



200708300074  
Skagit County Auditor

8/30/2007 Page 1 of 4 11:30AM

When recorded return to:

Mr. and Mrs. Eugene Zielke  
Post Office Box 524  
Hamilton, WA 98255

Recorded at the request of:  
First American Title  
File Number: b2408

**Statutory Warranty Deed**

**GUARDIAN NORTHWEST TITLE CO.**

*B92408E-1*

THE GRANTOR Wesley Land, Individually and as Successor Trustee of the Revocable Living Trust of Albert A. Land and Elaine B. Land, dated May 14, 1992, as trustee for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION in hand paid, conveys and warrants to Eugene Zielke and Valerie L. Zielke, husband and wife the following described real estate, situated in the County of Skagit, State of Washington

Abbreviated Legal:

Lot 118, "CEDARGROVE ON THE SKAGIT"  
Lot 118, "CEDARGROVE ON THE SKAGIT", according to the plat thereof, recorded in Volume 9 of Plats, pages 48 through 51, inclusive, records of Skagit County, Washington.

SUBJECT TO: Covenants, Conditions, Restrictions and Eastments as per the attached Schedule "B-1" and by this reference made a part hereof.

TOGETHER WITH 1993 OAKMANOR MANUFACTURED HOME, SERIAL NO. 06910172FAB, THE DIMENSIONS OF THE MANUFACTURED HOME IS 40.28.

Tax Parcel Number(s): P64184, 3877-000-118-0003

Dated August 29, 2007

Wesley Land, Individually and as Successor Trustee of the Revocable Living Trust of Albert A. Land and Elaine B. Land, dated May 14, 1992

Wesley Land  
By: Wesley Land, Individually / Trustee

4137  
SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

AUG 30 2007

Amount Paid \$ 2497.00  
Skagit Co. Treasurer  
By jm Deputy

STATE OF Washington  
COUNTY OF SKAGIT SS:

I certify that I know or have satisfactory evidence that Wesley Land, Individually 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: 8-29-2007

Shirley Rose Lanum



Notary Public in and for the State of Washington  
Residing at Burlington  
My appointment expires: 10-19-2008

STATE OF Washington }  
County of Skagit , SS:

I certify that I know or have satisfactory evidence that Wesley Land  
signed this instrument, on oath stated that He is  
authorized to execute the instrument and acknowledged it as the Trustee  
of Albert A. Land & Elaine B. Land Trust to be the free and voluntary act of such  
party for the uses and purposes mentioned in this instrument.

Dated: August 29, 2007

*Shirley Rose Lanum*  
Notary Public in and for the State of Washington  
Residing at Burlington  
My appointment expires: 10-19-2008



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B-1

**EXCEPTIONS:**

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

Plat/Subdivision Name: Cedargrove on the Skagit  
Auditor's No: 715090

Said matters include but are not limited to the following:

1. Right of the public to make all necessary slopes for cuts and fills and the right to continue to drain said roads and ways over and across any lot where water might take a natural course in the reasonable original grading of the roads and ways hereon. Following reasonable original grading of the ways and roads hereon, no drainage waters on any lot or lots shall be diverted or blocked from their natural course so as to discharge upon any public road right of way, or to hamper proper road drainage. Any enclosing of drainage waters in culverts or drains or re-routing thereof across any lot as may be undertaken by or for the owner of any lot shall be done by and at the expense of such owner.
2. All lots shall be subject to an easement 5 feet in width parallel with and adjacent to all lot lines for purposes of utilities and drainage.
3. Septic tanks and drain fields shall not be constructed Northerly of a line 75 feet Southerly of the 185 foot contour (U.S.G.S. U.S.I.) on Lots 18 through 50 as shown on the face of this plat.
4. No building structure or fill shall be constructed below the 185 foot contour (U.S.G.S. U.S.I.) on Lots 18 through 50.
5. An easement 40 feet in width parallel with, adjacent to and above the mean high water line is reserved for flood protection purposes on Lots 18 through 50.
6. Minimum building and accessory structure setback lines as specified by Skagit County shall be adhered to on all lots in this plat.
7. "An easement is hereby reserved under and upon the exterior 5 feet of front and rear boundary lines and under and upon the exterior 5 feet of side boundary lines of all lots for utility and drainage purposes."

**B. CONDITIONS AND RESTRICTIONS CONTAINED IN VARIOUS CONTRACTS AND DEEDS OF RECORD, AS FOLLOWS:**

"Grantees covenant and agree that the above described real estate shall be subject to the charges and assessments as provided for in, and for the purposes set forth in the Articles of Incorporation and By-Laws of the Cedargrove Maintenance Co., a non-profit, non-stock Washington corporation, and that said corporation shall have a valid first lien against the above described real estate for said charges and assessments; and, in addition to the remedies set forth in said Articles of Incorporation and By-Laws, that if said charges and assessments levied by said corporation shall not be paid within four (4) months after they shall become due and payable, then said corporation may proceed by appropriate action to foreclose its lien together with such sum as the court may adjudge reasonable attorney's fees in such action. The grantee hereby acknowledges receipt of copies of said Articles of Incorporation and By-Laws of the Cedargrove Maintenance Co. This provision is a covenant running with the land and is binding on the grantee, their heirs, successors and assigns.

SUBJECT TO:

- (a) Restrictions, reservations, agreements and easements of record and as shown on the face of said recorded plat.



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Skagit County Auditor

Order No: B92408

- (b) Use of said property for residential purposes only
- (c) Questions that may arise due to shifting of the Skagit River

NOTE: The face of the plat provides, as follows:

Skagit County shall not be responsible for flood control improvements. A 40 foot flood control easement shall be established and maintained on all waterfront lots, with ingress and egress rights for flood control purposes. The 40 foot easement is as measured from the mean high water line.

C. Any question that may arise due to shifting or changing in course of the Skagit River.

D. RESERVATIONS CONTAINED IN DEED

Executed by: The Federal Land Bank of Spokane  
Recorded: September 23, 1939  
Auditor's No: 317248 Vol. 178, page 69  
As Follows:

"Reserving from the above described land 50% of all minerals, including oil and gas, in or under said land..."

E. Terms and conditions of By-Laws of Cedargrove Maintenance Company, as recorded April 14, 1994 under Auditor's File No. 9404140020.

Modification of By-Laws as disclosed by instruments recorded under the following Auditor's File Numbers: 9408240092, 9511020058, 9702120073, 9906160085, 200206060084 and 200609110132.

F. REGULATORY NOTICE/AGREEMENT THAT MAY INCLUDE COVENANTS, CONDITIONS AND RESTRICTIONS AFFECTING THE SUBJECT PROPERTY:

Executed By: Albert Land  
Recorded: July 31, 1992  
Auditor's No.: 9207310038  
Regarding: Septic system

Reference is hereby made to the record for the full particulars of said notice/agreement. However, said notice/agreement may have changed or may in the future change without recorded notice.



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