

AFTER RECORDING MAIL TO:

COLE & COLE
Attorneys at Law
P. O. Box 249
Stanwood, WA 98292



200503210176

Skagit County Auditor

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3:21PM

COMMUNITY PROPERTY AGREEMENT AFFIDAVIT

Grantor: ESSER, JUDITH I.

Grantee: THE PUBLIC

Legal Description: Portions of Govt. Lots 1 and 5, Sec. 31, Twp. 33 N., R. 4

Tax Account No.: 330431-2-023-0003 & 330431-2-003-0007

STATE OF WASHINGTON)

: ss.

COUNTY OF SNOHOMISH)

GERALD W. ESSER, being first duly sworn, deposes and says:

Affiant is the surviving spouse of JUDITH I. ESSER who died in Norway, Coos County, Oregon, on March 13, 2004, having provided for the disposition of all community property as between affiant and said deceased spouse under a Community Property Agreement dated November 16, 2001, and recorded in Skagit County, Washington, under Auditor's File No. 200403250090;

At the time of death the community estate was completely solvent and there are no unpaid creditors of said decedent or of the former marital community nor unpaid funeral expenses or expenses of last illness;

There are no death taxes due to the State of Washington or to the federal government due to the repeal of the Washington State Inheritance Tax and because of the unlimited marital tax deduction of the federal tax code;

This Affidavit is made to effectuate future transfers of real property passing to the surviving spouse by virtue of said Community Property Agreement, including that real property in Skagit County, Washington, described in Exhibit A attached hereto and made a part hereof, being tax parcels No. 330431-2-023-0003 and 330431-2-003-0007.

The Community Property Agreement had never been revoked or rescinded by either of the spouses.



Gerald W. Esser

SUBSCRIBED and sworn
to before me this 13th
day of March, 2004-2005.



NOTARY PUBLIC in and for the State
of Washington, residing at Stanwood.

My appointment expires : 6-25-06



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EXHIBIT A

PARCEL "A":

That portion of Government Lot 1 of Section 31, Township 33 North, Range 4 East, W.M., described as follows:

Beginning at a point on the East line of the Pacific Highway where the same intersects the North line of the County road running along the South side of said Government Lot 1;
thence Northeasterly along the East line of said Highway, 200 feet;
thence East parallel with the South line of said Government Lot 1, 200 feet;
thence Southwesterly parallel to the Easterly line of said Highway 200 feet to the North line of the County road;
thence West along the North line of said County road 200 feet to the point of beginning.

EXCEPT a tract conveyed to Drainage District No. 17 of Skagit County, Washington by Deed dated November 14, 1936 and recorded November 18, 1936, under Auditor's File No. 284455, in Volume 170 of Deeds, page 518, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

PARCEL "B":

That portion of Government Lot 5 of Section 31, Township 33 North, Range 4 East, W.M., described as follows:

Beginning at a point on the South line of a certain logging ditch lying directly South of the present County road running East and West along the North line of said Government Lot 5, at a point where the South line of said ditch intersects the Easterly line of the Great Northern Railway Company right of way;
thence East along the South line of said ditch 210 feet;
thence Southwesterly parallel with the Easterly line of said right of way 228 feet;
thence West to the Easterly line of said right of way;
thence Northerly along said Easterly line to the point of beginning.

EXCEPT rights of way of Pacific Highway.

Situate in the County of Skagit, State of Washington.

