



201001220101
Skagit County Auditor

1/22/2010 Page 1 of 4 2:37PM

After recording return document to:

YOUNGQUIST & BETZ
904 South Third
Mount Vernon, WA 98273

DOCUMENT TITLE: Memorandum of Lease

REFERENCE NUMBER OF RELATED DOCUMENT: N/A

GRANTOR(S): Theodore R. Erickson, Trustee of the Lilly Erickson
Testamentary Trust

ADDITIONAL GRANTORS ON PAGE **OF DOCUMENT.**

GRANTEE(S): Erickson Farms, Inc., a Washington corporation

ADDITIONAL GRANTEES ON PAGE **OF DOCUMENT.**

ABBREVIATED LEGAL DESCRIPTION: Ptn. of NW ¼ of S 29-T 34 N-R 3 E, W.M.

ADDITIONAL LEGAL DESCRIPTION ON PAGE(S) 3 **OF DOCUMENT.**

ASSESSOR'S TAX/PARCEL NUMBER(S): P22889

MEMORANDUM OF LEASE

This Memorandum of Lease dated this 28th day of May, 2009, effective January 1, 2009, by and between **THEODORE R. ERICKSON, TRUSTEE OF THE LILLY ERICKSON TESTAMENTARY TRUST**, 16061 LaConner Whitney Road, LaConner, Skagit County, Washington 98257, hereinafter referred to as "Lessor;" and **ERICKSON FARMS, INC.**, a Washington corporation, of 15612 Best Road, Mount Vernon, Skagit County, Washington 98273, hereinafter referred to as "Lessee."

1. **Area Leased.** The Lessor hereby leases to Lessee and Lessee hereby leases from the Lessor, real estate located in Skagit County, Washington, the legal descriptions of which property is described as follows:

(See attached Exhibit "A" for legal descriptions)

2. **Term of Lease.** The term of this lease is from January 1, 2009 through December 31, 2018.

3. **Right of First Refusal.** This lease also contains a right of first refusal to purchase which has been granted to Lessee herein, and others.

4. This Memorandum of Lease is subject to the terms, conditions and restrictions contained in that certain unrecorded Lease Agreement between Lessors and Lessees dated May 28, 2009.

memo of lease
SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

JAN 22 2010

Amount Paid \$
Skagit Co. Treasurer
By *[Signature]* Deputy

LESSOR:

LILLY R. ERICKSON TESTAMENTARY TRUST

By *Theodore R. Erickson*
Theodore R. Erickson, Trustee

LESSEE:

ERICKSON FARMS, INC., a Washington corporation

By *Mark R. Erickson*
Mark R. Erickson, President
Sec. & Treas

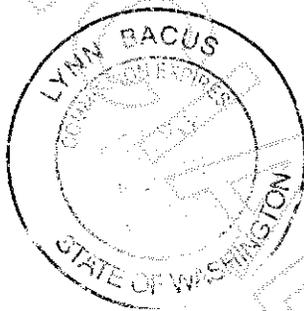


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STATE OF WASHINGTON)
:
COUNTY OF SKAGIT)

On this day personally appeared before me, **THEODORE R. ERICKSON**, **TRUSTEE OF THE LILLY R. ERICKSON TESTAMENTARY TRUST**, to me known to be the Trustee that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said Trust, for the uses and purposes therein mentioned, and on oath stated that he is authorized to execute the said instrument.

GIVEN under my hand and official seal this 28th day of May, 2009.

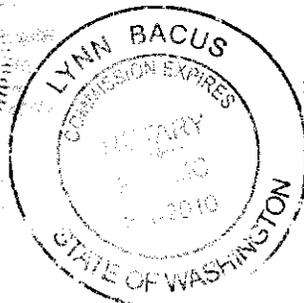


Lynn Bacus
Notary Public in and for the State of Washington,
residing at Mount Vernon

STATE OF WASHINGTON)
: SS
COUNTY OF SKAGIT)

On this 28th day of May, 2009, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared **MARK R. ERICKSON**, to me known to be the President of **ERICKSON FARMS, INC.**, a Washington corporation, the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they are authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

Witness my hand and official hereto affixed the day and year first above written.



Lynn Bacus
Notary Public in and for the State of Washington,
residing at Mount Vernon



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EXHIBIT "A"

Commonly known as Sorenson Farm, the legal description of which is as follows:

Tax Parcel No. P22889:

That portion of the Northwest $\frac{1}{4}$ of Section 29, Township 34 North, Range 3 East W.M. in Skagit County, Washington, described as follows:

Beginning 2417.3 feet South and 1231.5 feet East of the Northwest corner of said Section 29; thence West 942.5 feet; thence North 2310 feet, more or less, to the Southwesterly line of a tract conveyed to John B. Oosterhof and Alice Oosterhof, husband and wife, by deed dated December 27, 1965, recorded December 29, 1965 under Auditor's File No. 676687; thence Southeasterly along the Southwesterly line of said Oosterhof tract to the center of Calhoun Slough; thence Southeasterly along the center line of said slough to point North of place of beginning; thence South to bank of slough; thence continuing South 1839 feet to place of beginning, EXCEPT ditch right of way and EXCEPT that portion, if any, lying North of the following described line: Beginning at the Northwest corner of said Section 29; thence South $88^{\circ}51'$ East 81 feet; thence South $63^{\circ}08'$ East to the center of Calhoun Slough.



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