


AFTER RECORDING MAIL TO:  
Mr. and Mrs. Rusty H. Pope  
685 Spring Street, #167  
Friday Harbor, WA 98250

Filed for Record at Request of  
First American Title Of Skagit County  
Escrow Number: A84115

  
200503250046  
Skagit County Auditor  
3/25/2005 Page 1 of 4 9:33AM

## Statutory Warranty Deed

Grantor(s): Steven A. West and Jill E. West  
Grantee(s): Rusty H. Pope and Kay Marie Pope  
Assessor's Tax Parcel Number(s): 3926-003-012-0005, P65844

FIRST AMERICAN TITLE CO.

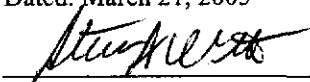
A84115E

THE GRANTOR Steven A. West and Jill E. West, husband and wife for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION in hand paid, conveys and warrants to Rusty H. Pope and Kay Marie Pope, husband and wife the following described real estate, situated in the County of Skagit, State of Washington.

Lot 12, Block 3, "HOLIDAY HIDEAWAY NO. 1", as per plat recorded in Volume 8 of Plats, pages 36 through 42, records of Skagit County, Washington.

SUBJECT TO the Easements, Restrictions and other Exceptions set forth on Exhibit "A" attached hereto.

Dated: March 21, 2005


  
Steven A. West

  
Jill E. West

#1358  
SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

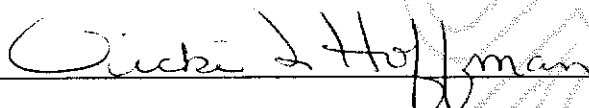
MAR 25 2005

STATE OF Washington }  
COUNTY OF Skagit } SS:

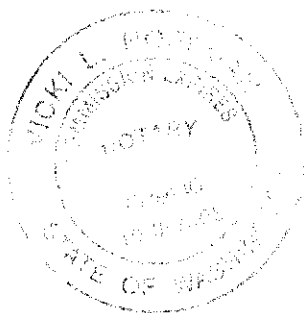
Amount Paid \$ 1387.51  
By  Skagit Co. Treasurer  
Deputy

I certify that I know or have satisfactory evidence that Steven A. West and Jill E. West, the persons who appeared before me, and said person(s) acknowledged that he/she/they signed this instrument and acknowledge it to be his/her/their free and voluntary act for the uses and purposes mentioned in this instrument.

Date: 3-21-05

  
Notary Public in and for the State of  
Residing at Anacortes  
My appointment expires: 10-8-05

Washington



A. The right granted in the "PLAT OF HOLIDAY HIDEAWAY NO. 1" to make all necessary slopes for cuts and fills upon the lots and blocks shown on the Plat in the original reasonable grading of all streets thereon. The County or its successors shall have the right to continue to drain all roads and easements over and across any lot or lots where water might take a natural course after the roads are graded.

B. MATTERS AS DISCLOSED AND/OR DELINEATED ON THE FACE OF THE FOLLOWING PLAT/SUBDIVISION:

Plat/Subdivision Name: Holiday Hideaway No. 1  
Auditor's No: 625483

Said matters include but are not limited to the following:

(1) With respect to matters relating to water services, we note DECLARATION OF SERVICE, executed by Guemes Island Water Company, Inc., recorded under Auditor's File No. 8902230048, which indicates service having been provided to the following lots:

- ~ Tract All
  - Lots 27-54, Block 1
  - All lots within Block 2; EXCEPT Lots 89-98, inclusive
  - All lots within Block 3
  - All lots within Block 4; EXCEPT Lots 1-8, inclusive
  - All lots within Block 5
  - All lots within Block 6; EXCEPT Lots 11-38, inclusive
  - Lots 47-49, inclusive, and Lots 78 and 79
  - All lots within Block 7
  - All lots within Block 8; EXCEPT Lots 8 and 9

~ Also, included on said Declaration is the following note:

"Whereas, the present and future owners are hereby reminded of the following restriction on the face of said filed plat:

~ Each lot shall be entitled to one hook up to the private water system upon its installation. The cost of the hook up, materials, labor and meter to be paid for by the owner of the lot."

~ Said Declaration was modified by MODIFICATION OF DECLARATION OF SERVICE, dated January 22, 1990 and recorded January 23, 1990 under Auditor's File No. 9001230041, which added the following tracts to the list of lots within said Declaration as being able to obtain service in said Plat:

Tracts "B", "C" and "D"

Said modification was re-recorded March 2, 1990, under Auditor's File No. 9003020121 to add Tract "E" to said declaration.

(2) Easements for private roads, utilities, drainage and bridle paths, as shown on the face of the Plat of Holiday Hideaway No. 1.



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C. SUBJECT, also, to exceptions and reservation of minerals, mineral rights, fossils, etc., in Deeds from the State of Washington, conveying tidelands, recorded in Volumes 68, 90 and 101 of Deeds, pages 633, 267 and 113, respectively, records of Skagit County.

Affects: Lots abutting tidelands

D. Matters relating to Holiday Hideaway Country Club, recorded March 29, 1982 under Auditor's File Nos. 8203290018 and 8203290019.

E. AGREEMENT, AND THE TERMS AND PROVISIONS THEREOF:

Between: A. A. Cook, Inc.  
And: Square Harbor Development Corp.  
Dated: December 31, 1975  
Recorded: September 18, 1979  
Auditor's No.: 7909180052  
Regarding: Supply of water to certain lots

F. Right of the general public to the unrestricted use of all the waters of a navigable body of water not only for the primary purposes of navigation, but also for corollary purposes, including (but not limited to) fishing, boating, bathing, swimming, water skiing and other related recreational purposes, as those waters may affect the tidelands, shorelands, or adjoining uplands, and whether the level of the water has been raised naturally or artificially to a maintained or fluctuating level, all as further defined by the decisional law of this state. (Affects all of the premises subject to such submergence.)

Affects: Lots abutting tidelands

G. DECLARATION OF EASEMENT FOR PRIVATE ROADWAY:

Recorded: April 10, 1969  
Auditor's No.: 725226  
Purpose: Ingress, egress, drainage and utilities  
Affects: Reference is hereby made to the record for full particulars

H. PROVISIONS CONTAINED IN CONTRACTS THROUGH WHICH TITLE IS CLAIMED, AS FOLLOWS:

"...Buyer agrees to pay, in addition to any other sums or charges herein provided, to the non-profit GUEMES ISLAND BEACH CLUB, according to its Articles and By-Laws, his proportionate share of the cost of maintenance and upkeep of its property and facilities.

Water will be made available to the property through distribution lines to be installed by Municipal Water District or private water company, such installation to be financed in such manner as may be determined by such District or Company. In the event that such lines are not so installed within three years from the date hereof, or sooner, at Seller's option, Seller shall install such distribution lines and water system for the use of Buyer, and Buyer agrees to use said lines when they have been installed. Buyer agrees to pay, upon completion, a hook up charge to the said distribution lines and a periodic use charge. In such case Buyer and Seller agree that Seller may, at its discretion, continue to own, control, operate and maintain the water distribution lines, or may transfer the water distribution lines to any public or private utility.



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Seller reserves the right to remove such standing timber, deadfalls, brush and other ground cover as shall be necessary, in Seller's option, to open the view of adjacent lots..."

(For your information, Holiday Hideaway Country Club is the apparent successor to Guemes Island Beach Club.)

I. RESERVATIONS CONTAINED IN DEED

Executed by: Square Harbor Development Corporation  
Recorded: February 15, 1968 and January 15, 1969  
Auditor's Nos.: 710270 and 722327  
As Follows: Subject to reservation by Seller, its successors and/or assigns,  
to use said Tracts for recreational purposes

J. AGREEMENT, AND THE TERMS AND CONDITIONS THEREOF:

Between: Roy V. Callero  
And: Thomas, Inc.  
Dated: January 20, 1998  
Recorded: January 22, 1998  
Auditor's No: 9801220087  
Regarding: "...to insure the continued service and operation of  
the TRD Wastewater System installed at 12 Hideaway  
Lane, Guemes Island



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