

AFTER RECORDING PLEASE RETURN TO:

SHELTER BAY COMPANY  
1000 SHOSHONE DRIVE  
LA CONNER, WA 98257



200507270248  
Skagit County Auditor

7/27/2005 Page 1 of 4 3:44PM

117206-SE

LAND TITLE OF SKAGIT COUNTY

**SHELTER BAY CONDOMINIUM CONSENT OF LESSOR  
TO ASSIGNMENT, RELEASE OF ASSIGNOR AND  
ACCEPTANCE OF ASSIGNEE**

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

Consent to Assignment of  
Condominium Sublease No. **R-103** Shelter bay

Lessor: Shelter Bay Company  
Lessee: Fidalgo, Inc.

#3998  
JUL 27 2005  
Amount Paid \$  
201156  
By Skagit Co. Treasurer Deputy

Consent by: Shelter Bay Company

Swinomish Indian Reservation  
Business Lease No. 5020  
Contract No. 14-20-0500-2949

5100-003-103-0000, L99985

Consent to: **BARBARA C. MOUNTAIN, a single individual**

The undersigned, SHELTER BAY COMPANY, a Washington Corporation, Lessor named in the sublease referred to in the Assignment, hereby consents to the same without, however, waiving the restrictions of said sublease with respect to future assignments thereunder, and hereby releases the Assignor(s):

**BARBARA C. MOUNTAIN, a single individual**

as Lessee, or Owner(s) of the leasehold estate of the Assignor(s) and of the Lessee in Condominium Sublease No. **R-103**, from any and all further obligations thereunder and hereby accepts the Assignee(s) as Lessee under the sublease, to all intents and purposes as though said Assignee(s) is (are) the original Lessee thereunder.

Dated this 27<sup>th</sup> day of July, 2005.



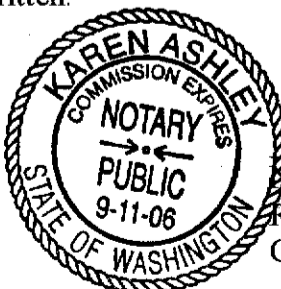
SHELTER BAY COMPANY, a Washington Corporation

by: Judy L. Grosvenor  
Judy L. Grosvenor, Manager

STATE OF WASHINGTON )  
County of Skagit )ss.

On the 27<sup>th</sup> Day of July, 2005, before me, a Notary public for the said State, personally appeared Judy L. Grosvenor, Authorized Manager of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated the he was authorized to execute said instrument and that the seal affixed is the corporate sea of said corporation.

IN WITNESS WHEREOF, I have set my hand and affixed my seal the day and year first herein written.



Karen Ashley **Karen Ashley**  
NOTARY PUBLIC in and for the State of Washington,  
Residing at: Sedro-Woolley  
Commission expires: 9-11-06

Exhibit "B" to Condominium Sublease

SHELTER BAY CONDOMINIUM ASSIGNMENT OF LEASEHOLD ESTATE  
AND ACCEPTANCE AND AGREEMENT

Assignment of Condominium  
Sublease No. **R-103**

Lessor: Shelter Bay Company

Lessee: Fidalgo, Inc.

Swinomish Indian Reservation  
Business Lease No. 5020  
Contract No. 14-20-0500-2949

Assignor: **BARBARA C. MOUNTAIN, a single individual**

Assignee: **DONALD C. SWISHER and CAROLYN J. SWISHER, husband and wife**

For valuable consideration, receipt of which is hereby acknowledged, the undersigned Assignor(s) hereby conveys, transfers and assigns to the Assignee (s):

**DONALD C. SWISHER and CAROLYN J. SWISHER, husband and wife**

Address: 103 Shelter Bay Drive, La Conner, WA 98257

All right, title and interest now owned or hereinafter acquired in the leasehold estate of the undersigned and of the Lessee in Condominium Sublease No. **R-103**, dated the **10<sup>th</sup>** day of **July, 1974**, wherein SHELTER BAY COMPANY, a Washington corporation, appears as Lessor and FIDALGO, INC., a Washington corporation appears as Lessee, and for the purposes of recording recorded by an instrument entitled "Shelter Bay Memorandum of Condominium Sublease" in Official Records of Skagit County, Washington under File No. **785686** on the **29<sup>th</sup>** day of **May, 1973**, covering the following described real property situated in the Swinomish Indian Reservation, Skagit County, Washington:

That property described in Exhibit "A" of Condominium Sublease No. **R-103** above stated, attached by reference and incorporated here. (Legal description as set out in the Condominium Sublease)

Subject to: 1. Property taxes, if any,  
2. Business Lease No. 5020 (Master Lease)

Declaration of Protective Covenants of Shelter Bay, Declaration of Condominium Covenants of Shelter Bay and Supplemental Declarations, recorded in the office of the Auditor of Skagit County, Washington.

The undersigned:

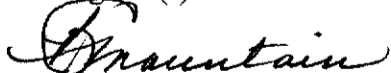
**DONALD C. SWISHER and CAROLYN J. SWISHER, husband and wife**

Assignee(s) named in the foregoing Assignment, hereby accepts said Assignment and hereby individually or jointly and severally, agree to keep, perform and be bound by all of the terms, covenants and conditions contained in said Lease on the part of the Lessee therein to be kept and performed to all intents and purposes as though the undersigned Assignee(s) were the original Lessee thereunder.


All notices intended for the Lessee under said lease shall be mailed to the undersigned at the following address: 103 Shelter Bay Drive, La Conner, WA 98257

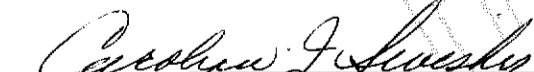
Dated this 18th, day of July, 2005.

Assignor (s)

  
BARBARA C. MOUNTAIN

Assignee (s)

  
DONALD L. SWISHER

  
CAROLYN J. SWISHER



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Skagit County Auditor

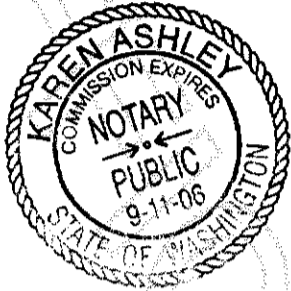
STATE OF Washington )  
County of Skagit )ss.

On this 27th day of July, 2005, before me, a Notary Public for said State, personally appeared:

**BARBARA C. MOUNTAIN**

To me known to be the individual(s) described in and who executed the foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have set my hand and seal the day and year first herein written.



Karen Ashley  
NOTARY PUBLIC  
In and for the State of: Washington  
Residing at: Sedro-Woolley  
Commission expires: 9/11/06

STATE OF Oregon )  
County of Deschutes )ss.

On this 22nd day of July, 2005, before me, a Notary Public for said State, personally appeared:

**DONALD C. SWISHER and CAROLYN J. SWISHER**

To me known to be the individual(s) described in and who executed the foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have set my hand and seal the day and year first herein written.



Sandi Mickel  
NOTARY PUBLIC  
In and for the State of: Oregon  
Residing at: Bend  
Commission expires: 6/9/08



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Exhibit "A"

Condominium Unit R-103 of SURVEY AND SET OF PLANS, SHELTER BAY CONDOMINIUMS LOT ONE, recorded May 15, 1973 as Auditor's File No. 785022, in Volume 117 of official Records, pages 265 and 266, records of Skagit County, being a replat of a portion of Tract "C", SURVEY OF SHELTER BAY DIV. 3, Tribal and Allotted Lands of Swinomish Indian Reservation", as recorded in Volume 43 of Official Records, page 839, records of Skagit County, and as identified by Declaration recorded under Auditor's File No. 785023, records of Skagit County, Washington.

TOGETHER WITH an undivided 12.32% interest in the common and limited common areas within said condominium as set forth in said Declaration recorded under Auditor's File No. 785023, and as shown on said SURVEY AND SET OF PLANS, SHELTER BAY CONDOMINIUM LOT ONE.

TOGETHER WITH a non-exclusive and exclusive use of the common areas and limited common areas as set forth in said Declaration recorded under Auditor's File No. 785023.

AND TOGETHER WITH the right to use that certain additional uncovered parking space under the terms of Articles III and VI of said Declaration recorded under Auditor's File No. 785023, and as delineated on the SURVEY AND SET OF PLANS, SHELTER BAY CONDOMINIUMS LOT ONE, and as the same exists on the ground.

Situate in the County of Skagit, State of Washington.



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