



200410110006

Skagit County Auditor

10/11/2004 Page 1 of 4 8:51AM

Document Title:

Memorandum of lease

Reference Number :

Grantor(s):

additional grantor names on page ____.

1. John H. Near

2.

Grantee(s):

additional grantee names on page ____.

1. Orca Investments, LLC

2.

Abbreviated legal description:

full legal on page(s) ____.

Lots 11 to 13 Blk 21 Anacortes

Assessor Parcel / Tax ID Number:

additional tax parcel number(s) on page ____.

P 54987

MEMORANDUM OF LEASE

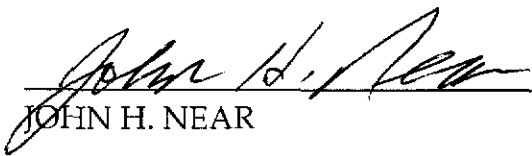
THIS MEMORANDUM OF LEASE, is made this 30th day of September, 2004, between JOHN H. NEAR, (hereinafter "Lessor") and ORCA INVESTMENTS, LLC, (hereinafter "Lessee").

Lessor and Lessee entered into a Commercial Lease Agreement with Option to Purchase, dated September 1, 2004 pursuant to which Lessor leased to Lessee and Lessee leased from Lessor certain real property commonly known as 715 and 717 Commercial Avenue, Anacortes, County of Skagit, State of Washington, described in Exhibit A attached to this Memorandum of Lease for a term of Three (3) years, commencing August 1, 2004 and ending July 31, 2007 together with a Two (2) year option to renew the Lease Agreement.

This Memorandum is not a complete summary of the Lease Agreement and should not be used in interpreting provisions of the Lease Agreement. In the event of conflict between this Memorandum and the Lease Agreement, the Lease Agreement shall control. This Memorandum is executed solely for the purpose of recording and making public notice of the existence of the Lease Agreement.

IN WITNESS WHEREOF, the parties have executed this instrument the day and year first above written.

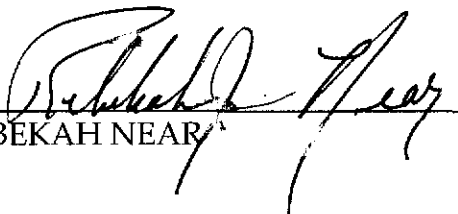
LESSOR:



JOHN H. NEAR

LESSEE:

ORCA INVESTMENTS, LLC

By: 

REBEKAH NEAR



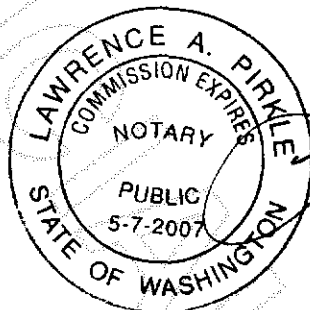
200410110006

Skagit County Auditor


STATE OF WASHINGTON)
) ss.
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that REBEKAH NEAR is the person who appeared before me and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 30 day of September, 2004.



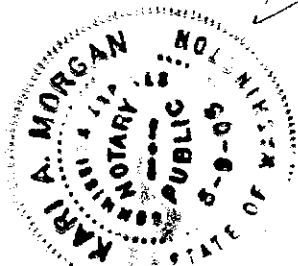
LAWRENCE A. PIRKLE


NOTARY PUBLIC in and for the
State of Washington,
Residing at Mount Vernon
My appointment expires: 5/7/07


STATE OF WASHINGTON)
) ss.
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that JOHN H. NEAR is the person who appeared before me and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 04 day of OCT, 2004.



KARI MORGAN
(printed name)


NOTARY PUBLIC in and for the
State of Washington,
Residing at SKAGIT
My appointment expires: 5-9-05



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EXHIBIT A

PARCEL "A"

THE SOUTH 26.56 FEET OF THE NORTH 43.25 FEET OF THE SOUTH 80 FEET OF LOTS 11, 12 AND 13, BLOCK 21, "MAP OF THE CITY OF ANACORTES", ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 2 OF PLATS, PAGES 4 THROUGH 7, RECORDS OF SKAGIT COUNTY, WASHINGTON;

PARCEL "B"

A NON-EXCLUSIVE EASEMENT FOR ROAD PURPOSES OVER, ACROSS AND UPON THE EAST 6 FEET OF THE NORTH 36.69 FEET OF LOT 13, BLOCK 21, "MAP OF THE CITY OF ANACORTES", ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 2 OF PLATS, PAGES 4 THROUGH 7, RECORDS OF SKAGIT COUNTY, WASHINGTON, AS ESTABLISHED BY INSTRUMENT RECORDED AUGUST 4, 1972, UNDER AUDITORS FILE NO. 772125, RECORDS OF SKAGIT COUNTY, WASHINGTON.

RS
JN



200410110006

Skagit County Auditor