

RETURN ADDRESS:

THE COMMERCE BANK OF
WASHINGTON, N.A.
601 UNION STREET,
SUITE 3600
SEATTLE, WA 98101



200811200107

Skagit County Auditor

11/20/2008 Page 1 of 3 1:32PM

GUARDIAN NORTHWEST TITLE CO.
MODIFICATION OF MORTGAGE

92430

Reference # (if applicable): 200708170075

Additional on page _____

Grantor(s):

1. BOO-SHOOT GARDENS LLC

Grantee(s)

1. THE COMMERCE BANK OF WASHINGTON, N.A.

Legal Description: SECTION 24, TOWNSHIP 34, RANGE 3; PTN. NW NE (AKA LOT "D",
SHORT PLAT NO. 28-76).

Additional on page 2

Assessor's Tax Parcel ID#: 340324-1-012-0003 (P22577)

THIS MODIFICATION OF MORTGAGE dated October 31, 2008, is made and executed between BOO-SHOOT GARDENS LLC, a WASHINGTON LIMITED LIABILITY COMPANY, whose address is 17816 DUNBAR ROAD, MT VERNON, WA 98273 (referred to below as "Grantor") and THE COMMERCE BANK OF WASHINGTON, N.A., whose mailing address is 601 UNION STREET, SUITE 3600, SEATTLE, WA 98101 (referred to below as "Lender").

**MODIFICATION OF MORTGAGE
(Continued)**

Page 2

MORTGAGE. Lender and Grantor have entered into a Mortgage dated August 9, 2007 (the "Mortgage") which has been recorded in SKAGIT County, State of Washington, as follows:

RECORDED ON August 17, 2007 UNDER AUDITOR'S FILE NO. 200708170075.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in SKAGIT County, State of Washington:

TRACT "D" SHORT PLAT NO. 28-76, APPROVED JULY 15, 1976 AND RECORDED JULY 16, 1976 IN VOLUME 1 OF SHORT PLATS, PAGE 150, UNDER AUDITOR'S FILE NO. 839197, RECORDS OF SKAGIT COUNTY, WASHINGTON; (BEING A PORTION OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 SECTION 24; TOWNSHIP 34 NORTH, RANGE 3 EAST, W.M.)

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS AND UTILITIES AS SHOWN ON SAID SHORT PLAT.

The Real Property or its address is commonly known as 17XXX DUNBAR ROAD, MT VERNON, WA 98273. The Real Property tax identification number is 340324-1-012-0003 (P22577).

MODIFICATION. Lender and Grantor hereby modify the Mortgage as follows:

THE PRINCIPAL AMOUNT OF THE NOTE IS INCREASED BY AN ADDITIONAL \$46,000.00.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED OCTOBER 31, 2008.

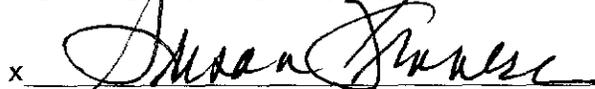
GRANTOR:

BOO-SHOOT GARDENS LLC

By: 
JACKIE R. HEINRICHER, MANAGER OF BOO-SHOOT GARDENS LLC

LENDER:

THE COMMERCE BANK OF WASHINGTON, N.A.

x 
Authorized Signer



200811200107
Skagit County Auditor

MODIFICATION OF MORTGAGE
(Continued)

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Washington)
) SS
COUNTY OF Skagit)

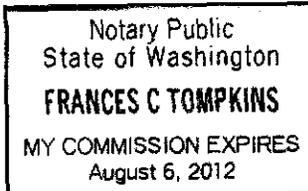


On this 19th day of November, 2008, before me, the undersigned Notary Public, personally appeared **JACKIE R. HEINRICHER, MANAGER** of **BOO-SHOOT GARDENS LLC**, and personally known to me or proved to me on the basis of satisfactory evidence to be a member or designated agent of the limited liability company that executed the Modification of Mortgage and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Kristin Stewart Residing at 2003 N Ave Anacortes, WA
Notary Public in and for the State of WA My commission expires Sept 29, 2009

LENDER ACKNOWLEDGMENT

STATE OF Washington)
) SS
COUNTY OF King)



On this 19 day of November, 2008, before me, the undersigned Notary Public, personally appeared Susan Finnegan and personally known to me or proved to me on the basis of satisfactory evidence to be the authorized Signer, authorized agent for **THE COMMERCE BANK OF WASHINGTON, N.A.** that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of **THE COMMERCE BANK OF WASHINGTON, N.A.**, duly authorized by **THE COMMERCE BANK OF WASHINGTON, N.A.** through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and in fact executed this said instrument on behalf of **THE COMMERCE BANK OF WASHINGTON, N.A.**.

By Frances C Tompkins Residing at Seattle
FRANCES C. TOMPKINS
Notary Public in and for the State of WA My commission expires 8/6/2012



200811200107
Skagit County Auditor