



200310160104

Skagit County Auditor

10/16/2003 Page 1 of 4 1:08PM

When recorded return to:

The San Juan Preservation Trust  
Box 327  
Lopez Island, WA 98261

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**DOCUMENT TITLE:** Amendment to Grant Deed of Conservation Easement

**GRANTOR:** H. Joseph Miller as nominee for parties listed on exhibit "A". -

**GRANTEE:** The San Juan Preservation Trust

**TAX PARCELS:** P102255, P102335, P102336, P102334, P102339, P102338, P102333, P102337, P102331, P102350, P102329, P102257

**REFERENCE AFN:** 9212290117

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#### AMENDMENT TO GRANT DEED OF CONSERVATION EASEMENT

This agreement to amend the Grant Deed of Conservation Easement by and between H. Joseph Miller, as nominee, herein called "Grantor", and The San Juan Preservation Trust, a Washington non-profit corporation, herein called "Grantee", with reference to that certain Grant Deed of Conservation Easement, herein called "Original Conservation Easement," recorded on December 29, 1992, under auditor file Number 9212290117, is made with reference to the following facts:

WHEREAS, the Grantor and the Grantee have previously executed the original Grant Deed of Conservation Easement recorded December 29, 1992, under auditor's File No. 9212290117 records of Skagit County, Washington; and

WHEREAS, Grantor has requested that the Original Conservation Easement be amended to clarify the terms of the Original Conservation Easement and correct the omission of a reserved right; and

WHEREAS, the Grantor believes the amendment is consistent with the Grantor's original intent in donating the Original Conservation Easement to the Grantee; and

WHEREAS, the Board of Trustees of The San Juan Preservation Trust, on behalf of the Grantee finds the amendment consistent with the general conservation purposes of the Original Conservation Easement; and

WHEREAS, for no consideration except for the mutual considerations herein, the Grantee agrees to allow the amendment to clarify the terms of the Original Conservation Easement;

NOW THEREFORE, the parties hereto agree to amend the Original Conservation Easement as follows:

1. Addition of the following language to Section 5.5 of Permitted Uses:

"Owners of Lot 56 of Rancho San Juan Del Mar Subdivision No. 4 as recorded in Volume 6 of Plats at pages 18, 19, 20, 21 & 22, records of Skagit County, Washington, subject to compliance with the County's Shoreline Masterplan Program, shall have the right to construct and maintain stairs to access the shoreline."

Based on the foregoing, the parties agree that said Original Conservation Easement referenced herein, is hereby amended to comply with the Agreement. Except as amended herein, all terms and conditions of the Original Conservation Easement remain in full force and effect.

IN WITNESS WHEREOF, the undersigned has executed this instrument this 4<sup>th</sup> day of September 2003.

H. Joseph Miller  
H. Joseph Miller, as nominee

State of Arizona        }  
                                      } SS  
County of Gila         }

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

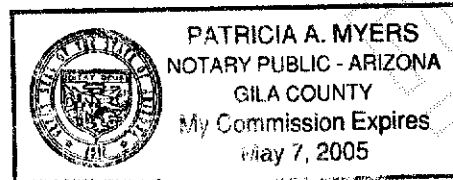
OCT 16 2003

Amount Paid \$  
Skagit Co. Treasurer  
By [Signature] Deputy

On this day personally appeared before me, H. Joseph Miller, as nominee, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal on this 4<sup>th</sup> day of September, 2003.

Patricia A. Myers  
Notary Public in and for the State of Arizona  
Residing at Payson, AZ  
My appointment expires on 5-7-05



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Skagit County Auditor

The San Juan Preservation Trust

By: TR Seifert

Its: Executive Director

State of Washington }  
                                  }SS  
County of San Juan }

On this day personally appeared before me TIMOTHY R. SEIFERT to me known to be the authorized officer or agent of the corporation that executed the foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed of said corporation, for the purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal on this 7<sup>th</sup> day of Oct. 2003.

Joyce Buffum  
Notary Public in and for the State of Washington  
Residing at Lyons  
My appointment expires on 6.30.2005

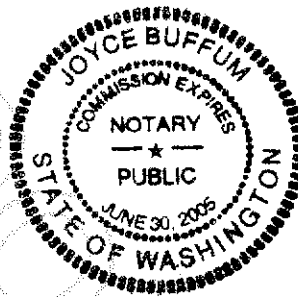


EXHIBIT "A"

H. Joseph Miller, as nominee for:

Ernst Hirschbiel and Annegreet Hirschbiel, husband and wife  
Anita J. Petterson, single  
Thomas S. Evans and Willy V. Evans, husband and wife  
David Fulton and Nancy M. Fulton, husband and wife  
Ronald Carstens and Barbara Carstens, husband and wife  
Patrick D. Hamill and Agnes Hamill, husband and wife  
Steven Cannon, single  
H. Joseph Miller and Ardyth R. Miller, husband and wife  
John Hellman and Barbara Hellman,, husband and wife  
Richard Gomes and Janet Gomes, husband and wife  
M. Dale Hazen and Ann L. Hazen, husband and wife  
John H. Geary and Olive R. Geary, husband and wife  
Brian J. Earp, a single man  
Donald Irving and Marian Irving, husband and wife  
The T. G. Schmidt Co., Truman and Jeanne Schmidt, Trustees  
Joshua Soske and Ann Soske, husband and wife  
Robert F. Viggers and Arlene Viggers, husband and wife  
Carol Jean Ehlers, single  
Philip W. Madden and Linda H. Madden, husband and wife  
Francis K. Olsen and Ann L. Olsen, husband and wife  
Lynn Kind and Meridith King, husband and wife  
David G. Dawson and Marilou D. Dawson, husband and wife



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