

When recorded return to:

Darlene M. Naylor, Member

303 Lilac Dr
Mt Vernon WA 98273

Recorded at the request of:

First American Title

File Number: B87964



200610060141

Skagit County Auditor

10/6/2006 Page

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4 3:39PM

Statutory Warranty Deed

THE GRANTOR Landmark Building & Development, Inc. for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION in hand paid, conveys and warrants to Roydar Investments, LLC the following described real estate, situated in the County of Skagit, State of Washington.

FIRST AMERICAN TITLE CO.

Abbreviated Legal:

Lot 12, "PLAT OF TRUMPETER MEADOWS"

B87964E

Tax Parcel Number(s): P123474, 4872-000-012-0000

Lot 12, "PLAT OF TRUMPETER MEADOWS", as per plat recorded on October 12, 2005, under Auditor's File No. 200510120048, records of Skagit County, Washington.

Subject to easements, restrictions or other exceptions hereto attached as Exhibit A

Dated September 8, 2006

Landmark Building and Development, Inc.

By: John Ellis, President

5220
SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

OCT 06 2006

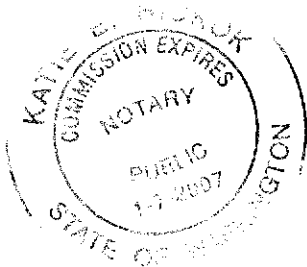
Amount Paid \$ 5255.82
By Skagit Co. Treasurer
Deputy

STATE OF WA }
COUNTY OF Skagit } SS:

I certify that I know or have satisfactory evidence that John Ellis is/are the person(s) who appeared before me, and said person(s) acknowledge he signed this instrument, on oath stated yes is/are authorized to execute the instrument and acknowledge that as the President of Landmark Building and Development, Inc. to be the free and voluntary act of such party(ies) for the uses and purposes mentioned in this instrument.

Dated: 9-12-06

Notary Public in and for the State of WA
Residing at Mt Vernon
My appointment expires: 1-7-07



Schedule "B-1"

EXCEPTIONS:

A. RESERVATION CONTAINED IN DEED

Executed by: State of Washington
Auditor's No.: 64282
As Follows:

"Reserving to the grantor all oil, gases, coal, ores, minerals, fossils, etc., and the right to entry for opening, developing, and working the same and providing that such rights shall not be exercised until provision has been made for full payment of all damages sustained by reason of such entry."

B. STANDARD PARTICIPATION CONTRACT, (REGARDING SEWERS), INCLUDING THE TERMS AND PROVISIONS THEREOF:

Between: City of Mount Vernon, a Municipal Corporation
And: James Hickman
Dated: July 13, 1979
Recorded: July 19, 1979
Auditor's No.: 7907190021

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

Plat/Subdivision Name: Trumpeter Meadows
Recorded: October 12, 2005
Auditor's No.: 200510120048

Said matters include but are not limited to the following:

1. "Know all men by these presents that Trumpeter Meadows, LLC, and Whidbey Island Bank, a Washington corporation, owners in the fee simple or contract purchasers and mortgage holders or lien holders, of the land hereby platted, declare this plat and dedicate to the use of public forever, the streets, avenues, shown hereon and the use thereof for all public purposes consistent with the use thereof for public highway purposes. Together with the right to make all necessary slopes for cuts and fills upon the lots and blocks shown hereon in the original reasonable grading of all such streets and avenues shown hereon. Tract "X" is additionally dedicated to the City of Mount Vernon for city open space."
2. "An easement is hereby reserved for and granted to the City of Mount Vernon, Public Utility District No. 1, Puget Sound Energy, Verizon Northwest, Cascade Natural Gas Corp., and Comcast Corporation and their respective successors and assigns under and upon the exterior ten (10) feet of front boundary lines of all lots and tracts as shown on the face of this plat and other utility easements, if any, shown on the face of this plat, in which to install, lay, construct, renew, operate, maintain and remove utility systems, lines fixtures, appurtenances attached thereto, for the purpose of providing utility services to the subdivision and other property. Together with the right to enter upon the lots and tracts at all times for the purposes stated, with the understanding that any grantee shall be responsible for all unnecessary damage it causes to any real property owner in the subdivision by the exercise of rights and privileges herein granted."



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3. "Easements for the purpose of conveying local storm water runoff and sanitary sewer are hereby granted in favor of all abutting private lot owners in the areas designated as private drainage or private sewer easements. The maintenance of private easements established and granted herein shall be the responsibility of, and the costs thereof shall be borne equally by the present and future owners of the abutting private lot owners and their heirs, owners personal representatives and assigns.

The City of Mount Vernon is hereby granted the right to enter said easements for emergency purposes at its own discretion."

4. "Storm drain easements, as shown hereon, are hereby granted to the City of Mount Vernon, to construct, maintain, replace, reconstruct, and remove drainage and detention facilities, with all appurtenances incident thereto or necessary therewith, in, under and across the said premises, and to cut and remove from said easement any trees, fences and other obstructions which may endanger the safety or interfere with the use of said drainage and detention facilities, or appurtenances attached or connected therewith; and the right of ingress and egress to and over said premises at any and all times for the purpose of doing anything necessary for the easement hereby granted. Adjoining property owners are prohibited from constructing fences, buildings or other objects within the easement area. Adjoining property owners are prohibited from placing fill, or other debris within easement area, or otherwise altering the detention facility side slope areas, or access road. Vehicular access in the easement area is restricted specifically to public maintenance vehicles."

5. Building set backs – Single family Lots (sf)

Front Yard: Twenty-five (25) feet on arterial streets and 20 feet on all other streets. Buildings on corner lots and through lots shall observe the minimum setback on both streets.

Side Yard: Five (5) feet. The total of the two side yards shall be a minimum of 15 feet.

Rear Yard: Twenty (20) feet. Where a rear yard abuts an alley, accessory buildings such as garages and carports may be located within eight feet of the rear property line.

6. Sewage Disposal: City of Mount Vernon.

7. Storm Drainage: City of Mount Vernon.

8. Street Standard: City of Mount Vernon.

9. Water: Skagit County P.U.D. No. 1.

10. Power: Puget Sound Energy.

11. Telephone: Verizon Northwest.

12. Gas: Cascade Natural Gas.

13. Television Cable: Comcast Corporation.

14. Garbage Collection: City of Mount Vernon, Solid Waste Collection for lots shall be at the edge of the public right-of-way.

15. Wetland boundary line shown hereon is based upon field delineation by wetland technology in August 2003 and in August 2004.

16. Meridian: Assumed.



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17. Basis of Bearing: Monumented East line of the Northeast ¼ of Section 16, Township 34 North, Range 4 East, W.M. Bearing = North 0°44'25" East.
18. All lots within this subdivision are subject to impact fees for schools, fire, parks and any other city impact fees, payable upon issuance of a building permit.
19. All homes shall be built on site and no modular or manufactured homes are permitted.
20. Siltation control devices may be required for each lot during home construction or subsequent soil disturbances. See City of Mount Vernon Engineering Department for details.
21. The delineated on-site wetlands together with the buffer area shown as Tract "X" are dedicated to the City of Mount Vernon. The dedication is subject to the provision that the wetland property shall be available for enhancement purposes of off-site wetland mitigation for other development projects if necessary. The right to enhancement shall be granted solely to the applicant and its successors in interest.
22. The ownership of Tract "Y" shall be retained by the developer and may be utilized for residential building purposes in the future if storm waters can be attenuated on another location offsite. In the event offsite stormwater attenuation becomes available, the storm drainage easement on Tract "Y" to the City of Mount Vernon shall be null and void.
23. No access to Trumpeter Boulevard shall be allowed from Lots 1 – 9 inclusive unless approved by the City of Mount Vernon.
24. Prior to occupancy being permitted for residences of Lots 8, 9, 28 and 29 a hard surface (concrete or asphalt) driveway must be constructed within the ingress and egress easement to said lots.
25. An easement for ingress, egress and utilities affecting Lots 7, 8, 10 and 39.
26. An easement for drainage affecting the West 20 feet of Lots 9 to 14.
27. An easement for private storm drainage affecting a portion of Lots 39 and 40.
28. An easement for public storm drainage affecting the West 10 feet and the North 5 feet of Lot 40 and the East 10 feet of Lot 41.
29. An easement for utilities affecting an 11 foot by 10 foot portion of Lots 41 and 42 and an 11 foot by 8 foot portion of Lot 2.
30. An easement for private drainage affecting the South 20 feet of Lots 45 and 46, the South 15 feet of Lot 47 and a 20 foot portion of Lots 48 and 49, as shown.

D. PROTECTIVE COVENANTS AND/OR EASEMENTS, BUT OMITTING RESTRICTIONS, IF ANY, BASED ON RACE, COLOR, RELIGION OR NATIONAL ORIGIN:

Dated: February 17, 2006
Recorded: February 22, 2006
Auditor's No.: 200602220046
Executed By: Landmark Building & Development Inc



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