



200812300089

Skagit County Auditor

When recorded return to:

12/30/2008 Page 1 of 4 10:36AM

Craig Sjostrom
411 Main Street
Mount Vernon, Washington 98273

AMENDMENT OF EASEMENT

Grantors: Robert Juhl & Jacqueline Juhl, h/w

Grantees: Forrest A. Foss & Cheryl Foss, h/w

Legal Description: Ptns Blocks 3,4,11,12,14,14, 18 & 19, Fidalgo Bay Add'n to Anacortes

Assessor's Property Tax Parcel or Account Nos.: P60743; P33438

Reference Nos of Documents Assigned or Released: 9709080043; 9204200040

THIS INSTRUMENT, dated this 29 day of December, 2008, is intended to amend that Easement dated August 26th, 1997 and recorded on September 8th, 1997 under Auditor's File No. 9709080043, records of Skagit County, Washington.

- a. The above-referenced Easement set forth a legal description for an easement for ingress, egress and utilities.
- b. An access road physically existed at the time the said easement was executed, and it was the intention of the parties thereto to have the description for the access easement match the physical location of the roadway; however, such was not in fact the case over a portion of the easement as described.
- c. The portion of the easement that does not match the physical location of the roadway is over Lot L, as described in right-of-way described as "ACCESS TO STATE FRONTAGE ROAD", in the Fidalgo Bay Addition to Anacortes Map of Aggregation, as set forth in that Record of Survey recorded in Volume 12, of Surveys, pages 147 and 148, under Auditor's File No. 9204200040, records of Skagit County, Wash.
- d. The parties to this instrument are the owners of the said Lot L, as well as the owners of property benefitted by the said easement.

Now, therefore, in consideration of the Easement, the provisions of the same shall be amended as follows:

1. The legal description for the easement for ingress and egress mentioned in the Easement, insofar as the same crosses over the said Lot L, shall henceforth be as follows:

A Twenty Foot (20') Strip of Land, Ten feet (10') on either side of the centerline as it existed on December 4, 2008, across lot L, Fidalgo Bay Addition to Anacortes MAP OF AGGREGATION as filed under Record of Surveys Volume 12, pages 147 and 148, and recorded under Skagit Co. Auditor's File No. 9204200040, such centerline described as follows:

Commencing at the SW corner of Lot L, Fidalgo Bay Addition to Anacortes MAP OF AGGREGATION;

thence North 01°37'18" East, a distance of 110.21' along the West line of Lot L to the POINT OF BEGINNING of the description:

thence South 44°49'54" East, a distance of 11.59';

thence South 28°26'07" East, a distance of 44.98';

thence Southeasterly 78.96' along a curve to the left, concave to the Northeast, having a radius of 130.00' through a central angle of 34°48'02";

thence South 63°14'08" East, a distance of 24.06' to the Southern line of the said Lot L, said point lying South 88°38'25" East a distance of 109.99' from the Southwest corner of the said Lot L.

2. The physical location(s) of any utility lines as they exist as of the date hereof shall control over their locations as set forth in the said Easement.
3. All of the provisions of the said Easement not in conflict herewith, specifically including but not limited to any Conditions set forth therein, shall remain in full force and effect.

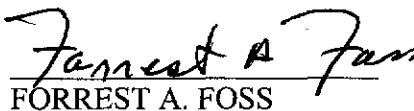

ROBERT JUHL

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

DEC 30 2008

Amount Paid \$
Skagit Co. Treasurer
By  Deputy


JACQUELINE JUHL


FORREST A. FOSS

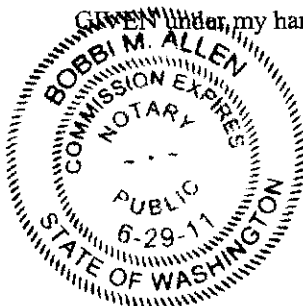


Cheryl R Foss
CHERYL R. FOSS

STATE OF WASHINGTON)
)
) :SS
COUNTY OF SKAGIT)

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

GIVEN under my hand and official seal this 23rd day of December, 2008

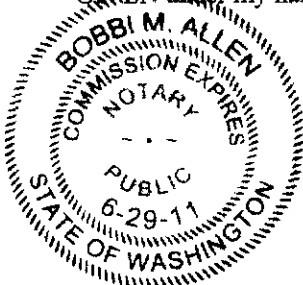


Bobbi M. Allen
NOTARY PUBLIC in and for the State of Washington, residing at
Oak Harbor
My commission expires: 6-29-11
Name: Bobbi M. Allen

STATE OF WASHINGTON)
)
) :SS
COUNTY OF SKAGIT)

On this day personally appeared before me Jacqueline Juhl, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 23rd day of December, 2008



Bobbi M. Allen
NOTARY PUBLIC in and for the State of Washington, residing at
Oak Harbor
My commission expires: 6-29-11
Name: Bobbi M. Allen

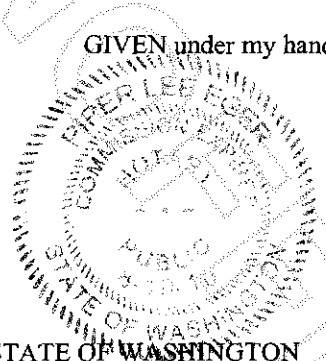
STATE OF WASHINGTON)
)
) :SS
COUNTY OF SKAGIT)

On this day personally appeared before me Forrest A. Foss, to me known to be one of the individuals



described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 29th day of December, 2008.



Piper Lee Eger

NOTARY PUBLIC in and for the State of Washington, residing at

Mount Vernon

My commission expires: 8/19/10

Name: Piper Lee Eger

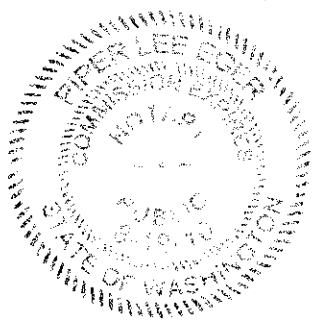
STATE OF WASHINGTON)

:ss

COUNTY OF SKAGIT)

On this day personally appeared before me Cheryl R. Foss, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 29th day of December, 2008.



Piper Lee Eger

NOTARY PUBLIC in and for the State of Washington, residing at

Mount Vernon

My commission expires: 8/19/10

Name: Piper Lee Eger

