

After Recording Return To:
Washington State, Department of Natural Resources
Business Systems Support Division
Attn: Special Lands Acquisition
P.O. Box 47014
Olympia, WA 98504-7014

200102150131
Skagit County Auditor
2/15/2001 Page 1 of 11 3:48:27PM

Reference: Amendment to easement recorded under AFN 200004050002
Grantor: J. & P. Richter, T. Weingarten, S. Weingarten, P. & T. Tye, & K. Candelario,
J. Hellman, K. Merzbacher, & T. Merzbacher (see also page 2)
Grantee: Secret Harbor School
Legal: Ptn. of Govt. Lots 4 & 5 of Section 4, Township 35 North, Range 1 East, W.M. (more
fully set forth in easement recorded under AFN 200004050002)
Tax Parcel Nos.: 350104-1-006-0602, 350104-1-006-0701 & 350104-1-006-0800
This agreement amends that certain easement recorded under Auditor's File No.
200004050002, records of Skagit County, State of Washington.

ISLAND TITLE COMPANY
A194661

Recitals

A. State of Washington, acting by and through the Department of Natural Resources
(hereinafter referred to as "State"), wishes to purchase lots 7-10 of Plat 127-78 as recorded on
March 20, 1979 in Volume 3 of Short Plats, Page 83, under Auditor's File No. 7903200011,
records of Skagit County, State of Washington.
B. State does not anticipate a need to use the Highland Road as described in Auditor's
File No. 200004050002 and therefore does not wish to be subject to the obligations for
maintenance and indemnification imposed on the owners of lots 7-9 under the easement.
C. Grantor and Grantee under the easement wish to encourage the State to purchase lots
7-10 and are willing to modify the terms of the easement as it affects lots 7-9 by releasing the
State from obligations as set forth hereafter.

Agreement

For and in consideration of mutual benefits, receipt of which is hereby acknowledged, the
parties agree as follows:

1. State, as owner of lots 7-10, is hereby released from the indemnification and
liability insurance obligation under section 3(e). State is hereby released from the maintenance
obligations imposed under section 3(f) for any period in which the State does not use the
Highland Road or limits its use to foot traffic. During periods when both the Grantee and the
State jointly use this road, the joint maintenance provision will be in effect.
2. This agreement may be signed in counterpart.
3. This agreement shall become effective upon transfer of lots 7-10 to the State.

IN WITNESS HEREOF, the parties have executed this agreement the date and
year set forth opposite their respective names.

Dated: Jan 23, 2001

JOACHIM RICHTER

Dated: Jan 23, 2001

Dated: _____, 20

Dated: _____, 20

Dated: _____, 20

Dated: _____, 20

Dated: _____, 20

Dated: _____, 20

Dated: Jan 23, 2001

Dated: Jan 23, 2001

Dated: Jan 23, 2001

Dated: _____, 20

Amendment
Approved as to Form on
January 19, 2001 by
James Schwartz
Assistant Attorney General
State of Washington

PATRICIA RICHTER
Patricia Richter

THOMAS J. WEINGARTEN

SUSAN M. WEINGARTEN

PATRICK CHARLES TYE

TONYA ROBISON TYE

ROBERT CANDELARIO

KRISTINA L. CANDELARIO

JESSICA HELLMAN
By Joachim Richter, her attorney-in-fact
Jessica Hellman

MARIN MERZBACHER
By Joachim Richter, her attorney-in-fact
Marin Merzbacher

THOMAS MERZBACHER
By Joachim Richter, his attorney-in-fact
Thomas Merzbacher

SECRET HARBOR SCHOOL
By: *Joachim Richter*
Title: *Executive Director*

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

FEB 15 2001

Amount Paid \$0
By: *Joachim Richter*
Skagit County Treasurer
Deputy



200102150131

, Skagit County Auditor

Amendment
Approved as to Form on
January 19, 2001 by
James Schwartz
Assistant Attorney General
State of Washington

Dated: _____, 20__

Dated: _____, 20__

Dated: _____, 20____

Dated: _____, 20____

Dated: _____, 20____

Dated: _____, 20__

Dated: _____, 20____

Dated: _____, 20____

Dated: _____, 20

Dated: 10/01/2007

Dated: _____, 20__

PATRICIA RICHTER
 THOMAS J. WEINGARTEN
 THOMAS J. WEINGARTEN
 SUSAN M. WEINGARTEN
 PATRICK CHARLES TYE
 TONYA ROBISON TYE
 ROBERT CANDELARIO
 KRISTINA L. CANDELARIO
 JESSICA HELLMAN
 By Joachim Richter, her attorney-in-fact
 KARIN MERZBACHER
 By Joachim Richter, her attorney-in-fact
 THOMAS MERZBACHER
 By Joachim Richter, his attorney-in-fact
 SECRET HARBOR SCHOOL
 By:
 Title:

200102150131
Skagit County Auditor
3 of 11
2/15/2001 Page 3:48:27PM

J:\DATA\TRANSACT\MSPECLAND\SLAP\WP\DOCS\CYPRESS\R\RichierMerzbacher\new_mer002.doc

Amendment
Approved as to Form on
January 18, 2001 by
James Schwartz
Assistant Attorney General
State of Washington

J:\DATA\TRANSACT\NSPECT\AND\SLAP\WP\DOC\SV\CY\PRESS\R\Richter\Merzbacher\new_mer0002.doc

200102150131
Skagit County Auditor



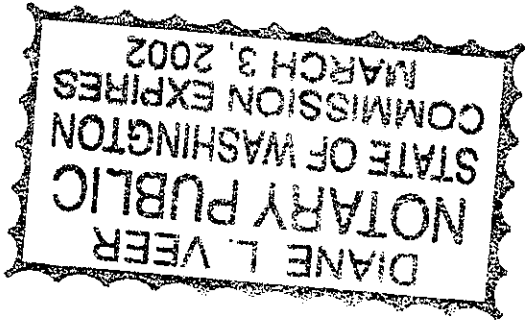
_____	Dated: _____, 20__
PATRICIA RICHTER	Dated: _____, 20__
THOMAS J. WEINGARTEN	Dated: _____, 20__
SUSAN M. WEINGARTEN	Dated: 2-8, 2001
PATRICK CHARLES TYE	Dated: _____, 20__
TONYA ROBISON TYE	Dated: _____, 20__
ROBERT CANDELARIO	Dated: _____, 20__
KRISTINA L. CANDELARIO	Dated: _____, 20__
JESSICA HELLMAN	Dated: _____, 20__
By Joachim Richter, her attorney-in-fact	Dated: _____, 20__
KARIN MERZBACHER	Dated: _____, 20__
By Joachim Richter, her attorney-in-fact	Dated: _____, 20__
THOMAS MERZBACHER	Dated: _____, 20__
By Joachim Richter, his attorney-in-fact	Dated: _____, 20__
SECRET HARBOR SCHOOL	
By: _____	
Title: _____	

Amendment
Approved as to Form on
January 19, 2001 by
James Schwartz
Assistant Attorney General
State of Washington

Dated: _____, 20____
Dated: _____, 20____
Dated: _____, 20____
Dated: _____, 20____
Dated: 1/24/2001
Dated: 1/25/01, 2001
Dated: 1/24/2001
Dated: 1/24/2001
Dated: _____, 20____
Dated: _____, 20____
Dated: _____, 20____

PATRICIA RICHTER
THOMAS J. WEINGARTEN
SUSAN M. WEINGARTEN
PATRICK CHARLES TYE
TONYA ROBISON TYE
FRANK CANDARIO
ROBERT CANDARIO
KRISTINA L. CANDELARIO
JESSICA HELLMAN
By Joachim Richter, her attorney-in-fact
KARIN MERZBACHER
By Joachim Richter, her attorney-in-fact
THOMAS MERZBACHER
By Joachim Richter, his attorney-in-fact
SECRET HARBOR SCHOOL
By: _____
Title: _____





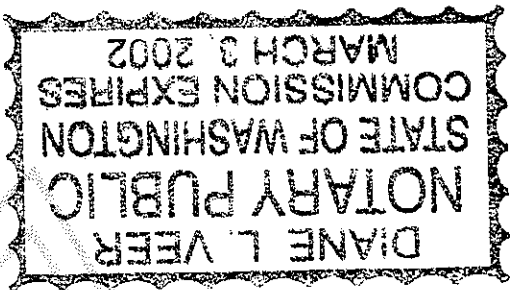
Notary Public in and for the State of
Washington, residing at Alhambra, CA
My appointment expires 3-3-02

Given under my hand and official seal this 23 day of January, 2001.

On this day personally appeared before me Teaching Richter, who executed the within instrument as Attorney in Fact for Jessica Hellinggar and acknowledged to me that he/she signed and sealed for the uses and purposes therein mentioned, and on oath stated that the power of attorney authorizing the execution of this instrument has not been revoked and that the said Jessica Hellinggar is now living and is not incompetent.

STATE OF WASHINGTON
()
(ss) Teaching Richter
() COUNTY OF Skagit

Notary Public in and for the State of
Washington, residing at Alhambra, CA
My appointment expires 3-3-02

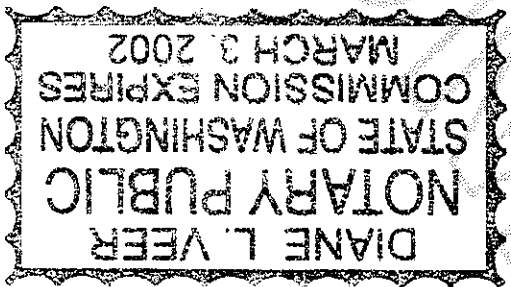


Given under my hand and official seal this 23 day of January, 2001.

On this day personally appeared before me Teaching Richter, to me known to be the individual — described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

STATE OF WASHINGTON
()
(ss) Teaching Richter
() COUNTY OF Skagit

Notary Public in and for the State of
Washington, residing at Alhambra, CA
My appointment expires 3-3-02



Given under my hand and official seal this 23 day of January, 2001.

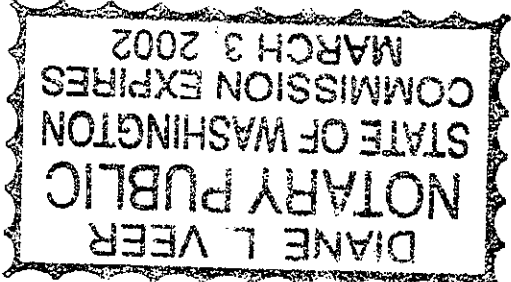
On this day personally appeared before me Teaching Richter, to me known to be the individual — described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

STATE OF WASHINGTON
()
(ss) Teaching Richter
() COUNTY OF Skagit



Skagit County Auditor

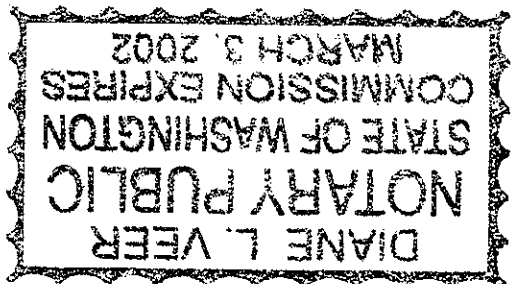
200102150131



My appointment expires 3-3-02
Notary Public in and for the State of
Washington, residing at Phacoria.

Given under my hand and official seal this 24 day of January, 2001.
On this day personally appeared before me Brian Garrison to me known to be the Executive Director of Secret Harbor School, a Washington non-profit corporation, that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said non-profit corporation, for the uses and purposes therein mentioned, and on oath stated that he/she/they were authorized to execute said instrument for said non-profit corporation.

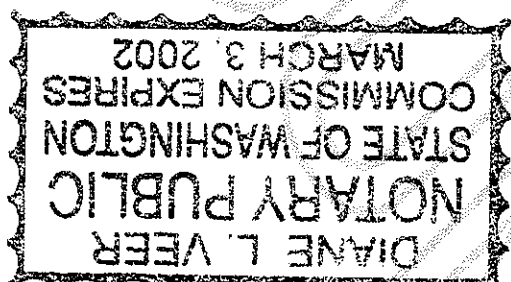
STATE OF WASHINGTON
COUNTY OF Skagit
()
(ss)



My appointment expires 3-3-02
Notary Public in and for the State of
Washington, residing at Phacoria.

Given under my hand and official seal this 23 day of January, 2001.
On this day personally appeared before me Thomas Weirbacher, who executed the within instrument as Attorney in Fact for Thomas Weirbacher and acknowledged to me that he/she signed and sealed for the uses and purposes therein mentioned, and on oath stated that the power of attorney authorizing the execution of this instrument has not been revoked and that the said Thomas Weirbacher is now living and is not incompetent.

STATE OF WASHINGTON
COUNTY OF Skagit
()
(ss)



My appointment expires 3-3-02
Notary Public in and for the State of
Washington, residing at Phacoria.

Given under my hand and official seal this 23 day of January, 2001.
On this day personally appeared before me Thomas Weirbacher, who executed the within instrument as Attorney in Fact for Karin Weirbacher and acknowledged to me that he/she signed and sealed for the uses and purposes therein mentioned, and on oath stated that the power of attorney authorizing the execution of this instrument has not been revoked and that the said Karin Weirbacher is now living and is not incompetent.

STATE OF WASHINGTON
COUNTY OF Skagit
()
(ss)

ACKNOWLEDGEMENTS

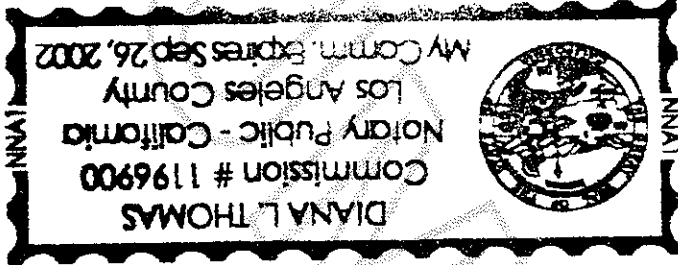
STATE OF WASHINGTON

COUNTY OF Los Angeles

(ss)
()

On this day personally appeared before me Thomas I Weintraub, to me known to be the individual _____ described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 6 day of February, 2001.



My appointment expires 9/26/2002.

Diana L. Thomas
Notary Public in and for the State of
California Washington, residing at Los Angeles.

STATE OF WASHINGTON
(ss)
()
COUNTY OF

On this day personally appeared before me _____, to me known to be the individual _____ described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this _____ day of _____, 20____.

Notary Public in and for the State of
Washington, residing at _____
My appointment expires _____.

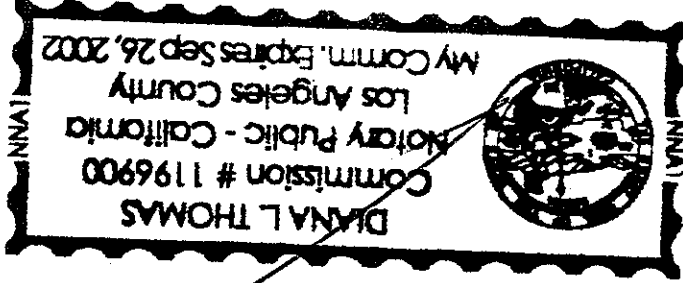
STATE OF WASHINGTON

(ss)
()

COUNTY OF

On this day personally appeared before me Diana L. Thomas Notary to me known to be the individual _____ described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 10 day of February, 2001.



My appointment expires 9/26/2002.

Diana L. Thomas
Notary Public in and for the State of
California Washington, residing at Los Angeles.



200102150131

Skagit County Auditor

STATE OF WASHINGTON
COUNTY OF SNOHOMISH
()
(ss)
()

On this day personally appeared before me Susan M. Weimer, to me known to be the individual _____ described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 8 day of July, 2001.

Diane M. Hart
Notary Public in and for the State of
Washington, residing at 24414

My appointment expires 11-8-01.

STATE OF WASHINGTON
COUNTY OF
()
(ss)
()

On this day personally appeared before me _____, to me known to be the individual _____ described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this _____ day of _____, 20____.

Notary Public in and for the State of
Washington, residing at _____

My appointment expires _____.

STATE OF WASHINGTON
COUNTY OF
()
(ss)
()

On this day personally appeared before me _____, to me known to be the individual _____ described in and who executed the within and foregoing instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this _____ day of _____, 20____.

Notary Public in and for the State of
Washington, residing at _____

My appointment expires _____.



STATE OF WASHINGTON)
()
COUNTY OF)
()
()

On this day personally appeared before me _____, to me
known to be the individual _____ described in and who executed the within and foregoing
instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary
act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this _____ day of _____, 20__.

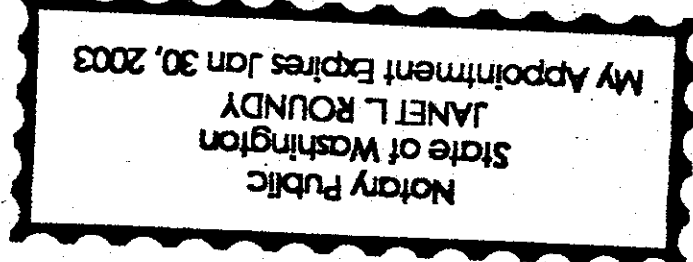
Notary Public in and for the State of
Washington, residing at _____
My appointment expires _____

STATE OF WASHINGTON)
()
COUNTY OF SNOWWASH)
()
()

On this day personally appeared before me Patrick Chrus Tye, to me
known to be the individual _____ described in and who executed the within and foregoing
instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary
act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 24th day of January, 2001.

JANET L. ROUNDY
[Signature]
Notary Public in and for the State of
Washington, residing at Snowwash.
My appointment expires 1/30/2003

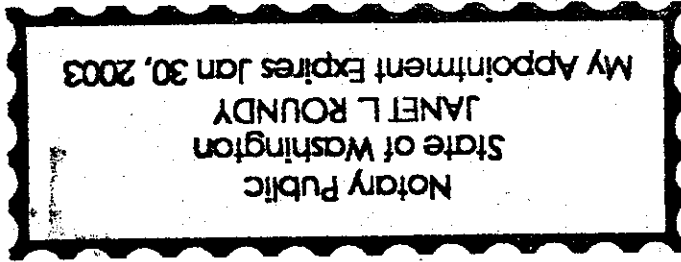


STATE OF WASHINGTON)
()
COUNTY OF SNOWWASH)
()
()

On this day personally appeared before me Tonya Robinson Tye, to me
known to be the individual _____ described in and who executed the within and foregoing
instrument and acknowledged that he/she/they signed the same as his/her/their free and voluntary
act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 24th day of January, 2001.

JANET L. ROUNDY
[Signature]
Notary Public in and for the State of
Washington, residing at Snowwash.
My appointment expires 1/30/2003



STATE OF WASHINGTON
COUNTY OF King
()
(ss)
()

On this day personally appeared before me Frank Carvelane, to me known to be the individual — described in and who executed the within and foregoing instrument and acknowledged that he/~~she~~/they signed the same as his/~~her~~/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 25th day of January, 2001.

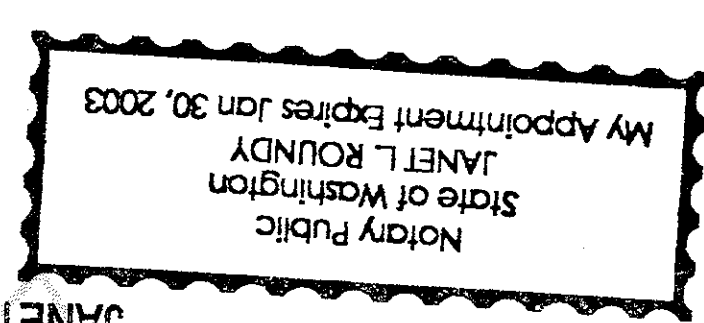
Catherine M. Stoltey
Notary Public in and for the State of
Washington, residing at Seattle.
My appointment expires 11/9/2002.

STATE OF WASHINGTON
COUNTY OF SNOHOMISH
()
(ss)
()

On this day personally appeared before me Kristina L. Carvelane to me known to be the individual — described in and who executed the within and foregoing instrument and acknowledged that he/~~she~~/they signed the same as his/~~her~~/their free and voluntary act and deed for the uses and purposes therein mentioned.

Given under my hand and official seal this 25th day of January, 2001.

JANET L. ROUNDY
Notary Public in and for the State of
Washington, residing at Snohomish.
My appointment expires 1/30/2003.



STATE OF WASHINGTON
COUNTY OF
()
(ss)
()

On this day personally appeared before me _____, who executed the within instrument as Attorney in Fact for _____ and acknowledged to me that he/she signed and sealed for the uses and purposes therein mentioned, and on oath stated that the power of attorney authorizing the execution of this instrument has not been revoked and that the said _____ is now living and is not incompetent.

Given under my hand and official seal this _____ day of _____, 20__.

Notary Public in and for the State of
Washington, residing at _____
My appointment expires _____

