



201308290120

Skagit County Auditor

\$78.00

8/29/2013 Page

1 of

5 2:16PM

**Document Title:**

Order Dismissing Claim of Lien

**Reference Number :** 200809160046 (Cause No. 09-2-01034-2)

**Grantor(s):**

additional grantor names on page \_\_\_

1. DPC Construction, LLC, a Washington limited liability company

2.

**Grantee(s):**

additional grantee names on page \_\_\_

1. Chuck Robert Haigh

2. Shannon Elizabeth Haigh

**Abbreviated legal description:**

full legal on page(s) 5

PTN TRACTS 14 AND 41, PLAT 1, SULPHUR SPRING LAKE TRACTS.

SEE EXHIBIT "A".

**Assessor Parcel / Tax ID Number:**

additional tax parcel number(s) on page \_\_\_

4024-000-041-0104 P69858 and 4024-000-014-0107 P69834

2013 AUG 16 AM 10:11

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

DPC CONSTRUCTION, LLC, a Washington  
limited liability company,

Plaintiff,

vs.

CHUCK ROBERT HAIGH and SHANNON  
ELIZABETH HAIGH, husband and wife, and  
the marital community composed thereof, and  
BOEING EMPLOYEES' CREDIT UNION, a  
Washington corporation,

Defendants.

NO. 09-2-01034-2

ORDER DISMISSING CLAIM OF LIEN  
PURSUANT TO RCW 18.27.114, AND  
DISMISSING CAUSE UNDER RCW  
60.04.141

THIS MATTER having come on regularly for hearing upon Motion of the Defendants, Defendants having appeared by their attorney, JOHN R. SHULTZ and JOHN A. SHULTZ of SHULTZ LAW OFFICES, and Plaintiff having appeared by his attorney, STEPHEN J. PLOWMAN, and the Court having reviewed the files and records herein, and having heard the argument of counsel, now therefore

IT IS ORDERED, ADJUDGED AND DECREED as follows:

1. Plaintiff's Claim of Lien is declared improper, unjust, and wrongful, and declared void and of no effect, and is dismissed based on Defendant's failure to provide a Notice to Customer pursuant to RCW 18.27.114.

ORDER DISMISSING CLAIM OF LIEN  
PURSUANT TO RCW 18.27.114, AND  
DISMISSING CAUSE UNDER RCW 60.04.141 - 1



201308290120

1 2. Plaintiff's Claim of Lien, determined to be improper or wrongful, and resulting in  
2 dismissal, is found to be a violation of the Consumer Protection Act pursuant to RCW 18.27.350 and  
3 damages are awarded against Plaintiff for \$ 1,000.00

4 DONE IN OPEN COURT this 16 day of August, 2013.

5  
6 Steve Needy  
JUDGE/COURT COMMISSIONER

7 Presented by:

8 SHULTZ LAW OFFICES

9  
10 John R. Shultz  
JOHN R. SHULTZ, WSBA #13002  
11 JOHN A. SHULTZ, WSBA #42542  
Attorneys for Defendants HAIGH

12  
13 Approved for Entry:

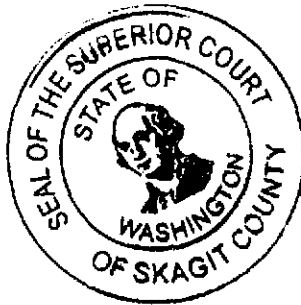
14  
15 Stephen J. Plowman  
STEPHEN J. PLOWMAN, WSBA #21823  
16 Attorney for Plaintiff

17 Anthony V. Harris  
18 ANTHONY V. HARRIS, WSBA #36125  
19 Attorney for Defendant BECU

20  
21  
22  
23  
24  
25 ORDER DISMISSING CLAIM OF LIEN  
PURSUANT TO RCW 18.27.114, AND  
DISMISSING CAUSE UNDER RCW 60.04.141 - 2



UNOFFICIAL DOCUMENT



State of Washington, } ss.  
County of Skagit

Nancy K. Scott, County Clerk of Skagit County and ex-officio Clerk of the Superior Court of the State of Washington, for the County of Skagit, do hereby certify that the foregoing instrument is a true and correct copy of the original, consisting of 2 pages, now on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at my office at Mount Vernon this 16 day of Aug, 20 13 Nancy K. Scott, County Clerk.

By Jim Crews  
Deputy Clerk



201308290120

**EXHIBIT "A"**

The South Half of Tracts 14 and 41, PLAT 1, SULPHUR SPRING LAKE TRACTS, according to the plat thereof recorded in Volume 5 of Plats, page 13, records of Skagit County, Washington;

TOGETHER WITH that portion of an unnamed street lying Southerly of Tract 41 vacated on March 9, 1959 under Commissioners File No. 10173 which would attach by operation of law;

ALSO TOGETHER WITH that portion of the 100 foot wide railroad right-of-way, commonly known as the Northern Pacific Railway running Northerly and Southerly through Government Lot 9 of Section 6, Township 33 North, Range 5 East of the Willamette Meridian; which lies West of the centerline of said right of way and between the Easterly extensions of both the North and South lines of the South Half of Lot 14, Sulphur Spring Lake Tracts, according to the plat thereof recorded in Volume 5 of Plats, page 13, records of Skagit County, Washington;

AND ALSO TOGETHER WITH that portion conveyed by Bjorn Nymark and Norma Nymark, husband and wife, to Danny Allen Baird and Pamela Morris Baird, husband and wife by Quit Claim Deed recorded March 5, 1998, under Auditor's File No. 9803050066, records of Skagit County, Washington, more particularly described as follows:

That portion of the vacated South 15 feet of street adjoining the North side of Tract 40, Plat 1 Sulphur Spring Lake Tracts, according to the plat thereof recorded in Volume 5 of Plats, page 13, records of Skagit County, Washington, lying North of the following described line:

Beginning at the intersection of the West line of Sulphur Springs Road with the centerline of the vacated street adjoining the North side of Tract 40 of said plat;  
Thence North 89°13'18" West along the centerline of said vacated street, a distance of 30.04 feet to the initial point of this line description;  
Thence South 79°16'10" West, to the West line of said plat and the terminal point of this line description;

EXCEPT therefrom that portion conveyed by Danny Allen Baird and Pamela Morris Baird, husband and wife, to Bjorn Nymark and Norma Nymark, husband and wife, by Quit Claim Deed recorded March 5, 1998, under Auditor's File No. 9803050065, records of Skagit County, Washington, more particularly described as follows:

That portion of the vacated street adjoining the North side of Tract 40, PLAT 1 SULPHUR SPRING LAKE TRACTS, according to the plat thereof recorded in Volume 5 of Plats, page 13, records of Skagit County, Washington, described as follows:

Beginning at the intersection of the West line of Sulphur Springs Road with the centerline of the vacated street adjoining the North side of Tract 40 of said plat;  
Thence North 89°13'18" West along the centerline of said vacated street, a distance of 30.04 feet;  
Thence North 79°16'10" East, a distance of 29.17 feet to a point on the West line of Sulphur Springs Road which is 6 feet Northerly of the point of beginning of this description;  
Thence Southerly along a curve to the left having a radius of 2,879.89 feet, through a central angle of 00°07'10" and an arc distance of 6.00 feet to the point of beginning.

Situated in Skagit County, Washington.

- END OF EXHIBIT "A" -

