



200204250076

Skagit County Auditor

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After Recording, Return To  
Robin Bistodeau  
P.O. Box 1037  
Maple Valley, WA 98038

## AFFIDAVIT

FIRST AMERICAN TITLE CO.  
108384

The undersigned Affiant was the closer of a recent sale from Charles K. Noyes to Robin Bistodeau. Said sale was evidenced by that certain deed recorded April 3, 2002 as Auditor's File No. 200204030121, a rerecording of Auditor's File No. 2002032901099.

The closing instructions for said transaction required the recording of a "maintenance agreement & access agreement for shared dock". Attached hereto is a copy of the agreement that the seller, Mr. Noyes, previously made with his neighbors the Clancys. At the time of the agreement, Mr. Noyes owned the property that he sold to Mr. Bistodeau, which is described on Exhibit "A" hereto. At the time of the agreement, the Clancys owned the property, which is described on Exhibit "B" hereto. Alan Lee Campbell and Joanne P. Campbell, formerly Joanne P. Clancy, husband and wife, now own exhibit "B".

The property described on Exhibit "A" is taxed as Assessor's Tax Account No. 4135-043-900-0209. The property described on Exhibit "B" is taxed as Assessor's Tax Account No. 4135-043-900-0100. Both properties are portions of Block 43 "Plat of the Town of Montborne".

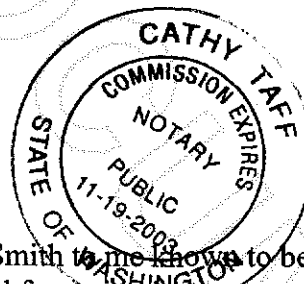
This affidavit is made as my free and voluntary act and deed for the purposes mentioned hereinabove on this 23<sup>rd</sup> day of April, 2002

Kim Kerr-Smith  
Kim Kerr-Smith, LPO #3272

STATE OF WASHINGTON  
County of Skagit

On this day personally appeared before me. Kim Kerr-Smith to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledge that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 23<sup>rd</sup> day of April, 2002.



Cathy Taff  
Notary Public in and for the State of Washington  
residing at Stanwood  
My appointment expires on 11.19.03.

The undersigned have had ten piles driven, purchased the lumber and built a new dock in July, 1989, on what is [REDACTED] their mutual property line at 1856 B and C South Westview Blvd., Mt. Vernon, WA., on the shore of Big Lake.

The labor was shared, as was the approximate expense of \$4,200.00 by both parties.

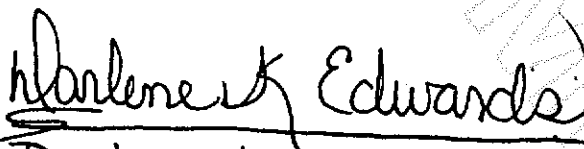
It is therefore mutually agreed that this common dock remains as part of both properties and is to be the equal responsibility of both owners to maintain and share.

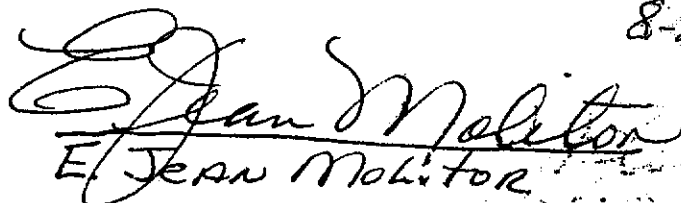
Upon the demise of one or more of the participants, the intent is to perpetuate the partnership upon a new owner(s).

  
CHARLES R. NOYES

  
J. WARREN CLANCY

Witnessed by:

  
Darlene K. Edwards

  
E. JEAN MOLITOR

8-20-89

8-20-89



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EXHIBIT A

The land referred to in this report/policy is situated in the State of Washington, County of Skagit, and is described as follows:

Parcel "A":

That portion of Lots 5, 6 and 7, Block 43, "PLAT OF THE TOWN OF MONTBORNE", according to the plat thereof recorded in Volume 2 of Plats, page 80, records of Skagit County, Washington, and that portion of vacated Lakeside Boulevard adjoining said lots, described as follows:

Beginning at a point on the Southwesterly line of that certain 40 foot roadway conveyed to Skagit County by Deed dated October 9, 1946, and recorded under Auditor's File No. 397033, in Volume 213 of Deeds, page 368, records of Skagit County, Washington, 20 feet South Southeasterly of the Northwesterly line of said Lot 5; thence Northwesterly along the Southwesterly line of said 40 foot roadway, a distance of 50 feet to a point 10 feet Southeasterly of the Northwesterly line of said Lot 6; thence Southwesterly in a straight line to an intersection of the shore line of Big Lake with the Northwesterly line of said Lot 7 extended Southwesterly to the shore of Big Lake; thence Southeasterly along the shore line of Big Lake to an intersection of said shore line of Big Lake with the Southeasterly line of the Northwesterly 10 feet of said Lot 6 extended Southwesterly to the shore of Big Lake; thence Northeasterly in a straight line to the point of beginning.



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EXHIBIT B

The land referred to in this report/policy is situated in the State of Washington, County of Skagit, and is described as follows:

That portion of Lots 6, 7, 8 and 9, Block 43, "PLAT OF THE TOWN OF MONTBORNE", according to the plat recorded in Volume 2 of Plats, page 80, records of Skagit County, Washington, and that portion of vacated Lakeside Boulevard adjoining said lots, described as follows:

Beginning at a point on the Southwesterly line of that certain 40 foot roadway conveyed to Skagit County, by Deed dated October 9, 1946, and recorded under Auditor's File No. 397033, in Volume 213 of Deeds, page 368, 10.0 feet Southeasterly of the Northwesterly line of said Lot 6; thence Northwesterly along the Southwesterly line of said 40 foot roadway, a distance of 50.0 feet to the Northwesterly line of said Lot 7; thence Southwesterly in a straight line to an intersection of the shore line of Big Lake with the Northwesterly line of the Southeasterly 10 feet of said Lot 9 extended Southwesterly to the shore of Big Lake; thence Southeasterly along the shore line of Big Lake to an intersection of said shore line of Big Lake with the Northwesterly line of said Lot 7, extended Southwesterly to the shore line of Big Lake; thence Northeasterly in a straight line to the point of beginning;

TOGETHER WITH that portion of said Lot 8, Block 43, lying Southeasterly of the following described line:

Commencing at the intersection of the Southwesterly line of said 40 foot strip conveyed to Skagit County by Deed dated October 9, 1946 and recorded under Auditor's File No. 397033, with the Southeasterly line of said Lot 8; thence North 37 degrees 42'31" West along the Southwesterly line of said 40 foot strip, a distance of 5.00 feet to the initial point of this line description; thence South 63 degrees 41'33" West, a distance of 72.60 feet; thence South 58 degrees 47'01" West, a distance of 14.60 feet; thence South 60 degrees 13'28" West, a distance of 16.96 feet; thence South 60 degrees 33'19" West, a distance of 62.47 feet to an existing aluminum pipe; thence continuing South 60 degrees 33'19" West, a distance of 16 feet, more or less, to the ordinary high water line of Big Lake and the terminal point of this line description.

EXCEPT any portion lying Northwesterly of the following described line:

Commencing at the intersection of the Southwesterly line of said 40 foot strip conveyed to Skagit County by Deed dated October 9, 1946 and recorded under Auditor's File No. 397033, with the Southeasterly line of said Lot 8; thence North 37 degrees 42'31" West along the Southwesterly line of said 40 foot strip, a distance of 5.00 feet to the initial point of this line description; thence South 63 degrees 41'33" West, a distance of 72.60



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EXHIBIT B -CONTINUED

feet; thence South 58 degrees 47'01" West, a distance of 14.60 feet; thence South 60 degrees 13'28" West, a distance of 16.96 feet; thence South 60 degrees 33'19" West, a distance of 62.47 feet to an existing aluminum pipe; thence continuing South 60 degrees 33'19" West, a distance of 16 feet, more or less, to the ordinary high water line of Big Lake and the terminal point of this line description.



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