



201001220105

Skagit County Auditor

1/22/2010 Page 1 of 4 2:38PM

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: E 14 acres of the W 1/2 of SW 1/4 of
NW 1/4 of S 22, T 34 N, R 3 E, W.M.

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

ASSESSOR'S TAX/PARCEL NUMBER(S): P22302

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.

LESSOR:

LILLY R. ERICKSON TESTAMENTARY TRUST

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

memo. of lease
SKAGIT COUNTY WASHINGTON
REAL ESTATE ENCISE TAX

JAN 22 2010

Amount Paid \$ /
Skagit Co. Treasurer
By *mm* Deputy

LESSEE:

ERICKSON FARMS, INC., a Washington corporation

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

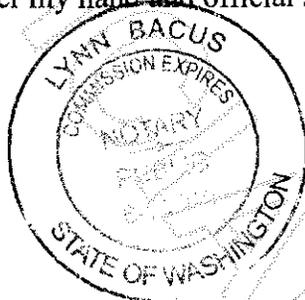


201001220105
Skagit County Auditor

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.



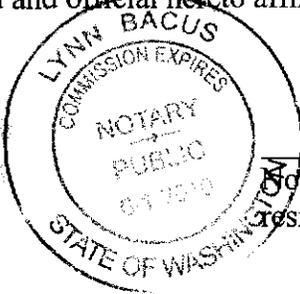
Lynn Bacus

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



201001220105
Skagit County Auditor

EXHIBIT "A"

Commonly known as Mount Vernon Meat Land Parcel 4, the legal description of which is as follows:

Tax Parcel No. 22302:

The East 14 acres of the West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 22, Township 34 North, Range 3 East, W.M., EXCEPT the following described parcel:

Beginning at a point on the South line of said subdivision, which point bears North 89 degrees 24'00" East, a distance of 174.75 feet from the Southwest corner of said West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence North 0 degrees 10'59" East along a line which is parallel to and 174.75 feet East of the West line of said subdivision, a distance of 570.00 feet to the TRUE POINT OF BEGINNING of this property description; thence North 89 degrees 24'00" East, a distance of 115.00 feet; thence South 0 degrees 10'00" West, a distance of 230.5 feet; thence South 89 degrees 24' West, a distance 115.00 feet; thence North 0 degrees 10.59" East along said parallel line, a distance of 230.5 feet to the TRUE POINT OF BEGINNING of this property description; AND EXCEPT the following described parcel:

Beginning at a point on the South line of said subdivision, which point bears North 89 degrees 24'00" East, a distance of 174.75 feet from the Southwest corner of said West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence North 0 degrees 10'59" East along a line which is parallel to and 174.75 feet East of the West line of said subdivision, a distance of 570.00 feet to the TRUE POINT OF BEGINNING of this property description; thence continuing North 0 degrees 10'59" East along said line which is parallel to and 174.75 feet East of the West line of said subdivision, a distance of 167.00 feet; thence North 89 degrees 24'00" East, a distance of 115.00 feet; thence South 0 degrees 10'00" West, a distance of 167.00 feet; thence South 89 degrees 24' West, a distance of 115.00 feet to the TRUE POINT OF BEGINNING of this property description.

AND ALSO EXCEPT that County Road known as McLean Road along the South line thereof.



201001220105
Skagit County Auditor