED:

PARCEL "D":

Lots 1 to 6, inclusive; and all of Lots 13 to 19, inclusive, Block "Q", "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY, 1872", as per plat recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington.

TOGETHER WITH that portion of the vacated alley adjoining, which upon vacation reverted to said premises by operation of law.

EXCEPT that portion conveyed to the Town of LaConner by deed recorded March 27, 1987 under Auditor's File No. 8703270028.

Situate in the County of Skagit, State of Washington.

PARCEL "E":

Lots 6, 7, 8 and that portion of Lots 1, 2, 3, 4 and 5, lying East of the dike running through said lots 1, 2, 3, 4 and 5, all in Block 20, "MAP OF SYNDICATE ADDITION TO THE TOWN OF LACONNER, SKAGIT CO., WASH.", as per plat recorded in Volume 2 of Plats, page 109, records of Skagit County, Washington. EXCEPT that portion thereof, if any, lying within the boundaries of Tract 17 of "CORRECTED SUPPLEMENT TO PLATE NO. 18, LACONNER TIDELANDS", as per map thereof, filed in the office of the Commissioner of Public Lands of Olympia Washington.

ALSO, EXCEPT the East 10 feet of Lots 6, 7 and 8 in said Block 20.

Situate in the County of Skagit, State of Washington.

END EXHIBIT "A"

9809030086

EX1865PG0514



200209050027

Skagit County Auditor

9/5/2002 Page 7 of 14 10:44AM

RECEIVED

02 AUG 26 AM 8:04

ED. GOODMAN, SHERIFF
SKAGIT COUNTY, WASH.

**IN SUPERIOR COURT OF THE STATE OF WASHINGTON
SKAGIT COUNTY**

In re the Foreign Judgment from United
States District Court, Western District of
Washington, Case No. C01-225P

NO 02 2 00444 2

LA CONNER ASSOCIATES, L.L.C., a
Washington Limited Liability Company,

Plaintiff/Judgment Debtor,

**WRIT OF EXECUTION AGAINST
REAL PROPERTY**

v.

ERON BERG, et al.,

Defendants/Judgment Creditor.

THE STATE OF WASHINGTON TO THE SHERIFF OF SKAGIT COUNTY:

YOU ARE COMMANDED to satisfy the judgment entered herein out of the non-exempt personal property of the Judgment Debtor, LaConner Associates, LLC, in the above-entitled action and its insufficient non-exempt personal property be found out of the real property of the Judgment Debtor described in Exhibit A hereto, the required affidavit having been filed on July 26, 2002 showing that insufficient non-exempt personal property of the Judgment Debtor has been found to satisfy the judgment in full. The judgment was entered in the Federal Court for the Western District of

**WRIT OF EXECUTION AGAINST
REAL PROPERTY -1**

ORIGINAL



200209050027
Skagit County Auditor

1 Washington on March 22, 2002 in Seattle, Washington, in favor of the Judgment Creditors against
2 Judgment Debtor and on March 29, 2002 filed under this cause number in Skagit County Superior
3 Court pursuant to the provisions of the Uniform Enforcement of Foreign Judgments Act, Chapter 6.32
4 RCW. The judgment against the Judgment Debtor is as follows:

5 Principal Amount: \$ 45,874.28
6
7 Interest: \$ 2,322.32 @ 15.08 per diem (March 22 to August 23,
8 2002, 154 days, 12% per annum until paid)
9
10 Attorney's Fees: \$ 250.00
11
12 Estimated Garnishment Costs: \$ 441.00
13
14 Increased Costs: N/A
15
16
17
18
19
20
21
22
23
24
25
Total currently owed: \$48,866.60

15 WITNESS the Honorable SUSAN K. COOK, Judge of the Superior Court of the
16 County of Skagit, and seal of the Court, this 23 day of August 2002.

18 Phyllis Coole-McKeehen, Clerk

19
20 By: Gabriel Murphy
21 Deputy Clerk



200209050027
Skagit County Auditor

9/5/2002 Page 9 of 14 10:44AM

WRIT OF EXECUTION AGAINST
REAL PROPERTY - 2

LAW OFFICE
OF
BRADFORD E. FURLONG, P.S.
825 CLEVELAND AVENUE
MOUNT VERNON, WASHINGTON 98273
(360) 336-6508

EXHIBIT "A"
DESCRIPTION:

PARCEL "A":

The Easterly 80 feet of Lots 5, 6, 7 and 8; and the Easterly 80 feet of the southerly 20 feet of Lot 9 in Block "R" of "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as per plat thereof recorded in Volume 2 of Plats, page 49, records of Skagit County, EXCEPT that portion of said premises, if any, lying within Tract 16 of "CORRECTED SUPPLEMENT TO PLATE NO. 18, LACONNER TIDE LANDS", as per map thereof filed in the office of the Commissioner of Public Lands at Olympia, Washington.

ALSO, that portion of Tract 16 of "CORRECTED SUPPLEMENT TO PLATE NO. 18, LACONNER TIDE LANDS", as per map thereof filed in the office of the Commissioner of Public Lands at Olympia, Washington, described as follows:

Beginning at the initial point which is 1283.7 feet South and 615.4 feet West of the stone monument on First Street, Town of LaConner;

thence North 58°47' West 80 feet;
thence South 31°13' West 27 feet;
thence North 58°47' West 60 feet, more or less, to the Easterly line of First Street;
thence South 31°13' West along said First Street a distance of 211.5 feet, more or less to the Northerly line of Caledonia Street;
thence South 58°47' East along the Northerly line of said Street a distance of 140 feet, more or less to the Westerly line of Second Street;
thence North 31°13' East along the Westerly line of said Second Street 236.5 feet, more or less, to the point of beginning;

(Said above Tract being also shown as a portion of Block "R" of the "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", and as a portion of Block 19, "MAP OF SYNDICATE ADDITION TO THE TOWN OF LA CONNER, SKAGIT CO., WASH.", as per plat recorded in Volume 2 of Plats, page 109, records of Skagit County, Washington. Said Plats being overlapped onto the tidelands.)

Situate in the County of Skagit, State of Washington.

- Continued -

EXHIBIT A

9809030086

BX1665PG0511



200209050027

Skagit County Auditor

9/5/2002 Page 10 of 14 10:44AM

DESCRIPTION CONTINUED:

PARCEL "B":

The surface and 500 feet of the subsurface vertically in depth below the surface of the following described tracts:

1. The Westerly 60 feet of Lots 4, 5, 6, 7, 8, and 9, Block "R", "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as per plat recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington, EXCEPT that portion thereof lying within "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", filed in the office of State Land Commissioner at Olympia, Washington;

EXCEPTING from Lot 9 above described, the following:

Beginning at the most Easterly corner of said Lot 9, said point also being the most Southerly corner of Lot 10 in said Block "R";
thence Southwesterly, along the Southeastly line of said Lot 9, a distance of 5.14 feet to the Northeastly line of the Southerly 20 feet of said Lot 9;
thence North 59°12'38" West a distance of 80.27 feet to the true point of beginning;
thence North 10°53'38" East a distance of 5.20 feet to the Northeastly line of said Lot 9;
thence North 59°10'29" West, along said Northeastly line, a distance of 26.56 feet;
thence South 10°53'38" West to a point which is North 59°12'38" West of the true point of beginning;
thence South 59°12'38" East to the true point of beginning;

2. The Southwesterly 101 feet of the Northeastly 214.5 feet of Block 5, "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as per plat recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington, EXCEPT that portion thereof lying within "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", filed in the office of State Land Commissioner at Olympia, Washington.

3. Tract 15 and the Southerly 26.5 feet of Tract 14, "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", as per map thereof filed in the office of State Land Commissioner of Public Lands at Olympia, Washington.

- Continued -

9809030086

BK1365PG0512



200209050027

Skagit County Auditor

9/5/2002 Page 11 of 14 10:44AM

DESCRIPTION CONTINUED:

PARCEL "B" (Continued):

4. That portion of Tract 16, "CORRECTED PLATE 18, MAP OF LACONNER TIDELANDS", as per map thereof, filed in the office of State Land Commissioner of Public Lands at Olympia, Washington, described as follows:

Beginning at a point North 58°47' West 80 feet from the initial point of said Tract 16, which is 1283.7 feet South and 615.4 feet West of the stone monument on First Street, Town of LaConner;
thence North 58°47' West 49 feet;
thence North 9°34' West 18 feet, more or less, to the Easterly line of First Street;
thence South 31°13' West along said Street a distance of 41 feet;
thence South 58°47' East 60 feet;
thence North 31°13' East 25 feet, more or less, to the point of beginning.

EXCEPT from the above described Parcel "B", mineral rights as reserved in deed dated February 19, 1968, recorded March 11, 1968, under Auditor's File No. 711168.

Situate in the County of Skagit, State of Washington.

PARCEL "C":

All that portion of Second Street, lying Northerly of the North line of Caledonia Street, as said Second Street is established in the Town of LaConner in accordance with the plat of the "MAP OF SYNDICATE ADDITION TO THE TOWN OF LACONNER, SKAGIT COUNTY, WASHINGTON", as recorded in Volume 2 of plats, at page 109, records of Skagit County, Washington.

TOGETHER WITH all that portion of Second Street, lying Southerly of the North line of Lot 13 of Block "Q" of the plat of the "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", projected Westerly, as said Second Street is established in the Town of LaConner in accordance with the plat of said "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY., 1872", as recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

- Continued -

9609030086

BK1865PG0513



200209050027

Skagit County Auditor

9/5/2002 Page 12 of 14 10:44AM

DESCRIPTION CONTINUED:

PARCEL "D":

Lots 1 to 6, inclusive; and all of Lots 13 to 19, inclusive, Block "Q", "MAP OF LACONNER, WHATCOM COUNTY, WASHN. TERRY, 1872", as per plat recorded in Volume 2 of Plats, page 49, records of Skagit County, Washington.

TOGETHER WITH that portion of the vacated alley adjoining, which upon vacation reverted to said premises by operation of law.

EXCEPT that portion conveyed to the Town of LaConner by deed recorded March 27, 1987 under Auditor's File No. 8703270028.

Situate in the County of Skagit, State of Washington.

PARCEL "E":

Lots 6, 7, 8 and that portion of Lots 1, 2, 3, 4 and 5, lying East of the dike running through said lots 1, 2, 3, 4 and 5, all in Block 20, "MAP OF SYNDICATE ADDITION TO THE TOWN OF LACONNER, SKAGIT CO., WASH.", as per plat recorded in Volume 2 of Plats, page 109, records of Skagit County, Washington. EXCEPT that portion thereof, if any, lying within the boundaries of Tract 17 of "CORRECTED SUPPLEMENT TO PLATE NO. 18, LACONNER TIDELANDS", as per map thereof, filed in the office of the Commissioner of Public Lands of Olympia Washington.

ALSO, EXCEPT the East 10 feet of Lots 6, 7 and 8 in said Block 20.

Situate in the County of Skagit, State of Washington.

END EXHIBIT "A"

9803030086

EX1865PG0514



200209050027

Skagit County Auditor

9/5/2002 Page 13 of 14 10:44AM

United States District Court

WESTERN DISTRICT OF WASHINGTON

RECEIVED

FILED

ENTERED

LOGGED

RECEIVED

MAR 22 2002
LC JODDAM, SHERIFF
SKAGIT COUNTY, WASH.

BY AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY

SKAGIT COUNTY, WASH.
FILED

LA CONNER ASSOCIATES, L.L.C. a
Washington Limited Liability Company,

Plaintiff,

MAR 29 2002

SEPARATE JUDGMENT ON
ATTORNEYS FEES

v.

PHYLLIS COOLE-MCKEEHEN, CO. CLERK

By [Signature] Clerk

CASE NO. C01-225P

ERON BERG, et al.,

Defendants.

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: Defendants are awarded \$45,874.28 in attorneys fees.

Dated: 3-22-02

BRUCE RIFKIN, Clerk of Court

[Signature]
By, Deputy Clerk

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.

ATTEST: BRUCE RIFKIN
Clerk, U.S. District Court
Western District of Washington

By [Signature]
Deputy Clerk



200209050027

Skagit County Auditor

9/5/2002 Page 14 of 14 10:44AM

02 9 00379

47

89

Case
XX
3-22-02