



200003140061

Kathy Hill, Skagit County Auditor

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ACCOMMODATION RECORDING
ISLAND TITLE COMPANY
QA 3468

PERMISSIVE USE OF SKYLINE BEACH CLUB GREEN BELT

SKYLINE BEACH CLUB, INC., 6041 SANDS WAY, ANACORTES, WA 98221

THE UNDERSIGNED Dean & Irene Hoffert ARE OWNER (S) OF LOT NO. 49, SKYLINE DIVISION No. 39, AS THE SAME IS OF RECORD IN THE OFFICE OF THE SKAGIT COUNTY AUDITOR, IN VOLUME 9 OF PLATS, PAGE 64, WHICH ABUTS UPON TRACTS A, B, C AND/OR D OF THE SKYLINE DEVELOPMENT, WHICH ARE ESTABLISHED AS GREEN BELTS AND ARE OWNED BY THE CORPORATION. (I) (WE) EITHER DESIRE TO OR HAVE ALREADY PLACED FLOWERS, SHRUBS, LAWN AND/OR OTHER HORTICULTURAL GROWTHS UPON THE GREEN BELT AREA ABUTTING (MY) (OUR) PROPERTY, TO A DEPTH OF 10' IN TRACT 5, FOR THE PURPOSE OF ASSISTING IN THE BEAUTIFICATION OF THE GENERAL AREA AS WELL AS ENHANCING THE APPEARANCE OF (MY) (OUR) REAL ESTATE.

(I) (WE) HEREBY SUBMIT A PLAN OF THE IMPROVEMENTS TO BE MADE AND FURTHER AGREE TO BE BOUND BY THIS PLAN OR CONSENT TO THE TERMINATION OF THIS AGREEMENT AND THE RESTORATION OF THE AREA TO ITS ORIGINAL CONDITION.

- (I) (WE) FURTHER AGREE TO ABIDE BY THE FOLLOWING CONDITIONS:
 - MUST NOT BLOCK THE VIEW OF OTHERS.
 - SHOULD IMPROVE THE OVERALL APPEARANCE OF THE AREA.
 - NO FENCES ARE ALLOWED.
 - MAY NOT BE USED FOR STORAGE OF MATERIALS OR VEHICLES.
 - MAY NOT CONTAIN COMPOST OR PILES OF LEAVES, GRASS OR BRANCHES.

(I) (WE) ACKNOWLEDGE THAT THIS IS DONE WITH THE PERMISSION AND IMPLIED CONSENT OF YOUR CORPORATION, THAT (MY) (OUR) ACTION IS IN NO WAY ADVERSE TO, OR DESIGNED TO OBTAIN A PRESCRIPTIVE RIGHT AGAINST, THE CORPORATION'S OWNERSHIP OF THE GREEN BELT, REGARDLESS OF THE LENGTH OF TIME OUR ENCROACHMENT REMAINS UPON THE CORPORATION'S PROPERTY. (I) (WE) AGREE THAT UPON REQUEST OF YOUR CORPORATION, AT ANY TIME, IN THE EVENT YOU DEEM OR BELIEVE IT NECESSARY FOR THE APPROPRIATE PROTECTION OF YOUR PROPERTY OR THE DEVELOPMENT OF SKYLINE, TO REMOVE AT (MY) (OUR) EXPENSE ANY AND ALL ENCROACHMENTS UPON THE GREEN BELT, AND ONLY ASK THAT PENDING SUCH TIME (I) (WE) BE PERMITTED TO CONTINUE SAID ENCROACHMENTS.

(I) (WE) ACKNOWLEDGE THAT IN WRITING THIS LETTER (I) (WE) BIND (MYSELF) (OURSELVES), (MY) (OUR) HEIRS, EXECUTORS, ADMINISTRATORS, SUCCESSORS AND ASSIGNS, AND THAT THIS INSTRUMENT WILL BECOME APPURTENANT TO AND RUN WITH (MY) (OUR) LAND HEREINABOVE DESCRIBED.

DATED THIS 4th DAY OF February, 2000

x Dean Hoffert x Irene Hoffert

PURSUANT TO YOUR FOREGOING REQUEST FOR PERMISSIVE USE OF THE GREEN BELT PENDING THE CORPORATION'S DETERMINATION OF NEED FOR OTHER USES, SKYLINE BEACH CLUB INC. HEREBY CONSENTS TO SUCH USE ON A TEMPORARY BASIS, WITH THE RESERVATION OF RIGHT TO REQUIRE YOUR REMOVAL OF THE ENCROACHMENT AT YOUR EXPENSE AT ANY TIME.

DATED THIS 8 DAY OF MARCH, ~~1999~~ 2000

SKYLINE BEACH CLUB, INC.

BY Richard E. Edwards
PRESIDENT

Carole Johnson
SECRETARY

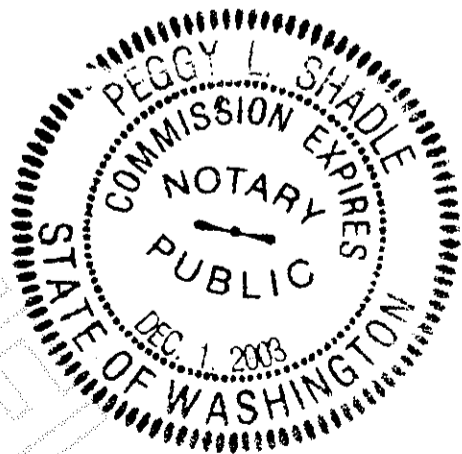
STATE OF WASHINGTON

SS

COUNTY OF SKAGIT

ON THIS 8th DAY OF MARCH 2000, BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON, DULY COMMISSIONED AND SWORN, PERSONALLY APPEARED RICHARD E. EDWARDS AND CAROLE JOHNSON TO BE KNOWN TO BE THE PRESIDENT AND SECRETARY, RESPECTIVELY, OF SKYLINE BEACH CLUB, 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 THEY WERE AUTHORIZED TO EXECUTE THE SAID INSTRUMENT AND THAT THE SEAL AFFIXED IS THE CORPORATE SEAL OF SAID CORPORATION.

WITNESS MY HAND AND OFFICIAL SEAL THERETO AFFIXED THE DAY AND YEAR FIRST ABOVE WRITTEN.



Peggy L. Shadle
NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON, RESIDING IN ANACORTES



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AFTER RECORDING RETURN DOCUMENT TO:
SKYLINE BEACH CLUB, INC.
6041 SANDS WAY
ANACORTES, WA 98221