

When Recorded Return to:  
Mark E. Holcomb  
Bonneville, Viert, Morton  
& McGoldrick, P.S.  
P.O. Box 1533  
Tacoma, WA 98401



200310230110

Skagit County Auditor

10/23/2003 Page 1 of 7 1:08PM

**MEMORANDUM OF LEASE**

Reference Number(s) of Related Documents (if applicable):

Landlord: Clements Condominium J.V.

Tenant: Associated Petroleum Products, Inc.

Legal Description: Unit 2, First Amendment to Clements Condominium

Additional legal on page 4 of this document.

Assessor's Tax Parcel Numbers: 4457-000-001-0009; 4457-000-002-0032

I. Parties

A. Landlord: Clements Condominium J.V.  
c/o Belcher, Swanson, Lackey, Doran, Lewis & Robertson PLLC  
900 Dupont Street  
Bellingham, WA 98225

B. Tenant: Associated Petroleum Products, Inc.  
P.O. Box 1397  
Tacoma, WA 98401

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

OCT 23 2003

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

II. Premises

This Lease covers property located in the County of Skagit, Washington, commonly known as 4282 Highway 20, Concrete, WA, and more particularly described on Exhibit A attached hereto.

**ORIGINAL**

III. Date of Lease

The original Lease is dated the 1<sup>st</sup> day of April, 1995, and amended July 19, 2002.

IV. Term

The Lease terminates on the 31<sup>st</sup> day of July, 2009

V. Option to Renew

The Lease provides Tenant with an option to renew the lease for two (2) additional terms of five (5) years.

VI. Notice

This Memorandum of Lease is recorded for the purpose of giving notice of the interests and rights of the Tenant to any party who may hereafter acquire an interest in the property which is the subject matter of the Lease.

DATED THIS 25<sup>th</sup> day of September, 2003.

Landlord:  
Clements Condominium J.V.

Tenant:  
Associated Petroleum Products, Inc.

By [Signature]  
\_\_\_\_\_  
, Joint Venturer

By \_\_\_\_\_

By [Signature]  
\_\_\_\_\_  
, Joint Venturer

Its \_\_\_\_\_

By [Signature]  
\_\_\_\_\_  
, Joint Venturer

By [Signature]  
\_\_\_\_\_  
, Joint Venturer

By [Signature]  
\_\_\_\_\_  
, Joint Venturer



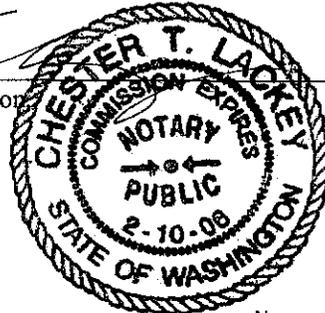
200310230110  
Skagit County Auditor

STATE OF WASHINGTON )  
 )ss.  
COUNTY OF WHATCOM )

On this 25<sup>th</sup> day of September, 2003, before me personally appeared Dan Williamson, to me known to be a joint venturer of Clements Condominium J.V. that executed the within and foregoing instrument to be the free and voluntary act and deed of said Joint Venture for the uses and 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 official seal the day and year first above written.

  
Notary Public in and for the State of Washington  
residing at Bellingham.  
My Commission Expires: 2/10/06

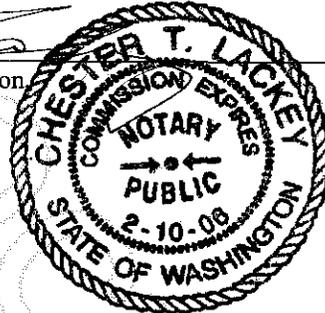


STATE OF WASHINGTON )  
 )ss.  
COUNTY OF WHATCOM )

On this 25<sup>th</sup> day of September, 2003, before me personally appeared Dan Cantrell, to me known to be a joint venturer of Clements Condominium J.V. that executed the within and foregoing instrument to be the free and voluntary act and deed of said Joint Venture for the uses and 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 official seal the day and year first above written.

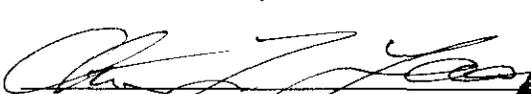
  
Notary Public in and for the State of Washington  
residing at Bellingham.  
My Commission Expires: 2/10/06

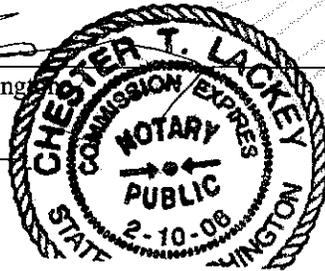


STATE OF WASHINGTON )  
 )ss.  
COUNTY OF WHATCOM )

On this 25<sup>th</sup> day of September, 2003, before me personally appeared Larry Honeycutt, to me known to be a joint venturer of Clements Condominium J.V. that executed the within and foregoing instrument to be the free and voluntary act and deed of said Joint Venture for the uses and 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 official seal the day and year first above written.

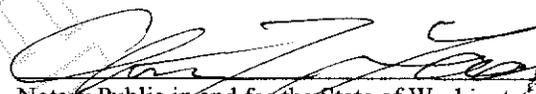
  
Notary Public in and for the State of Washington  
residing at Bellingham.  
My Commission Expires: 2/10/06

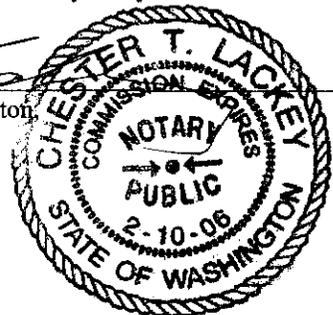


STATE OF WASHINGTON )  
 )ss.  
COUNTY OF WHATCOM )

On this 25<sup>th</sup> day of September, 2003, before me personally appeared Richard Seivers, to me known to be a joint venturer of Clements Condominium J.V. that executed the within and foregoing instrument to be the free and voluntary act and deed of said Joint Venture for the uses and 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 official seal the day and year first above written.

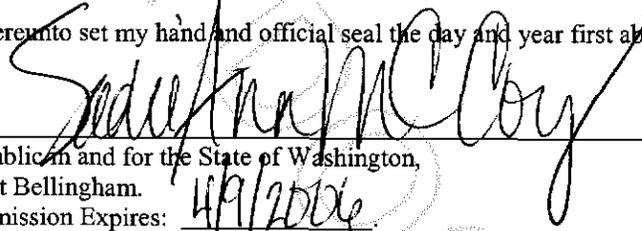
  
Notary Public in and for the State of Washington,  
residing at Bellingham.  
My Commission Expires: 2/16/06



STATE OF WASHINGTON )  
 )ss.  
COUNTY OF ~~WHATCOM~~ SKAGIT )

On this 25<sup>th</sup> day of September, 2003, before me personally appeared Bill Nightingale, to me known to be a joint venturer of Clements Condominium J.V. that executed the within and foregoing instrument to be the free and voluntary act and deed of said Joint Venture for the uses and 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 official seal the day and year first above written.

  
Notary Public in and for the State of Washington,  
residing at Bellingham.  
My Commission Expires: 4/9/2006



III. Date of Lease

The Lease is dated the 1<sup>st</sup> day of April, 1995, and amended July 19, 2002.

IV. Term

The Lease terminates on the 31<sup>st</sup> day of July, 2009

V. Option to Renew

The Lease provides Tenant with an option to renew the lease for two (2) additional terms of five (5) years.

VII. Notice

This Memorandum of Lease is recorded for the purpose of giving notice of the interests and rights of the Tenant to any party who may hereafter acquire an interest in the property which is the subject matter of the Lease.

DATED THIS 17<sup>th</sup> day of September, 200~~2~~<sup>3</sup>.

Landlord:  
CLEMENTS CONDOMINIUM joint venture

Tenant:  
Associated Petroleum Products, Inc.

By \_\_\_\_\_

By [Signature]

Its \_\_\_\_\_

Its Vice President



STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

I certify that I know or have satisfactory evidence that \_\_\_\_\_ is the person who appeared before me, and said person acknowledged that he/she signed this instrument, and acknowledged it as the \_\_\_\_\_ of Clements Condominium Joint Venture to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

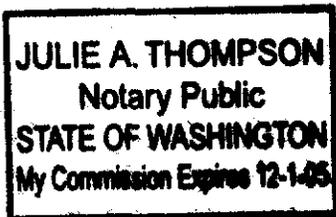
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
NOTARY PUBLIC, in and for the State of  
Washington,  
residing at \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF Pierce )

I certify that I know or have satisfactory evidence that luke P. Yitico is the person who appeared before me, and said person acknowledged that he/she signed this instrument and acknowledged it as the Vice-President of Associated Petroleum Products, Inc. to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 17th day of October, 2002.3



Julie A. Thompson  
Print Name: Julie A. Thompson  
NOTARY PUBLIC, in and for the State of  
Washington,  
residing at Puyallup  
My Commission Expires 12/1/05



EXHIBIT A

LEGAL DESCRIPTION

Unit No. 2, "FIRST AMENDMENT TO SURVEY MAP & PLANS FOR CLEMENTS CONDOMINIUM," according to the Condominium Plan and Survey Map recorded in Volume 16 of Plats, pages 42, 43 and 44, under Auditor's No. 9504060033, and as described in Declaration dated March 13, 1995, recorded April 6, 1995, under Auditor's File No. 9504060034.

TOGETHER WITH a 12.48% interest in the common area and facilities, as identified in Articles V and Exhibit B of said declaration.

Situate in the County of Skagit, State of Washington.

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200310230110  
Skagit County Auditor