



200105020102

, Skagit County Auditor

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RETURN TO:

LAW OFFICE
of

BRADFORD E. FURLONG, P.S.
825 CLEVELAND AVENUE
MOUNT VERNON, WASHINGTON 98273
(360) 336-6508

Document Title: Acknowledgment/Ratification of Action by Attorney-in-Fact

Reference number of documents assigned or released: N/A

Grantor(s): Richard K. Youngberg and Ann L. Youngberg, members of
RYAY, LLC

Grantee(s): Marc A. Youngberg

Partial Legal Description (full legal description on Exhibit A attached):

Ptn of Lot 2 Short Plat No. ANA-98-003 Vol 14 of Short Plats, pgs 5 & 6 AFN 9902170072

Assessor's Parcel/Tax I.D. Number: 350219-0-040-0008/P32948

ACKNOWLEDGMENT/ RATIFICATION OF ACTION BY ATTORNEY-IN-FACT

RECITALS

WHEREAS, Richard K. Youngberg and Ann L. Youngberg are the members of RYAY, L.L.C., a Washington limited liability company; and

WHEREAS, on March 29, 2001, Marc A. Youngberg, by virtue of a General Power of Attorney executed by Richard K. Youngberg and Ann L. Youngberg executed:

1. Commercial Lease Agreement between RYAY, L.L.C., and Anacortes Health Club; and
2. Lease Agreement between RYAY, L.L.C. and Shared Healthcare Systems, Inc., (d/b/a SHS.com, a Delaware corporation) which lease is subject to a Memorandum of Lease recorded under Skagit County Auditor's File No. 200104100106; and
3. Rights of First Offer and First Refusal Agreement and Grant of Option, recorded under Skagit County Auditor's File No. 200104040039; and
4. Business Cooperation Agreement between RYAY, L.L.C., Anacortes Health Club, L.L.C. and Shared Healthcare Systems, Inc., (d/b/a SHS.com); and
5. Integration Agreement between Shared Healthcare Systems, Inc., (d/b/a SHS.com), RYAY, L.L.C. and Anacortes Health Club, L.L.C.; and

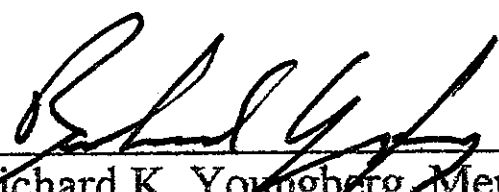


WHEREAS, the two Leases and Rights of First Offer and First Refusal/Option agreements pertain to the property legally described in Exhibit A hereto;

ACKNOWLEDGMENT/RATIFICATION

Richard K. Youngberg, as a member of RYAY, L.L.C., and Ann L. Youngberg, as a member of RYAY, L.L.C., do hereby acknowledge and ratify the acts set forth above of Marc A. Youngberg as performed on authority and on behalf of RYAY, L.L.C., which shall be fully bound as a party to such agreements.

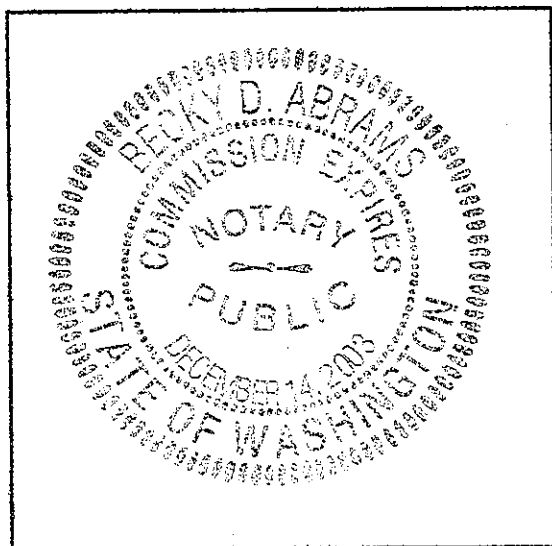
Dated: 4-25-01

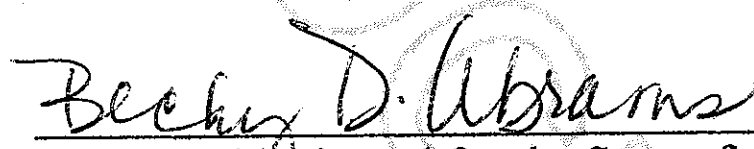

Richard K. Youngberg, Member
RYAY, L.L.C.

State of Washington)
) ss.
County of Skagit)

I certify that I know or have satisfactory evidence that Richard K. Youngberg signed this instrument as a member of RYAY, L.L.C., a Washington limited liability company, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

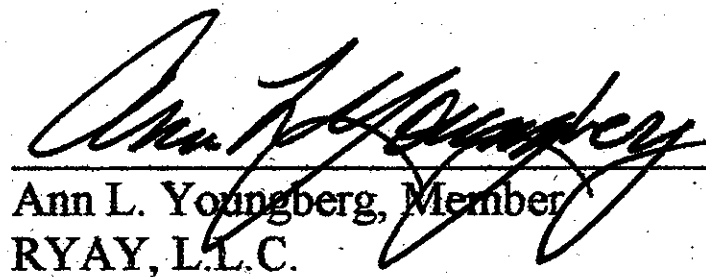
Dated: April 25, 2001




Notary Public in and for the State of
Washington, residing at: Anacortes
My commission expires: Dec. 14, 2003
Printed Name: Becky D. Abrams

Dated: _____
ACKNOWLEDGMENT/RATIFICATION OF
ACTION BY ATTORNEY-IN-FACT
April 23, 2001 [mydocuments\SHS\ratification]

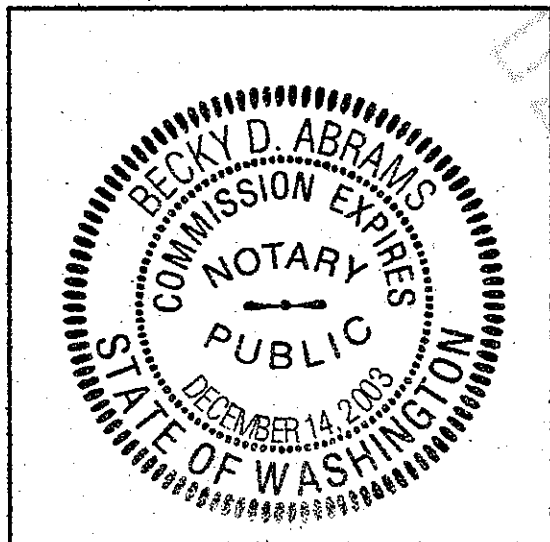


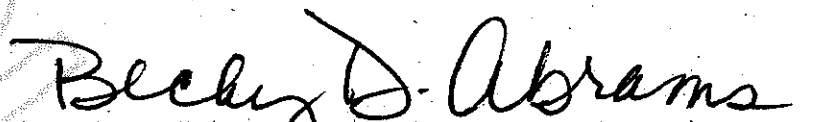

Ann L. Youngberg, Member
RYAY, L.L.C.

State of Washington)
County of Skagit) ss.

I certify that I know or have satisfactory evidence that Ann L. Youngberg signed this instrument as a member of RYAY, L.L.C., a Washington limited liability company, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: April 25, 2001




Notary Public in and for the State of
Washington, residing at: Anacortes
My commission expires: Dec. 14, 2003
Printed Name: Becky D. Abrams

ACKNOWLEDGMENT/RATIFICATION OF
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April 23, 2001 [mydocuments\SHS\ratification]



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Exhibit A

Legal Description

The South 218.6 feet, less the Southerly 18.6 feet thereof, of the west 150 feet of Lot 2, Short Plat No. ANA-98-003, approved February 8, 1999, recorded February 17, 1999 in Volume 14 of Short Plats, pages 4 and 5, under Auditor's File No. 9902170072, and being a portion of Government Lots 1 and 2, Section 19, Township 35 North, Range 2 East, W.M., and of Lots 15, 16 and 17, "PLATE NO. 10. TIDE AND SHORELANDS OF SECTION 19, TOWNSHIP 35 NORTH, RANGE 2 EAST, W.M. ANACORTES HARBOR," according to the official map thereof on file with the State Land Commissioner at Olympia, Washington.

SUBJECT TO: Any lien or liens that may arise or be created in consequence of or pursuant to an act of the legislature of the State of Washington entitled, "An act prescribing the ways in which waterways for the uses of navigation may be excavated by private contract, providing for liens upon lands belonging to the state, granting rights of way across lands belonging to the state," approved March 9, 1893; Said land or a portion thereof may lie beneath navigable waters. Any portion of said land which lies or which may in the future lie beneath navigable waters is subject to rights of navigation, together with incidental rights of fishing, boating, swimming, water-skiing and other related recreational purposes generally regarded as corollary to the right of navigation and the use of public waters. See Wilbour vs. Gallagher 77 Washington Decision 2nd, page 307; Consent and Dedication contained on the face of Short Plat No. ANA.98.003; Notes contained on the face of Short Plat No. ANA.98.003; Easement for Esplanada as disclosed by Short Plat; Easement for drainage as disclosed by Short Plat; Easement for utilities as disclosed by Short Plat; Utility easement as disclosed by Short Plat; Encroachment of Concrete Dumpster Pad and Kayak Storage as shown on the face of the Short Plat; Easement for surface water drainage dated February 12, 1999, recorded February 17, 1999, under Auditor's File No. 9902170073; Declaration of covenants, conditions, easements, restrictions and reservations dated March 2, 1999, recorded March 2, 1999, under Auditor's File No. 9903020007.

Situate in the City of Anacortes, County of Skagit, State of Washington.



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