Recording Requested by:
Owens Mortgage Investment Fund

LAND TITLE OF SKAGIT COUNTY

After recording mail to:

Owens Mortgage Investment Fund c/o Owens Financial Group, Inc.

2221 Olympic Blvd.

Walnut Creek, CA 94595

Loan #51074

PHN: NEYY OF SCOTU TO 321-4 E LAW 10P

P109225

MEMORANDUM OF MODIFICATION OF LOAN DOCUMENTS

Skagit County Auditor

1 of

22 3:01PM

7/31/2009 Page

Dated June 5, 2009

WHEREAS CLEAR VALLEY ENVIRONMENTAL FARM, LLC, a Washington limited liability company; and CLEAR VALLEY ENVIRONMENTAL FARM II, INC., a Washington corporation, as Grantor(s), did make, execute and deliver, a Deed of Trust to Land Title Company of Skagit County, as Trustee, and OWENS MORTGAGE INVESTMENT FUND, a California limited partnership, as Beneficiary, dated April 10, 2006 and recorded April 27, 2006, at Instrument #200604270155, Official Records of the County of Skagit, State of Washington, given to secure payment of a certain note of same date, in the principal amount of \$3.500.000.00.

NOW THEREFORE, notice is hereby given by the undersigned Grantor(s) and present Beneficiary(s) under the Deed of Trust, pursuant to the terms of said Deed of Trust, that the terms of the obligation evidenced by said Note secured by said Deed of Trust are amended and modified between them to provide that the maturity date has been changed.

FURTHERMORE, notice is hereby given by the undersigned Grantor(s) and present Beneficiary(s) under the Deed of Trust, pursuant to the terms of said Deed of Trust, that the legal description attached to our:

- 1) Deed of Trust and Assignment of Rents as described above; and
- 2) UCC-1 Financing Statement dated April 10, 2006, recorded April 27, 2006 at Series #200604270157; and
- 3) Security Agreement dated April 10, 2006; and
- 4) Pledge Agreement dated April 10, 2006;

is hereby amended and replaced with the legal description on Exhibit "A" attached hereto and made a part hereof.

FURTHERMORE, notice is hereby given by the undersigned Grantor(s) and present Beneficiary(s) under the Deed of Trust, pursuant to the terms of said Deed of Trust, that the following documents have been modified as stated in that certain Modification to Loan Documents dated June 5, 2009:

- 1) Security Agreement dated April 10, 2006; and
- 2) Pledge Agreement dated April 10, 2006; and
- 3) UCC-1 Financing Statement dated April 10, 2006

In all other respects, the Fixed Rate Note and Deed of Trust securing the same, Security Agreement, Pledge Agreement and UCC-1 Financing Statement securing the same, all remain unaltered and in full force and effect.

This Memorandum is intended to make a matter of public record the execution of such Modification of Loan Documents, and is not intended to set forth all of the terms and conditions thereof, for which reference must be made to the complete Modification of Loan Documents in the hands of Beneficiary. Said Modification of Loan Documents is incorporated by reference herein and both said instrument and this instrument shall be deemed to constitute but a single document.

Governing Law: WITHOUT REGARD TO ANY PRINCIPLES OF CONFLICT LAW, THIS INSTRUMENT AND ALL OF THE OTHER LOAN DOCUMENTS SHALL BE GOVERNED BY THE LAWS OF THE STATE OF CALIFORNIA EXCEPT THAT THE PROCEDURAL AND SUBSTANTIVE LAWS OF THE STATE IN WHICH THE PROPERTY IS LOCATED RELATING TO THE CREATION, PERFECTION OR PRIORITY OF LIENS AND SECURITY INTERESTS AND TO FORECLOSURE OR OTHER REMEDY WITH RESPECT TO THE PROPERTY SHALL NECESSARILY GOVERN. IN NO EVENT WILL CALIFORNIA'S "ONE FORM OF ACTION RULE" (California Civil Code of Procedure section 726) BE AVAILABLE TO BORROWER, IT'S SUCCESSORS AND/OR ASSIGNS. THE VENUE FOR ANY DISPUTE, WHETHER IN FEDERAL OR STATE COURT, SHALL BE IN CONTRA COSTA COUNTY, CALIFORNIA.

BENEFICIARY(s)/PAYEE(s)

OWENS MORTGAGE INVESTMENT FUND, a California Limited Partnership

BY: Owens Financial Group, Inc., a California Corporation

ITS: General Partner

William E. Dutra, Senior Vice President

GRANTOR(S)/MAKER(S)

CLEAR VALLEY ENVIRONMENTAL FARM, LLC, a Washington limited liability company

BY: SUSTAINABLE ENVIRONMENTS, LLC, a Washington limited liability company

ITS: Managing Member

Kevin F. Noon, Managing Member

Jerome Ryan, Managing Member

James Blythe Hodge, Managing Member

CLEAR VALLEY ENVIROMENTAL FARM, II, INC., a Washington corporation

Kevin F. Noon, Vice President

Jerome Ryan, President

James Blythe Hodge, Secretary

Skagit County Auditor 7/31/2009 Page

22 3:01PM

	ALL-PURPOSE ACKNOWLEDGMENT
STATE OF CALIFORNIA	
COUNTY OF CONTRO	. Costa
on June 9th 20	oog, before me, Kim Larson,
a Notary Public, personally app	eared William E. Dutra
subscribed to the within instrun	of satisfactory evidence to be the person(s) whose name(s) is/ase ent and acknowledged to me that he/she/they executed the same in (field), and that by his/ber/their signature(s) on the instrument the half of which the person(s) acted, executed the instrument.
I certify under PENALTY OF I paragraph is true and correct	PERJURY under the laws of the State of California that the foregoing
Witness my hand and official se	al.
SIGNATURE OF NOTARY	NIM LARSON COMM. #1745316 Notary Public · California Contra Costa County My Conm. Expires May 15, 2011

This Memorandum is intended to make a matter of public record the execution of such Modification of Loan Documents, and is not intended to set forth all of the terms and conditions thereof, for which reference must be made to the complete Modification of Loan Documents in the hands of Beneficiary. Said Modification of Loan Documents is incorporated by reference herein and both said instrument and this instrument shall be deemed to constitute but a single document.

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ITS: General Partner

William E. Dutra, Senior Vice President

GRANTOR(S)/MAKER(S)

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BY: SUSTAINABLE ENVIRONMENTS, LLC, a Washington limited liability company

ITS: Managing Member

Kevin F. Noon, Managing Member

Jerome Ryan, Managing Member

James Blythe Hodge, Managing Member

CLEAR VALLEY ENVIROMENTAL FARM, II, INC., a Washington corporation

Kevin F. Noon, Vice President

Jerome Ryan, President

James Blythe Hodge, Secretary

200907310108 Skagit County Auditor

7/31/2009 Page

garan Tanggaran	STATE OF WASHINGTON COTON COTON
er J	COUNTY OF Denier
1	On this 1st day of Tuly in the year of 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared
	personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose
	personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies; and the person(s), or the entity upon behalf of which the person(s), executed the instrument.
	WITNESS my hand and official seal Commission Expires 04/04/2012
	AHVITT SALL SALLE SALLES
•	NOTARY PUBLIC COLORADO

	STATE OF WASHINGTON
	COUNTY OF.
	On this day of in the year of, before me, the undersigned, a Notary Public in and for said State, personally appeared
	personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
	WITNESS my hand and official seal.
	NOTARY PUBLIC



7/31/2009 Page

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BY: Owens Financial Group, Inc., a California Corporation

ITS: General Partner

William E. Dutra, Senior Vice President

GRANTOR(S)/MAKER(S)

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ITS: Managing Member

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erome Rvan, Managing Member

James Blythe Hodge, Managing Member

CLEAR VALLEY ENVIROMENTAL FARM, II, INC., a Washington corporation

Kevin F. Noon, Vice President

Jefome Ryan, President

James Blythe Hodge, Secretary

2 0 0 9 0 7 3 1 0 1 0 8 Skagit County Auditor 7/31/2009 Page 6 of 20

22 3:01PM

STATE OF WASHINGTON CALIFORNIA
COUNTY OF YONOMA
COUNTY OF SONOMA On this 30 day of TUNE in the year of 2009 before me, the undersigned, a Notary Public in and for said State, personally appeared
JEROME RYAN-
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is are subscribed to the within instrument and acknowledged to me that he she/they executed the same in his/her/their authorized capacity(iee), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.
Alle Kill Sonoma County
NOTARY PUBLIC My Comm. Expires Mar 14, 2010
STATE OF WASHINGTON
COUNTY OF
On this day of in the year of, before me, the undersigned, a Notary Public in and for said State, personally appeared
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.
NOTARY PUBLIC

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ITS: General Partner

William E. Dutra, Senior Vice President

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BY: SUSTAINABLE ENVIRONMENTS, LLC, a Washington limited liability company

ITS: Managing Member

Kevin F. Noon, Managing Member

Jerome Ryan, Managing Member

ame Blythe Hodge, Managing Member

CLEAR VALLEY ENVIROMENTAL FARM, II, INC., a Washington corporation

Kevin F. Noon, Vice President

Jerøme Ryan, President

James Blythe Hodge Secretary

7/31/2009 Page

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ander" Jackson Jackson Jackson	STATE OF WASHINGTON
~** (COUNTY OF 1 MY
	On this day of in the year of, before me, the undersigned, a Notary Public in and for said State, personally appeared
	personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/ner/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
/	WITNESS my hand and official seal. Notary Public State of Florida Julian Claudlo
	NOTARY PUBLIC My Commission DD713305 Expires 09/10/2011
_	
	STATE OF WASHINGTON
	COUNTY OF
	On this day of in the year of, before me, the undersigned, a Notary Public in and for said State, personally appeared
	personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
	WITNESS my hand and official seal.
	NOTARY PUBLIC
	NOTART FOBLIG

7/31/2009 Page

Schedule "A-1": DÉSCRIPTION:

PARCEL "A"

The Northeast 1/2 of the Southwest 1/4 of Section 10, Township 34 North, Range 4 East, W.M.

TOGETHER WITH that portion of the Southeast ¼ of the Southwest ¼ of Section 10, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Northwest corner of said Southeast 1/4 of the Southwest 1/4;

thence South 0°12'29" West, along the West line thereof, a distance of 660.87 feet, more or less, to the Northwest corner of that certain parcel as conveyed by Deed recorded April 10, 2006, under Auditor's File No. 200604100126;

thence South 89°11'17" East along the North line thereof, 363.49 feet to the Northeast corner thereof;

thence North 62°42'54" East 117.72 feet;

thence South 63°15'58" East 111.40 feet;

thence South 15°42'36" East 159.39 feet;

thence South 32°41'51" East 129.01 feet;

thence South 52°05'24" East 149.71 feet;

thence South 88°04'38" East 128.61 feet;

thence North 79°36'46" East 295.79 feet;

thence South 66°03'52" East 138.90 feet, more or less, to the East line of said Southeast ¼ of the Southwest ¼;

thence North 0°00'33" West, along said East line, 1,001.03 feet to the Northeast corner thereof;

thence North 89°02'28" West, along the North line of said Southeast ¼ of the Southwest ¼, 1,342.60 feet to the point of beginning.

Also shown as Parcel 1 on Survey recorded under Auditor's File No. 200706190095, records of Skagit County, Washington.

TOGETHER WITH a 60 foot wide non-exclusive easement for ingress, egress and utilities over, under and across the exact location to be determined at a future time and under mutual consent as to location on the following described parcel:

That portion of the Southeast ¼ of the Southwest ¼ and the Southwest ¼ of the Southeast ¼ of Section 10, together with that portion of the Northeast ¼ of the Northwest ¼ and the Northwest ¼ of the Northeast ¼ of Section 15, all in Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Northwest corner of the Southeast ¼ of the Southwest ¼ of said Section 10; thence South 0°12'29" West, along the West line thereof, a distance of 660.87 feet, more or less, to the Northwest corner of that certain parcel as conveyed by Deed recorded April 10, 2006, under Auditor's File No. 200604100126;

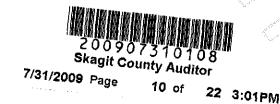
thence South 89°11'17" East, along the North line thereof, 363.49 feet to the Northeast corner thereof;

thence North 62°42'54" East 117.72 feet:

thence South 63°15'58" East 111.40 feet;

thence South 15°42'36" East 159.39 feet:

thence South 32°41'51" East 129.01 feet;



PARCEL "A" Continued:

thence South 52°05'24" East 149.71 feet;

thence South 88°04'38" East 128.61 feet;

thence North 79°36'46" East 295.79 feet;

thence South 66°03'52" East 138.90 feet;

thence South 66°03'52" East 103.00 feet to the true point of beginning;

thence North 66°03'52" West 103.00 feet;

thence North 66°03'52" West 138.90 feet:

thence South 79°36'46" West 295.79 feet;

thence North 88°04'38" West 128.61 feet:

thence North 52°05'24" West 149.71 feet;

thence North 32°41'51" West 129.01 feet:

thence North 15°42'36" West 159.39 feet:

thence North 63°15'58" West 111.40 feet;

thence South 62°42'54" West 117.72 feet to the aforementioned Northeast corner of parcel described under Auditor's File No. 200604100126;

thence South 0°38'29" West, along the East line of said parcel and said parcel extended, a distance of 769.92 feet to the Southeast corner of Tract "A" of Skagit County Short Plat No. 60-77, approved August 30, 1977 and recorded August 30, 1977, under Auditor's File No. 863767, in Volume 2 of Short Plats, page 112, records of Skagit County, Washington;

thence North 89°20'05" West, along the South line thereof, 330.03 feet to the Southwest corner thereof, said point being on the East margin of McLaughlin Extension Road;

thence South 1°26'36" West, along said margin, 1,202.86 feet to an intersection with the North margin of McLaughlin Road;

thence South 89°00'37" East, along said North margin, 967.04 feet to a point which lies South 16°45'44" West from the true point of beginning;

thence North 16°45'44" East 1,656.33 feet to the true point of beginning.

Situate in the County of Skagit, State of Washington.

PARCEL "B":

The West ½ of the Southeast ¼ of Section 10, Township 34 North, Range 4 East, W.M.

EXCEPT that portion described as follows:

Beginning at the Northwest corner of the Southeast ¼ of the Southwest ¼ of said Section 10; thence South 0°12'29" West, along the West line thereof, a distance of 660.87 feet, more or less, to the Northwest corner of that certain Parcel as conveyed by deed recorded April 10, 2006, under Auditor's File No. 200604100126;

thence South 89°11'17" East, along the North line thereof, 363.49 feet to the Northeast corner thereof,

thence North 62°42'54" East 117.72 feet;

thence South 63°15'58" East 111.40 feet;

200907310108 Skagit County Auditor

7/31/2009 Page

PARCEL "B" Continued:

thence South 15°42'36" East 159.39 feet;

thence South 32°41' 51" East 129.01 feet;

thence South 52°05'24" East 149.71 feet;

thence South 88°04'38" East 128.61 feet:

thence North 79°36'46" East 295.79 feet;

thence South 66°03'52" East 138.90 feet, more or less, to the West line of said West ½ of the Southeast ¼ of said Section 10 and the true point of beginning;

thence South 66°03'52" East 103.00 feet;

thence South 78°26'16" East 220.72 feet;

thence South 57°43'31" East 112,69 feet;

thence South 76°50'23" East 84.64 feet;

thence South 76°59'11" East 180.46 feet;

thence South 54°48'59" East 93.58 feet;

thence South 25°47'39" East 91.15 feet to the South line of said West ½ of the Southeast ¼;

thence North 87°55'43" West, along said South line 780.52 feet to the Southwest corner thereof;

thence North 0°00'33" West, along the West line thereof, 313.89 feet, more or less, to the true point of beginning.

Also known as Parcel 2 on Survey under Auditor's File No. 200706190095, records of Skagit County, Washington.

TOGETHER WITH a 60.00 foot non-exclusive easement for ingress, egress and utilities being 30.00 feet on both sides of the following described centerline, being in a portion of Section 10 and Section 15, Township 34 North, Range 4 East, W.M.

Beginning at the Southwest corner of Tract "A" of Skagit County Short Plat No. 60-77, approved August 30, 1977, and recorded August 30, 1977, under Auditor's File No. 863767, in Volume 2 of Short Plats, page 112, records of Skagit County, Washington;

thence South 1°26'36" West, along the East margin of McLaughlin Road Extension, as shown on said Short Plat, 43.62 feet to the true point of beginning of this centerline description:

thence the following courses along said centerline, South 86°12'32" East 174.78 feet;

thence North 85°42'17" East 172.87 feet;

thence North 58°22'51" East 393.11 feet:

thence South 88°43'21" East 1387.99 feet, more or less, to a point of intersection with the Southeasterly line of the above described Parcel and the terminus of said centerline description.

The sidelines of said Easement shall be extended or trimmed so as to form a continuous line across the Grantor's Ownership.

Situate in the County of Skagit, State of Washington.



7/31/2009 Page

PARCEL "C":

That portion of the abandoned Puget Sound and Cascade Railway right-of-way in the Southeast ¼ of the Southwest ¼ of Section 11, Township 34 North, Range 4 East, W.M., more particularly described as follows:

A strip of land 50 feet wide, being 25 feet each side of the centerline described as follows:

Beginning at a point on the South boundary line of Section 11, 296.8 feet, more or less, West from the South 1/4 section corner thereof;

thence Northeasterly to the East line of said Southeast 1/4, 366 feet, more or less, North of said section corner.

Situate in the County of Skagit, State of Washington.

PARCEL "D":

That portion of the Northwest 4 of Section 14, Township 34 North, Range 4 East W.M., described as follows:

Beginning at the intersection of the North line of Section 14 with the Westerly line of the right of way of the Seattle Lake Shore and Eastern Railway Company, as said right of way was conveyed by deeds recorded in Volume 10 of Deeds, pages 651 to 654, records of Skagit County, Washington;

thence Southwesterly along said right of way; 1494.24 feet to the true point of beginning;

thence North 60°30' West, 1683 feet, more or less, to a point 396 feet South of the Northwest corner of said Section 14;

thence South along the West line of the Section to a point 660 feet North of the Southwest corner of the Northwest ¼ of said Section;

thence East 871.2 feet, more or less, to the Westerly line of the said railway company right-of-way; thence Northeasterly along said right of way to the true point of beginning, EXCEPT the 50 foot wide right of way of the Puget Sound and Cascade Railway Company, as said right of way was reserved in deed recorded under Auditor's File No. 138390, in Volume 115 of Deeds, page 619, records of Skagit County, Washington;

AND ALSO EXCEPT that portion lying within the Southwest 1/4 of the Northwest 1/4 of said Section 14.

Situate in the County of Skagit, State of Washington.

PARCEL "E":

Deleted.

PARCEL "F":

Deleted.

200907310108 Skagit County Auditor

7/31/2009 Page

13 of

22 3:01PM

PARCEL "G":

The Southwest ¼ of the Northeast ¼ and the Southeast ¼ of the Northwest ¼ of Section 15, Township 34 North, Range 4 East, W.M.

TOGETHER WITH that portion of the Northwest ¼ of the Northeast ¼ of said Section 15, described as follows:

Beginning at the Northwest corner of the Southeast ¼ of the Southwest ¼ of said Section 10; thence South 0°12'29" West along the West line thereof, a distance of 660.87 feet, more or less, to the Northwest corner of that certain parcel as conveyed by Deed recorded April 10, 2006, under Auditor's File No. 200604100126;

thence South 89°11'17" East, along the North line thereof, 363.49 feet to the Northeast corner thereof:

thence North 62°42'54" East 117.72 feet;

thence South 63°15'58" East 111.40 feet;

thence South 15°42'36" East 159.39 feet;

thence South 32°41'51" East 129.01 feet;

thence South 52°05'24" East 149.71 feet;

thence South 88°04'38" East 128.61 feet;

thence North 79°36'46" East 295.79 feet;

thence South 66°03'52" East, 138.90 feet;

thence South 66°03'52" East 103.00 feet:

thence South 78°26'16" East 220.72 feet;

thence South 57°43'31" East 112.69 feet;

thence South 76°50'23" East 84.64 feet;

thence South 76°59'11" East 180.46 feet;

thence South 54°48'59" East, 93.58 feet;

thence South 25°47'39" East 91.15 feet to the North line of said Section 15 and the true point of beginning;

thence South 25°47'39" East 87.34 feet:

thence South 30°23'11" East 111.90 feet:

thence South 8°07'49" East 157.41 feet;

thence South 18°17'32" East 348.90 feet:

thence South 25°34'21" East 205.38 feet:

thence South 12°48'25" East 218.85 feet;

thence South 5°34'33" West 162.09 feet;

thence South 29°59'41" West 117.22 feet to the North margin of McLaughlin Road;

thence South 88°19'54" East, along said margin, 237.30 feet to the East line of the Northwest ¼ of the Northwest ¼ of said Section 15;

thence North 1°12'39" East, along said East line, 1,311.02 feet to the North line of said Section 15;

thence North 87°55'43" West, along said North line, 543.52 feet to the true point of beginning,

EXCEPT the following described portions thereof:

Exception 1: Any portion lying within the right of way of McLaughlin Road.

Exception 2: Any portion lying within the right of way of State Road No. 538, also known as College Way.



7/31/2009 Page

PARCEL "G" Continued:

Exception 3: The West 208.7 feet of the South 626.1 feet of that portion of the Southeast ¼ of the Northwest ¼ of said Section 15, lying North of State Road No. 1-G (SR 538).

Exception 4: Beginning at the Northwest corner of the Southeast ¼ of the Northwest ¼ of said Section 15; thence South along the West line thereof 20 feet to the Southerly line of McLaughlin Road and the true point of beginning;

thence continuing South along said West line 666.63 feet, more or less, to the Northwest corner of that certain parcel described in Real Estate Contract in favor of Kenneth Moore and Phyllis Marie Moore and recorded under Auditor's File No. 8305270054:

thence East along the North line of said Moore parcel and said line extended 980.15 feet;

thence North, parallel to the West line of said Southeast ¼ of the Northwest ¼ 666.63 feet, more or less, to the South line of McLaughlin Road;

thence West along the South line to the true point of beginning.

Exception 5: Beginning at the Northwest corner of the Southeast 1/4 of the Southwest 1/4 of Section 10, Township 34 North, Range 4 East, W.M.;

thence South 0°12'29" West, along the West line thereof, a distance of 660.87 feet, more or less, to the Northwest corner of that certain parcel as conveyed by Deed recorded April 10, 2006, under Auditor's File No. 200604100126;

thence South 89°11'17" East, along the North line thereof, 363.49 feet to the Northeast corner thereof;

thence North 62°42'54" East 117.72 feet;

thence South 63°15'58" East 111.40 feet;

thence South 15°42'36" East 159.39 feet;

thence South 32°41'51" East 129.01 feet;

thence South 52°05'24" East 149.71 feet;

thence South 88°04'38" East 128.61 feet:

thence North 79°36'46" East 295.79 feet;

thence South 66°03'52" East 138.90 feet, more or less, to the West line of the West ½ of the Southeast ¼ of said Section 10;

thence South 66°03'52" East 103.00 feet:

thence South 78°26'16" East 220.72 feet;

thence South 57°43'31" East 112.69 feet;

thence South 76°50'23" East 84.64 feet;

thence South 76°59'11" East 180.46 feet;

thence South 54°48'59" East 93.58 feet;

thence South 25°47'39" East 91.15 feet to the South line of the West ½ of the Southeast ¼ of said Section 10;

thence South 25°47'39" East 87.34 feet;

thence South 30°23'11" East 111.90 feet;

thence South 8°07'49" East 157.41 feet:

thence South 18°17'32" East 348.90 feet:

thence South 25°34'21" East 205.38 feet;

thence South 12°48'25" East 218.85 feet;

thence South 5°34'33" West 162.09 feet:

thence South 29°59'41" West 139.94 feet to the South line of the Northwest ¼ of the Northeast ¼ and the true point of beginning;

thence continue South 29°59'41" West 185.06 feet;



PARCEL "G" Continued:

thence South 71°25'46" West 334.89 feet:

thence North 86°50'15" West 213.62 feet;

thence North 85°42'09" West 472.91 feet to the West line of the said Southwest ¼ of the Northeast ¼ of Section 15;

thence North 88°33'24" West 370.33 feet, to the East line of Exception 4 described above;

thence North 1°26'36" East, along said East line, 248.56 feet to the North line of the Southeast ¼ of the Northwest ¼ of said Section 15;

thence South 89°00'37" East, along said North line, 369.85 feet to the Northeast corner of said Southeast ¼ of the Northwest ¼;

thence South 88°19'54" East, along the North line of the Northwest ¼ of the Northeast ¼ of said Section 15, a distance of 1,089.47 feet to the true point of beginning.

Exception 6: That portion, if any, that lies within the previous right of way of College Way between the center of Section 15 and the existing right of way of College Way to the West of said center of Section.

Also shown as Parcel 5 on Survey recorded under Auditor's File No. 200706190095, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington,

PARCEL "H":

Those portions of Sections 10 and 11, Township 34 North, Range 4 East, W.M., described as follows:

Parcel 1:

That portion of the South ½ of the Northeast ¼ of said Section 10, lying Southerly of Nookachamps Creek.

Parcel 2:

The East ½ of the Southeast ¼ of said Section 10;

Parcel 3:

The West ½ of the Southwest ¼ of said Section 11;

EXCEPT County road right-of-way:

ALSO EXCEPT that portion lying Southerly of the South line of Nookachamps Creek.

Parcel 4:

The Southwest 1/4 of the Northwest 1/4 of said Section 11;

EXCEPT County road right-of-ways.

200907310108 Skagit County Auditor

7/31/2009 Page

PARCEL "H" Continued:

Parcel 5:

Beginning at a point on the North and South centerline of said Section 11, Township 34 North, Range 4 East, W.M., a distance of 60.00 feet North of where the North line of the right-of-way of the Seattle and International Railway crosses said line;

thence North 45° West to the Southerly bank of Nookachamps Creek;

thence Westerly, along the Southerly bank of said creek to the West line of said Section;

thence South to the Southwest corner of said Section 11;

thence East to the Southeast corner of said Southwest 1/4 of said Section 11;

thence North to the point of beginning.

EXCEPT that portion, if any, within State Highway right-of-way;

ALSO EXCEPT that portion, if any, within former Railroad right-of-way now owned by Skagit County;

AND ALSO EXCEPT any portion lying Southeasterly of the Northwesterly line of the right-of-way for State Route 9;

Parcel 6:

That portion of the Northwesterly ½ of that certain 100 foot wide strip of land conveyed to the Seattle Lake Shore and Eastern Railway Company, by Deed recorded June 2, 1890, in Volume 10 of Deeds, page 574, records of Skagit County, Washington, which lies within the East ½ of the Southwest ¼ of said Section 11.

Parcel 7:

That portion of the Northwesterly ½ of that certain 100 foot wide strip of land conveyed to the Seattle Lake Shore and Eastern Railway Company, by Deed recorded June 2, 1890, in Volume 10 of Deeds, page 574, records of Skagit County, Washington, which lies within the Southeast ¼ of said Section 11 and lies Southwesterly of the Southeasterly extension of the Northeasterly line of that certain tract conveyed to Robert G. Lundvall, et ux, by deed recorded September 3, 1982, under Auditor's File No. 8209030067:

EXCEPT that portion described as follows:

That portion of Section 11, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Southwest corner of said Section 11;

thence South 88°32'07" East, along the South line of said Section 11 a distance of 1168.41 feet; thence North 1°06'44" East 1024.71 feet to a point hereinafter referred to as Point "A" and the true point of beginning;

thence North 65°38'15" West 89.27 feet:

thence North 60°12'24" West 578.82 feet;

thence North 58°52'21" West 337.35 feet;

thence North 43°09'09" West 68.08 feet;

thence North 0°43'05" West 371.65 feet;

thence North 3°01'13" East 349.79 feet;

thence North 28°03'28" East 282.53 feet:

200907310108 Skagit County Auditor 7/31/2009 Page 17 of 22 3:01PM

PARCEL "H". Parcel 7, Continued:

therice North 39°46'02" East 128.04 feet;

thence North 73°15'44" East 458.76 feet:

thence North 49°28'04" East 210.47 feet:

thence along a curve to the left having a radius of 148.75 feet through a central angle of 87°56'43" an arc distance of 228.33 feet:

thence North 38°28'39" West 106.10 feet:

thence North 29°08'06" West 48.98 feet:

thence North 5°45'31" West 28.47 feet:

thence North 27°57'37" East 255.36 feet;

thence North 38°57'10" East 102.81 feet;

thence North 76°29'57" East 62.91 feet;

thence North 60°00'00" East 58.53 feet;

thence South 44°26'23" East 49.42 feet, more or less, to the Westerly margin of Babcock Road;

thence Southerly along the Westerly margin 1113.75 feet, more or less, to the East line of the West ½ of the Southwest ¼ of said Section 11;

thence South 1°06'44" West, along said East line, 2128.92 feet to the center of Nookachamps Creek;

thence Westerly along the centerline of Nookachamps Creek 157.43 feet to a point which lies South 1°06'44" West from the aforementioned Point "A";

thence North 1°06'44" East 627.06 feet to the true point of beginning.

Situate in the County of Skagit, State of Washington.

PARCEL "I":

That portion of Section 11, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Southwest corner of said Section 11:

thence South 88°32'07" East, along the South line of said Section 11, a distance of 1168.41 feet;

thence North 1°06'44" East 1024.71 feet to a point hereinafter referred to as Point "A" and the true point of beginning;

thence North 65°38'15" West 89.27 feet;

thence North 60°12'24" West 578.82 feet;

thence North 58°52'21" West 337.35 feet:

thence North 43°09'09" West 68.08 feet:

thence North 0°43'05" West 371.65 feet;

thence North 3°01'13" East 349.79 feet:

thence North 28°03'28" East 282.53 feet:

thence North 39°46'02" East 128.04 feet;

thence North 73°15'44" East 458.76 feet;

thence North 49°28'04" East 210.47 feet;

thence along a curve to the left having a radius of 148.75 feet through a central angle of 87°56'43" an arc distance of 228.33 feet;

thence North 38°28'39" West 106.10 feet;

thence North 29°08'06" West 48.98 feet;

thence North 5°45'31" West 28.47 feet;

200907310108 Skagit County Auditor

7/31/2009 Page

PARCEL "I" Continued:

thence North 27°57'37" East 255.36 feet:

thence North 38°57'10" East 102.81 feet:

thence North 76°29'57" East 62.91 feet:

thence North 60°00'00" East 58.53 feet;

thence South 44°26'23" East 49.42 feet, more or less to the Westerly margin of Babcock Road;

thence Southerly along the Westerly margin 1113.75 feet, more or less, to the East line of the West ½ of the Southwest ¼ of said Section 11;

thence South 1°06'44" West, along said East line, 2128.92 feet to the center of Nookachamps Creek; thence Westerly along the centerline of Nookachamps Creek 157.43 feet to a point which lies South

1°06'44" West from the aforementioned Point "A";

thence North 1°06'44" East 627.06 feet to the true point of beginning.

Situate in the County of Skagit, State of Washington.

PARCEL "J":

That portion of the following described tract lying within the Southwest ¼ of the Northwest ¼ of Section 14, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the intersection of the North line of Section 14 with the Westerly line of the right of way of the Seattle Lake Shore and Eastern Railway Company, as said right of way was conveyed by deeds recorded in Volume 10 of Deeds, pages 651 to 654, records of Skagit County, Washington:

thence Southwesterly along said right of way, 1,494.24 feet to the true point of beginning;

thence North 60°30' West, 1,683 feet, more or less, to a point 396 feet South of the Northwest corner of said Section 14;

thence South along the West line of the Section to a point 660 feet North of the Southwest corner of the Northwest ¼ of said Section;

thence East 871.2 feet, more or less, to the Westerly line of the said railway company right of way; thence Northeasterly along said right of way to the true point of beginning,

EXCEPT the 50 foot wide right of way of the Puget Sound and Cascade Railway Company, as said right of way was reserved in deed recorded under Auditor's File No. 138390, in Volume 115 of Deeds, page 619, records of Skagit County, Washington,

AND ALSO EXCEPT that portion, if any, lying within the as built and existing extension of the Gunderson County Road.

Situate in the County of Skagit, State of Washington.

PARCEL "K":

Deleted.

PARCEL "L":

Deleted.

200907310108 Skagit County Auditor 7/31/2009 Page 19 of 22 3:01PM

PARCEL "M":

Beginning at the North ¼ corner of Section 14, Township 34 North, Range 4 East, W.M.; thence West along the North line of said Section 14, a distance of 275.88 feet to an intersection with the Westerly right of way line of the Northern Pacific Railway Company;

thence Southwesterly, along said right of way line 1,086.24 feet;

thence North 56°41°17" West 157.80 feet, along a line which would intersect the North line of said Section 14 at a point 329.30 feet East of the Northwest corner of said Section 14 and the true point of beginning; thence North 46°15'53" East 126.54 feet;

thence South 53°55'39" East 185.22 feet to the center of that certain 100 foot wide right of way to Seattle Lake Shore and Eastern Railway Company right of way as conveyed by Deed dated April 4, 1890 and recorded July 13, 1890 in Volume 10 of Deed, page 651, records of Skagit County, Washington; thence Northeasterly along said centerline 901.81 feet, more or less, to the North line of said Section 14; thence Westerly, along said line, 2,113.04 feet, more or less, to a point which lies 329.30 feet Easterly from the Northwest corner of said Section 14;

thence South 56°41'17" East 1,482.47 feet, more or less, to the true point of beginning.

Situate in the County of Skagit, State of Washington.

PARCEL "N":

The following described portions of Sections 14 and 15 of Township 34 North, Range 4 East, W.M., described as follows:

- 1.) That portion of the Northeast ¼ of the Southwest ¼ and the Northwest ¼ of the Southeast ¼ of said Section 15, Township 34 North, Range 4 East, W.M., lying Northerly of State Highway No. 538.
- 2.) The Northeast ¼ of the Southeast ¼ of said Section 15, Township 34 North, Range 4 East, W.M., EXCEPT that portion thereof lying within the boundaries of the as built and existing State Highway (SR 538) running through said subdivision, also known as Clear Lake Road and College Way.
- 3.) The East ½ of the Northeast ¼ of said Section 15, Township 34 North, Range 4 East, W.M.
- 4.) That portion of the Northwest ¼ of the Southwest ¼ of said Section 14, lying Westerly of the West line of the 100 foot wide right of way conveyed to the Seattle Lake Shore and Eastern Railway Company by deed recorded under Auditor's File No. 3823, in Volume 20 of Deeds, page 504, records of Skagit County, Washington, EXCEPT mineral rights as reserved by deed recorded under Auditor's File 28646, in Volume 34 of Deeds, page 392, records of Skagit County, Washington.

AND ALSO EXCEPT that certain 20 foot wide strip of land conveyed to the Northern Pacific Railway Company by deed recorded under Auditor's File No. 102078, in Volume 96 of Deeds, page 509, records of Skagit County,

AND ALSO EXCEPT that portion of the North 30 feet of the East 105 feet of that portion of said Northwest 1/4 of the Southwest 1/4 lying West of the West line of the Northern Pacific Railway, said portion being the non-vacated portion of Coltrine No. 211 County Road, said road being previously conveyed to Skagit County by deeds recorded under Auditor's File Nos. 75461 and 75462, in Volume 78 of Deeds, page 223, records of Skagit County, and portions of said road being vacated by Order of Vacation entered in Volume 12 of Commissioners Journal, page 479, records of Skagit County,



PARCEL "N" Continued:

AND ALSO EXCEPT any portion of the as built and existing road commonly known as Gunderson Road and formerly known as Coltrine Road, extending on to said property.

- 5.) The Westerly ½ of that portion of that certain 100 foot wide strip of land conveyed to the Seattle Lake Shore and Eastern Railway Company by Deed dated July 17, 1891, and recorded July 25, 1891, under Auditor's File No. 3823, in Volume 20 of Deeds, page 504, records of Skagit County, lying within the Northwest 1/4 of the Southwest 1/4 of said Section 14, Township 34 North, Range 4 East, W.M..
- 6.) That certain 20 foot wide strip of land conveyed to the Northern Pacific Railway Company by Deed dated April 15, 1914, and recorded April 21, 1914, under Auditor's File No. 102078, in Volume 96 of Deeds, page 509, records of Skagit County, being a portion of the Northwest 1/4 of the Southwest 1/4 of said Section 14, Township 34 North, Range 4 East, W.M.
- 7.) That portion of the South 660 feet of the Southwest 1/4 of the Northwest 1/4 of said Section 14, Township 34 North, Range 4 East, W.M., lying Westerly of the West line of the 200 foot wide right of way and depot grounds of the Seattle Lake Shore and Eastern Railway Company, as said right of way and depot grounds were conveyed to said railway company by deeds recorded in Volume 10 of Deeds, pages 651 to 654, records of Skagit County,

EXCEPT that portion of the South 30 feet of the East 105 feet of that portion of said Southwest 1/4 of the Northwest 1/4, lying West of the West line of the right of way of the Northern Pacific Railway, as said right of way existed on June 6, 1927, said portion being the non-vacated portion of Coltrine No. 211 County Road, said road being previously conveyed to Skagit County by deed recorded under Auditor's File Nos. 75461 and 75462 in Volume 78 of Deeds, page 223, and portions of said road being vacated by Order of Vacation entered in Volume 12 of Commissioners Records, page 479, records of Skagit County.

AND ALSO EXCEPT that portion, if any, lying within the boundaries of the as built and existing County Road commonly known as Gunderson Road and formerly known as Coltrine Road, extending into said property.

- 8.) The Westerly ½ of that certain 100 foot wide strip of land conveyed to the Seattle Lake Shore and Eastern Railway Company by Deed dated April 4, 1890 and recorded July 13, 1890 in Volume 10 of Deeds, page 651, records of Skagit County, being a portion of the Northwest 1/4 of said Section 14, Township 34 North, Range 4 East, W.M.
- 9.) The Easterly ½ of that portion of that certain 100 foot strip of land conveyed to the Seattle Lake Shore and Eastern Railway Company by Deed dated April 4, 1890, and recorded July 13, 1890, in Volume 10 of Deeds, page 651, records of Skagit County, which lies Southerly of a line drawn perpendicular through the centerline of said 100 foot wide strip of land and through the point of divergence of the Easterly right of way line of said 100 foot wide strip of land and the Westerly right of way line of the road right of way commonly known as State Highway No. 9, being a portion of the Northwest 1/4 of said Section 14, Township 34 North, Range 4 East, W.M.



7/31/2009 Page

PARCEL "N" Continued:

10.) Those two fifty-foot by fifteen hundred-foot strips of land conveyed to the Seattle Lake Shore and Eastern Railway Company by deed dated April 4, 1890 and recorded July 13, 1890 and July 25, 1890, in Volume 10 of Deeds, pages 653 and 759, records of Skagit County, being a portion of said Section 14.

EXCEPT that portion of the Northwest ¼ of Section 14, Township 34 North, Range 4 East, W.M., described as follows:

All that portion of that certain 100 foot wide strip of land conveyed to the Seattle Lake Shore and Eastern Railway Company by Deed dated July 17, 1891, and recorded July 25, 1891, under Auditor's File No. 3823, in Volume 20 of Deeds, page 504, records of Skagit County, lying Northerly of the following described line:

Beginning at the North 1/4 corner of said Section 14;

thence West, along the North line of said Section 14, a distance of 275.88 feet to an intersection with the Westerly right of way line of the Northern Pacific Railway Company;

thence Southwesterly along said right of way line, 1,494.24 feet to the true point of beginning of this line description;

thence South 60°07'16" East on a projection of a line that would intersect the West line of the Section at a point 396 feet South of the Northwest corner thereof, a distance of 100.66 feet to the Easterly line of said railway right of way and the terminus of said line description.

200907310108 Skagit County Auditor 7/31/2009 Page 22 of 22 3:01PM