

AFTER RECORDED RETURN TO:

Department of Natural Resources  
1111 Washington St. SE  
Olympia, WA 98501



Skagit County Auditor \$130.00  
11/13/2015 Page 1 of 8 1:41PM

**COPY**

CHICAGO TITLE  
620025678

DOCUMENT TITLE(s) Lease Amendment (Aquatic Lands Lease 22-002661)

Reference numbers: Memorandum of Lease under recording numbers 9301220088 and 200203200180, both of which makes reference to the same lease which terminated on May 23, 2005

Additional numbers on page \_\_\_\_\_ of document

GRANTOR:

State of Washington Department, acting through the Department of Natural Resources (Landlord)

Additional names on page \_\_\_\_\_ of document

GRANTEE:

James and Mary Lou Caudill (Tenant)

Additional names on page \_\_\_\_\_ of document

ABBREVIATED LEGAL: Portion Harbor Area established by the Harbor Line Commission as shown on the Map of La Conner Harbor dated 1892 located in front of Section 36-34-2E

ACCOUNT NUMBER(S): None

Additional legal description is on the last page of the document

Melody Benosset for Brenda Treadwell

I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document. The Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES  
DOUG SUTHERLAND, Commissioner of Public Lands

LEASE AMENDMENT

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STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES  
DOUG SUTHERLAND, Commissioner of Public Lands

LEASE AMENDMENT

AQUATIC LANDS LEASE AMENDMENT NO. 22-002661

THIS LEASE AMENDMENT is made by and between the STATE OF WASHINGTON, acting through the Department of Natural Resources ("State"), and JAMES and MARY LOU CAUDILL, a Marital Community (Tenant).

BACKGROUND

- A. Lease No. 22-002661 was entered into on the 24th day of May 1986, by and between MARGARET and JAMES COLLINGE, a Marital Community (Tenant) and the STATE OF WASHINGTON, acting by and through the Department of Natural Resources.
- B. Lease No. 22-002661 was assigned on 15<sup>th</sup> day of December 1993 to James and Mary Lou Caudill.

The parties now desire to amend this Lease under the following terms and conditions:

THEREFORE, the parties agree as follows:

SECTION 1 AMENDMENTS

Section 1.1 of the Lease is amended to read as specified below.

1.1 Term. This lease shall commence on the 24<sup>th</sup> day of May 1986 and continue to the 23rd day of May 2005.

SECTION 2 EFFECTIVE DATE

The amended provisions shall become effective as of 23rd of May 2005.

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

NOV 13 2015

Amount Paid \$  
Skagit Co. Treasurer  
By *M. M. M.* Deputy

### **SECTION 3 NO RELEASE**

State is not releasing any previous Assignor from fully performing the provisions of the Lease in effect at the time of such assignment or as otherwise agreed in writing between the State, previous Assignor, and the Tenant.

### **SECTION 4 WARRANTIES**

Tenant represents and warrants to State that (i) the Lease is in full force and effect; (ii) Tenant is not in default or breach of the Lease; (iii) Tenant has no knowledge of any claims, offsets, or defenses of the Tenant under the Lease; and (iv) to the best of Tenant knowledge, the property is in full compliance with all applicable federal, state, and local governmental permits, rules, ordinances, and laws.

### **SECTION 5 CONFIRMATION OF LEASE**

All other terms of the Lease not inconsistent with this Lease Amendment are hereby affirmed and ratified.

SECTION 6 RECORDATION

Tenant shall record this Lease or a memorandum documenting the existence of this Lease in the county in which the Property is located, at Tenant sole expense. The memorandum shall, at a minimum, contain the Property description, the names of the parties to the Lease, the State's lease number, and the duration of the Lease. Tenant shall provide State with recording information, including the date of recordation and file number. Tenant shall have thirty (30) days from the date of delivery of the final executed agreement to comply with the requirements of this subsection. If Tenant fails to record this Lease, State may record it and Tenant shall pay the costs of recording upon State's demand.

THIS AGREEMENT requires the signature of all parties and is executed as of the date of the last signature below.

JAMES and MARYLOU CAUDILL  
a Marital Community

Dated: 8-4-04, 20 By: [Signature]  
JAMES CAUDILL

Dated: 8/4/04, 20 By: [Signature]  
MARY LOU CAUDILL

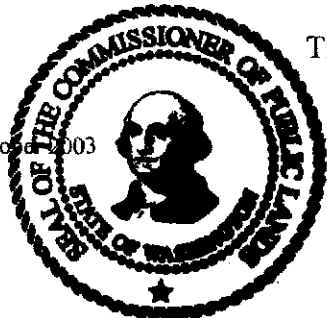
Address: PO Box 577  
LaConner, WA 98257

STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES

Dated: August 25, 2004 By: [Signature]  
DOUG SUTHERLAND

Title: Commissioner of Public Lands

Standard Lease Amendment  
Approved as to Form in October 2003  
by Mike Grossmann  
Assistant Attorney General  
State of Washington

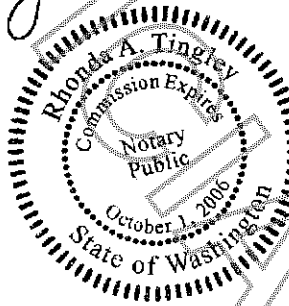


STATE OF WASHINGTON)

COUNTY OF Skagit ) ss.

I certify that I know or have satisfactory evidence that JAMES CAUDILL 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: Aug 4 2004



Rhonda R Tingley  
Rhonda R Tingley  
(Type/Print Name)

Notary Public in and for the State of Washington  
residing at: Burlington

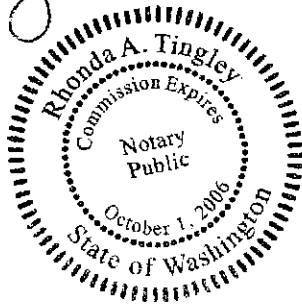
My Commission Expires: 10-1-06

STATE OF WASHINGTON)

COUNTY OF Skagit ) ss.

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

DATED: Aug 4 2004



Rhonda R Tingley  
Rhonda R Tingley  
(Type/Print Name)

Notary Public in and for the State of Washington  
residing at: Burlington

My Commission Expires: 10-1-06

STATE ACKNOWLEDGMENT

STATE OF WASHINGTON )  
 )ss  
County of Thurston )

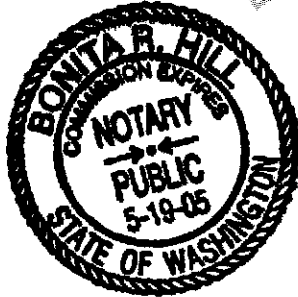
On this 25<sup>th</sup> day of August, 2004, personally appeared before me ~~DOUG SUTHERLAND~~, to me known to be the ~~Commissioner of~~ BONNIE BUNNING have delegated signature authority Public Lands of the Department of Natural Resources, State of Washington, who executed the within and foregoing instrument on behalf of the State of Washington, and acknowledged said instrument to be the free and voluntary act and deed of the State of Washington for the uses and purposes therein mentioned, and on oath stated that [he/she] was authorized to execute said instrument and that the seal affixed is the official seal of the Commissioner of Public Lands for the State of Washington.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

Dated: August 25, 2004

Donita R. Hill  
Bonita R. Hill  
(Type/Print Name)

Notary Public in and for the State of Washington,  
residing at Olympia  
My appointment expires 5-19-05





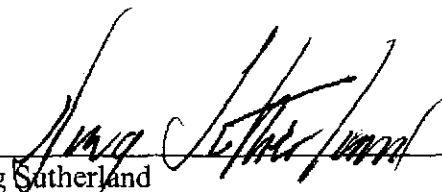
Doug Sutherland  
Commissioner of Public Lands

## MEMORANDUM

**TO:** Bonnie Bunning, Executive Director of Policy and Administration  
**FROM:** Doug Sutherland, Commissioner of Public Lands  
**DATE:** August 23, 2004  
**SUBJECT:** Delegation of Signature Authority

During my intermittent absence as needed beginning August 23, 2004 through September 3, 2004, I hereby appoint you the authority to sign all documents for the Washington State Department of Natural Resources on my behalf as Commissioner of Public Lands.

Thank you.

  
\_\_\_\_\_  
Doug Sutherland  
Commissioner of Public Lands

cc: Bruce Mackey, Lands Steward  
Pat McElroy, Executive Directory of Regulatory Programs  
Fran McNair, Aquatics Steward

**RECEIVED**

SEP 02 2004