



200904060231

Skagit County Auditor

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After Recording Return To:

Samish Indian Nation
2918 Commercial Ave.
Anacortes, WA 98221

Declaration of Fiscal Responsibility of Lot Owner For Road Maintenance Agreement**Created In Skagit County Auditor's File No. 9801080066**

This declaration is made on April 6 2009 by the Samish Indian Nation, a federally recognized Indian tribe (here in after the Declarant), whose tribal government offices are located at 2918 Commercial Avenue, Anacortes, Washington.

Whereas, a declaration of easement, covenants, and road maintenance recorded in the Skagit County Auditor's Records on January 8, 1998 under Skagit County Auditor's File No. 980180066 (here in after the Agreement), among other things reserved an easement in favor of the property retained by the Almida Vista Corporation which is described in the attached Exhibit B and hereafter referred to as Tax Parcel P20484. Said reserved easement is for the purpose of ingress, egress and utilities across Almida Vista Place (the road) as delineated on Short Plat No. 96-0103 being fully described in the attached Exhibit A. **18-34-02 NE NE**

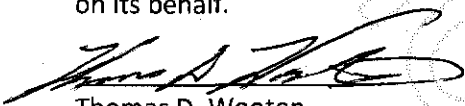
Whereas, the Agreement authorizes the creation of the Almida Vista Home Owners Association, which is composed of the short plat lot owners of the four lots, described in the attached Exhibit A and sold by the Almida Vista Corporation. The lots within said short plat have the following tax parcel numbers: P20462, P20463, P112751, P73355, P112749, P112752, P112753 and P112745. The Almida Vista Home Owners Association is authorized by the Agreement to maintain the road created by said short plat including adopting an annual budget for such maintenance and collecting each of the four parcel owners' proportional share of such budget.

The Declarant is the successor in interest to the Almida Vista Corporation as the current vested owner of the parcel which is described as Tax Parcel P20484 and is considered a portion of the short plat referenced in Skagit County Auditor's File No. 9801080066 also further described in Exhibit A and is therefore subject to said Agreement.

The Declarant hereby confirms that it is responsible for the obligations created by the Agreement which burden its property listed under Tax Parcel P20484, including the financial contribution to the annual road maintenance fund and other fiscal responsibilities under said Agreement.

Further, the Declarant confirms its obligation to participate in the annual road maintenance under said Agreement and it shall remain in effect as long as the property identified as Tax Parcel P20484 is held in trust by the United States for the benefit of the Samish Indian Nation. Declarant agrees to indemnify and hold harmless the United States against any and all claims arising out of the road maintenance agreement recorded in the declaration of easement, covenants, and road maintenance recorded in the Skagit County Auditor's Records on January 8, 1998 under Skagit County Auditor's File No. 980180066.

The Samish Tribal Council has authorized the Chairman of the Tribal Council to execute this declaration on its behalf.

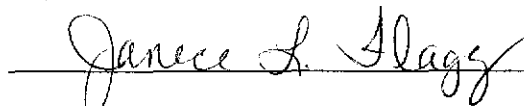


Thomas D. Wooten
Tribal Chairman
Samish Indian Nation

STATE OF WASHINGTON }
 }ss
COUNTY OF SKAGIT }

I hereby certify that I know or have satisfactory evidence that Thomas D. Wooten is the person who personally 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 Tribal Chairman of Samish Indian Nation, to be the free and voluntary act of such party for the uses and purposes mentioned in this instrument.

Dated this 6th day of April, 2009.


Notary Public in and for the State of Washington, residing
at Mt. Vernon WA 98274
My appointment expires 9-2-2012

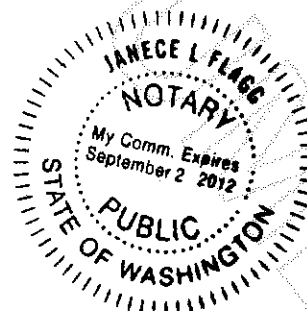


Exhibit A

Lots 1 to 4 of Skagit County Short Plat No. 96-0103 entitled "ALMIDA VISTA SHORT PLAT", approved December 15, 1997, and recorded January 8, 1998, under Auditor's File No. 9801080064 in Volume 13 of Short Plats, pages 86 through 88, records of Skagit County, Washington; being a portion of Government Lot 1 and of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 18, Township 34 North, Range 2 East, W.M.

Situate in the County of Skagit, State of Washington.



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Exhibit B

The Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 18, Township 34 North, Range 2 East W.M.



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