

FILED FOR RECORD AT
REQUEST OF: *Luh*
TICOR TITLE INSURANCE
2221 Riverside Drive, Mount Vernon, WA

MODIFICATION OF LEASE

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8604010026

THIS MODIFICATION DATED THIS *27th* DAY OF MARCH, 1986, BY AND BETWEEN PORT OF SKAGIT COUNTY, A MUNICIPAL CORPORATION, HEREINAFTER CALLED THE LESSOR, AND ROBERTS COMPANY, INC., HEREINAFTER CALLED THE LESSEE UNDER THAT CERTAIN LEASE BETWEEN THE PARTIES DATED DECEMBER 1, 1978 AND RECORDED UNDER AUDITOR'S FILE NO. 892000; AND LEASE AMENDMENT DATED DECEMBER 21, 1979, AND LEASE MODIFICATION DATED JUNE 17, 1985,

RECITALS

WHEREAS CERTAIN ERRORS AND OMISSIONS EXISTED IN THE LEGAL DESCRIPTION ON SAID LEASE, AMENDMENTS AND MODIFICATIONS THERETO, AND A NEW LEGAL DESCRIPTION HAS BEEN PREPARED TO PROPERLY DESCRIBE THE LAND LEASED.

THEREFORE THE LESSOR AND LESSEE AGREE THAT THE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A" IS THE CORRECT LEGAL OF THE PROPERTY AS NOW COVERED BY SAID LEASE AND ALL PRIOR AMENDMENTS AND MODIFICATION THERETO.

THIS LEASE MODIFICATION SUPERCEDES AND REPLACES ALL PREVIOUS AMENDMENTS AND MODIFICATIONS AS TO THE LEGAL DESCRIPTION OF THE LAND BEING LEASED.

LESSEE
ROBERTS COMPANY, INC.

BY: *C. H. Roberts*
BY: *Marlyn Roberts*

LESSOR
PORT OF SKAGIT COUNTY

BY: *Dorinda R. Barker*
BY: _____

REQUESTED
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JERRY MCINTURFF
COUNTY AUDITOR

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STATE OF WASHINGTON } ss.
County of SKAGIT }

On this 27th day of MARCH, A. D. 1986, before me, the undersigned, a Notary Public in and for the State of WASHINGTON, duly commissioned and sworn personally appeared Arthur A. Bushnell and _____ Secretary, respectively, of to me known to be the President and _____ Secretary, respectively, of PORT OF SKAGIT COUNTY

the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that _____ he authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

Charles Ray Parker
Notary Public in and for the State of WASHINGTON
residing at Staro Woolley

(Acknowledgment by Corporation. Pioneer National Title Insurance Co. Form L 29)

STATE OF WASHINGTON } ss.
County of SKAGIT }

On this _____ day of MARCH, A. D. 1986, before me, the undersigned, a Notary Public in and for the State of WASHINGTON, duly commissioned and sworn personally appeared JIM H. ROBERTS and _____ Secretary, respectively, of to me known to be the President and _____ Secretary, respectively, of ROBERTS COMPANY, INC.

the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that _____ he authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

Carrie R. Allen
Notary Public in and for the State of WASHINGTON
residing at Ant. Vernon

(Acknowledgment by Corporation. Pioneer National Title Insurance Co. Form L 29)

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EXHIBIT A

That portion of Government Lot 5, Section Twenty-five (25), Township Thirty-four (34) North, Range Two (2) East of the Willamette Meridian, described as follows:

Commencing at the Southeast corner of Section 25, thence N 0° 00' 15"W a distance of 1330.00 feet to a 1½ inch pipe marking the 1/16 corner; thence N 89° 47' 55"W a distance of 1822.56 feet to an iron pipe; thence S 2° 11' 29"W a distance of 442.04 feet; thence S 89° 47' 55"E a distance of 84.72 feet to the true point of beginning of this property description; thence continuing S 89° 47' 55"E a distance of 115.00 feet; thence N 2° 12' 25"E along an existing chain link fence a distance of 345.84 feet; thence N 89° 47' 55"W a distance of 53.20 feet to the beginning point of a curve to the left, having a central angle of 87° 59' 40" and a radius of 64.00 feet, an arc distance of 98.29 feet; thence S 2° 12' 25"W a distance of 284.04 feet to the true point of beginning of this property description and containing 38,936.95 square feet or 0.8939 acres.

Situate in the County of Skagit, State of Washington.