

Recorded at Request of:
Jack R. Wallace, Attorney
P.O. Box 372
Burlington, WA 98233



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Skagit County Auditor

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CHICAGO TITLE IC311157

**Agreement Confirming Termination of VMMC
Agreements**

Grantor/Subtenant: **Virginia Mason Medical Center,**
a Washington Not-for-Profit
Organization

Grantee: **Skagit County Public Hospital District
No. 2 dba Island Hospital,** a Washington
Public Hospital District

Abbreviated Legal: **Ptn SE 24-35-01**

Assessor's Tax Parcel No.

P100698 (FMA/BAP) (Personal Property)

P6128 (IMDC) (Personal Property)

P31917 (Island Hospital) (Real Property)

AFN 9609050030

THIS TERMINATION AGREEMENT ("Agreement") is entered into as of the *14* day of *MARCH*, 2006 ("Effective Date"), by and among **SKAGIT COUNTY PUBLIC HOSPITAL DISTRICT No. 2 (d/b/a ISLAND HOSPITAL)**, a Washington State public hospital district ("Island Hospital"), **Virginia Mason Medical Center**, a Washington not-for-profit organization ("VMMC"), and **ROGER L. KISNER, DDS, and NANCY KISNER, husband and wife** ("Kisner").

R E C I T A L S

A. Island Hospital is in the process of acquiring an interest in the Island Medical - Dental Center Building located at 1213 24th Street in Anacortes, Washington, listed under Skagit County Treasurer's personal property tax parcel numbers P6128 and P100698 (the "IMDC Building").

Island Hospital owns the underlying real estate and has leased the real estate to **ISLAND MEDICAL DENTAL CENTER**, a Washington general partnership ("IMDC"), since 1973. IMDC, in turn, has sublet portions of the building to various subtenants since 1973.



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B. On or about June 15, 1996, Kisner sublet a portion of the IMDC Building to VMMC pursuant to a sublease recorded August 6, 1996, under Skagit County Auditor's file #9608060083 (hereinafter the "VMMC Sublease"). The VMMC sublease has terminated. VMMC claims no interest in the IMDC Building or the underlying real estate as a subtenant or otherwise and there are no outstanding claims among the parties arising out of the VMMC Sublease.

C. On or about September 5, 1996, VMMC entered into an agreement with Island Hospital concerning VMMC's sublease in the IMDC Building. Said agreement was recorded under Skagit County Auditor's file number 9609050038 on September 5, 1996, and shall be referred to herein as the "Island-VMMC Agreement". The Island-VMMC Agreement has terminated and there are no outstanding claims among the parties arising out of said agreement.

D. Island Hospital has asked VMMC to acknowledge and confirm that it claims no interest in the IMDC Building or the underlying real estate arising out of the Island-VMMC Agreement and/or the VMMC Sublease, and VMMC has agreed to do so. This agreement will be relied upon by the parties to said transaction as well as by Chicago Title Insurance Company.

NOW, THEREFORE, the Parties hereto agree as follows:

1. VMMC hereby acknowledges and confirms that the VMMC Sublease and the Island-VMMC Agreement have terminated and that VMMC claims no interest in the IMDC Building or the underlying real estate owned by Island Hospital. VMMC further acknowledges and confirms that it has no outstanding claims against Kisner or Island Hospital arising out of the VMMC Sublease or the Island-VMMC Agreement, or relating to its occupancy of said building.

2. Binding. This Agreement shall inure to the benefit of and be binding upon the successors and assigns of the Parties hereto.

3. Attorney Fees. If any action is brought by either Party to interpret or enforce its rights under this Agreement, the Party substantially prevailing will be entitled to attorney fees and court costs as determined by



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the court or arbitrator.

(Date & Signatures follow)



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DATED as of the day and year first set forth above.

Virginia Mason Medical Center

By: Todd M. Johnson
Its. VICE PRESIDENT
Date 2-1-06
AND

By: _____
Its. _____
Date _____

**SKAGIT COUNTY PUBLIC HOSPITAL DISTRICT NO. 2
(d/b/a ISLAND HOSPITAL)**

By: David C. Davis
Its. CEO
Date 3/13/06

ISLAND MEDICAL DENTAL CENTER

By: Harold E. Eislund
Its. Partner
Date 3-13-06
AND

By: John D. Chambers MD
Its. Partner
Date 3-03-06



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ROGER L. KISNER, DDS

Roger L. Kisner DDS by John D. Chambers MD as atty in fact

Date 3-13-06

NANCY KISNER

Nancy Kisner by John D. Chambers MD as atty in fact.

Date 3-13-06

(Acknowledgements Follow)

STATE OF WASHINGTON)
COUNTY OF ~~SKAGIT~~ KING)

I certify that I know or have satisfactory evidence that Todd M. Johnson is the person who appeared before me and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as the Vice President of **Virginia Mason Medical Center**, a Washington Not-for-Profit Organization, to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED: February 1, 2006.

Sandra Fontaine

NOTARY PUBLIC

Sandra Fontaine

(Print or Type Name of Notary)

My Appointment Expires: 07-29-07

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Todd Johnson, is the person who



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appeared before me and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as the _____ of **Virginia Mason Medical Center**, a Washington Not-for-Profit Organization, to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED: _____, 2006.

NOTARY PUBLIC

(Print or Type Name of Notary)
My Appointment Expires:

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Vincent C. Oliver, is the person who appeared before me and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as the CEO of **Skagit County Public Hospital District No. 2 (dba Island Hospital)**, a Washington Public Hospital District, to be its free and voluntary act for the uses and purposes mentioned in the instrument.

DATED: 3-13, 2006.

Mary Mansfield

NOTARY PUBLIC

Mary Mansfield

(Print or Type Name of Notary)

My Appointment Expires:

10-28-09

