



201102090015

Skagit County Auditor

2/9/2011 Page

1 of

17 10:39AM

When recorded return to:

Craig Sjoström  
1204 Cleveland Ave.  
Mount Vernon, Washington 98273

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### ***Amendment to Road Maintenance Agreement***

**Grantors:**

- (1) John M. LeSourd & Constance L. LeSourd, h/w
- (2) Richard R. Trelstad & Kathryn J. Trelstad, h/w
- (3) Steve Greydanus & Letitia Greydanus, h/w
- (4) John F. Banaszak & Stephanie G. Banaszak, h/w
- (5) Roupen Shakarian & Shirley J. Shakarian, h/w
- (6) Brian Lease & Brenda Lease, h/w
- (7) Rick L. Dettinger & Susan D. Dettinger, h/w

**Grantees:**

- (1) Jason Farley & Robyn Williamson, h/w
- (2) Williamson Revocable Living Trust

**Legal Description:** ptn NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , and ptn SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  4-33-3;

**Additional Legal Description Located on Page 2**

**Assessor's Property Tax Parcel or Account Nos.:** P121419; P121420; P15401; P15402; P15400; P120808; P120809; P15403; P113465; P15405; P15398

**Reference Nos of Documents Assigned or Released:** 200211080246

THIS AMENDMENT TO ROAD MAINTENANCE AGREEMENT is made by and between the parties hereto, to be effective on December 3<sup>rd</sup>, 2010.

#### ***Recitals***

- a. John M. Lesourd & Constance L. LeSourd, and Richard R. Trelstad & Kathryn J. Trelstad, h/w, are the original parties to a Road Maintenance Agreement, dated October 24<sup>th</sup>, 2002 and recorded

**AMENDMENT TO ROAD MAINT. AGREEMENT**

**PAGE 1**

on November 8<sup>th</sup>, 2002 under Skagit County Auditor's File No. 200211080246.

- b. The Trelstad property, as described in the said Agreement, was subsequently subdivided under Short Plat PL02-0635, approved on September 22<sup>nd</sup>, 2003 and recorded on September 23<sup>rd</sup>, 2003 under Skagit County Auditor's File No. 200309230136; Short Plat PL03-0722, approved on January 21<sup>st</sup>, 2004 and recorded on January 21<sup>st</sup>, 2004 under Skagit County Auditor's File No. 200401210074; and Short Plat PL04-0140, approved on March 9<sup>th</sup>, 2005 and recorded on March 11<sup>th</sup>, 2005 under Skagit County Auditor's File No. 200503110145.
- c. Steve Greydanus & Letitia Greydanus, h/w; John F. Banaszak & Stephanie G. Banaszak, h/w; Roupen Shakarian & Shirley J. Shakarian, h/w; Brian Lease & Brenda Lease, h/w; and Rick L. Dettinger & Susan D. Dettinger, h/w are owners of various lots within the said Short Plats. The legal descriptions of their properties are set forth in the attached Exhibits A-E.
- d. Richard R. Trelstad & Kathryn J. Trelstad, h/w continue to own a portion of the property subject to the said Agreement, with their property being described in the attached Exhibit F.
- e. John M. Lesourd & Constance L. LeSourd, h/w, continue to own the property described in the said Agreement, and which is described in the attached Exhibit G.
- f. Jason Farley & Robyn Williamson, h/w, are the successors to the Williamson Revocable Living Trust. They own the property described in the attached Exhibit H.
- g. The Road Maintenance Agreement provided at paragraph 7 that the owner of the servient property thereof (at that time the Williamson Revocable Trust, now Jason Farley & Robyn Williamson) would not be liable for any costs associated with maintenance or repair of the roadway that was the subject of the said Agreement, with certain exceptions.
- h. The parties have confirmed that Jason Farley & Robyn Williamson, and their heirs, successors and assigns, shall under no circumstances be liable or responsible for any costs or responsibilities associated with maintaining the subject roadway, wish to amend the said Agreement accordingly, and execute this instrument to that end.

#### *Agreement*

Now, therefore, in consideration of the said Road Maintenance Agreement, IT IS AGREED AS FOLLOWS:

That the following provision of the said Road Maintenance Agreement, found at paragraph 7 thereof, shall be deleted and rendered wholly unenforceable:

In the event such third parties are not made aware of and specifically agree to the provisions of this Agreement, then the servient owner shall be responsible for any additional costs of maintaining the roadway resulting from such third parties' use thereof, and shall be bound by the provisions of paragraph 4 above.

EXECUTED as of the date first above written.

**AMENDMENT TO ROAD MAINT. AGREEMENT**  
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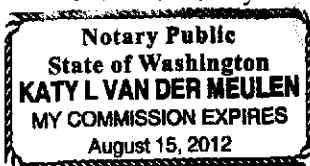
John M. LeSourd  
John M. LeSourd

Constance L. LeSourd  
Constance L. LeSourd

STATE OF WASHINGTON )  
 )  
 ) :SS  
COUNTY OF SKAGIT )

On this day personally appeared before me John M. Lesourd, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 5<sup>th</sup> day of January, 2011.

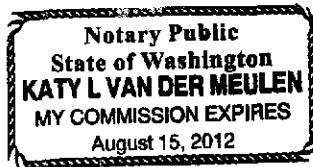


[Signature]  
NOTARY PUBLIC in and for the State of Washington, residing at  
Sedro Woolley  
My commission expires: 8/15/12  
Name: Katy VanDerMeulen.

STATE OF WASHINGTON )  
 )  
 ) :SS  
COUNTY OF SKAGIT )

On this day personally appeared before me Constance L. Lesourd, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 5<sup>th</sup> day of January, 2011.



[Signature]  
NOTARY PUBLIC in and for the State of Washington, residing at  
Sedro Woolley  
My commission expires: 8/15/12  
Name: Katy VanDerMeulen.

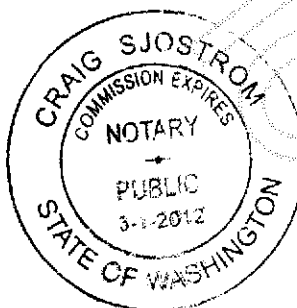
Richard R. Trelstad  
Richard R. Trelstad

Kathryn J. Trelstad  
Kathryn J. Trelstad

STATE OF WASHINGTON     )  
                                      :SS  
COUNTY OF SKAGIT     )

On this day personally appeared before me Richard R. Trelstad, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 7 day of FEB, 2007.



Craig Sjostrom  
NOTARY PUBLIC in and for the State of Washington, residing at

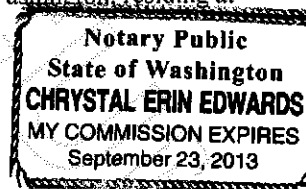
mt. Vernon  
My commission expires: 3/1/12  
Name: Craig Sjostrom

STATE OF WASHINGTON     )  
                                      :SS  
COUNTY OF SKAGIT     )

On this day personally appeared before me Kathryn J. Trelstad, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 30<sup>th</sup> day of JANUARY, 2010.

Chrystal Edwards  
NOTARY PUBLIC in and for the State of Washington, residing at  
LA CONNER  
My commission expires: 9/23/2013  
Name: CHRISTAL EDWARDS



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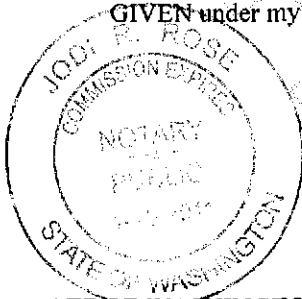
Steve Greydanus  
Steve Greydanus

Letitia Greydanus  
Letitia Greydanus

STATE OF WASHINGTON )  
:SS  
COUNTY OF SKAGIT )

On this day personally appeared before me Steve Greydanus, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 28<sup>th</sup> day of December, 2010.

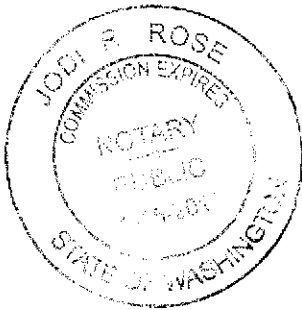


Jodi Rose  
NOTARY PUBLIC in and for the State of Washington, residing at  
Mt. Vernon WA  
My commission expires: 1-15-2011  
Name: Jodi Rose

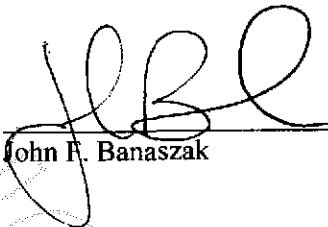
STATE OF WASHINGTON )  
:SS  
COUNTY OF SKAGIT )

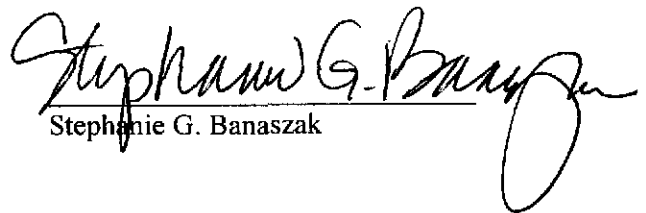
On this day personally appeared before me Letitia Greydanus, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 28<sup>th</sup> day of December, 2010.



Jodi Rose  
NOTARY PUBLIC in and for the State of Washington, residing at  
Mt. Vernon WA  
My commission expires: 1-15-2011  
Name: Jodi Rose

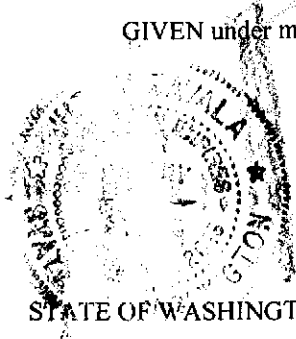
  
John F. Banaszak

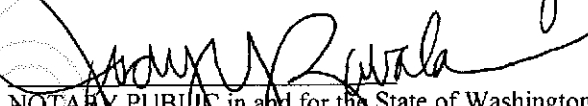
  
Stephanie G. Banaszak

STATE OF WASHINGTON )  
:SS  
COUNTY OF SKAGIT )

On this day personally appeared before me John L. Banaszak, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 3 day of February, 2011.

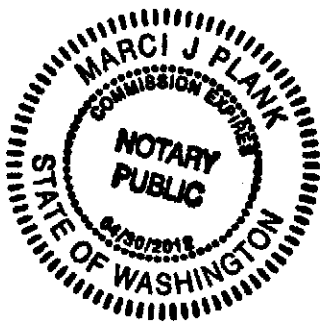


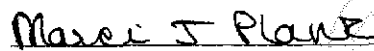
  
NOTARY PUBLIC in and for the State of Washington, residing at  
Bunkham  
My commission expires: 10-12-2013  
Name: John L. Banaszak

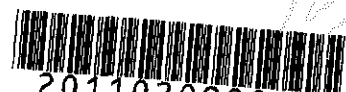
STATE OF WASHINGTON )  
:SS  
COUNTY OF SKAGIT )

On this day personally appeared before me Stephanie G. Banaszak, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 20 day of January, 2011.



  
NOTARY PUBLIC in and for the State of Washington, residing at  
Skagit County  
My commission expires: 4/30/2012  
Name: MARCI J PLANK



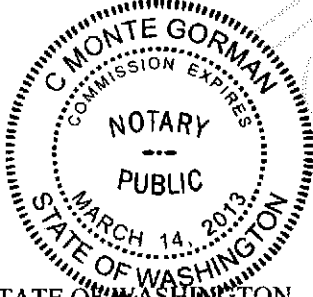
Roupen Shkarian  
Roupen Shkarian

Shirley J. Shkarian  
Shirley J. Shkarian

STATE OF WASHINGTON )  
 )  
 )  
COUNTY OF SKAGIT )

On this day personally appeared before me Roupen Shkarian, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 28<sup>TH</sup> day of DECEMBER, 2010

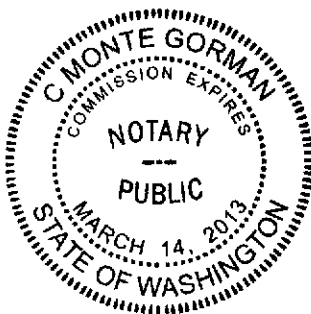


C. MONTE GORMAN  
NOTARY PUBLIC in and for the State of Washington, residing at  
WACONNER  
My commission expires: 14 MARCH 2013  
Name: C. MONTE GORMAN

STATE OF WASHINGTON )  
 )  
 )  
COUNTY OF SKAGIT )

On this day personally appeared before me Shirley J. Shkarian, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 28<sup>TH</sup> day of DECEMBER, 2010



C. MONTE GORMAN  
NOTARY PUBLIC in and for the State of Washington, residing at  
WACONNER  
My commission expires: 14 MAR 2013  
Name: C. MONTE GORMAN



Brian Lease  
Brian Lease

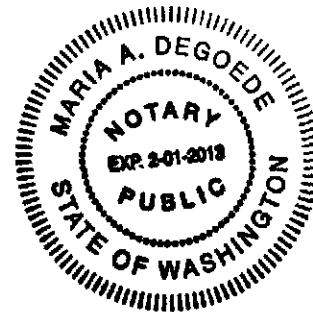
Brenda K. Lease  
Brenda Lease

STATE OF WASHINGTON     )  
                                          :SS  
COUNTY OF SKAGIT     )

On this day personally appeared before me Brian Lease, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 4<sup>th</sup> day of January, 2011.

Maria A. DeGoede  
NOTARY PUBLIC in and for the State of Washington, residing at  
Boz, WA  
My commission expires: 2-1-13  
Name: Maria A DeGoede

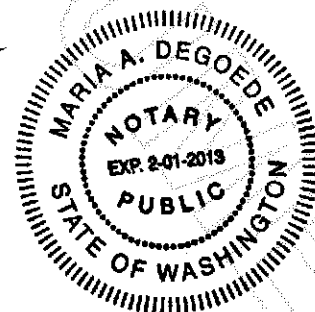


STATE OF WASHINGTON     )  
                                          :SS  
COUNTY OF SKAGIT     )

On this day personally appeared before me Brenda Lease, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 4<sup>th</sup> day of January, 2011.

Maria A. DeGoede  
NOTARY PUBLIC in and for the State of Washington, residing at  
Boz, WA  
My commission expires: 2-1-13  
Name: Maria A DeGoede



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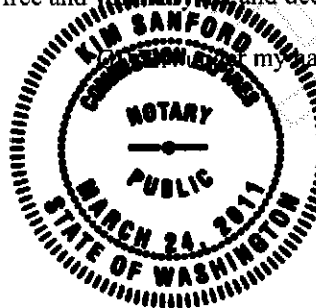


Rick L. Dettinger  
Rick L. Dettinger

Susan D. Dettinger  
Susan D. Dettinger

STATE OF WASHINGTON     )  
                                      :SS  
COUNTY OF SKAGIT     )

On this day personally appeared before me Rick L. Dettinger, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.



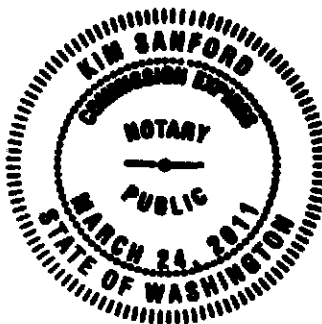
GIVEN under my hand and official seal this 3 day of January, 2011.

Kim Sanford  
NOTARY PUBLIC in and for the State of Washington, residing at  
Mount Vernon  
My commission expires: March 24, 2011  
Name: Kim Sanford

STATE OF WASHINGTON     )  
                                      :SS  
COUNTY OF SKAGIT     )

On this day personally appeared before me Susan D. Dettinger, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 3 day of January, 2011.



Kim Sanford  
NOTARY PUBLIC in and for the State of Washington, residing at  
Mount Vernon  
My commission expires: March 24, 2011  
Name: Kim Sanford

**Exhibit A**

**Greydanus Property**

**P120808**

**Lot 2, Short Plat PL02-0635, recorded September 23<sup>rd</sup>, 2003, under Skagit County Auditor's File No. 200309230136, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.**

**Situate in Skagit County, Washington.**



**201102090015**  
**Skagit County Auditor**

**Exhibit B**

**Banaszak Property**

**P15400**

**Lot 1, Short Plat PL02-0635, recorded September 23<sup>rd</sup>, 2003, under Skagit County Auditor's File No. 200309230136, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.**

**Situate in Skagit County, Washington.**



**201102090015**

**Skagit County Auditor**

Exhibit C

Shakarian Property

P15402

Lot 1, Short Plat PL03-0722, recorded January 21<sup>st</sup>, 2004, under Skagit County Auditor's File No. 200401210074, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.

Situate in Skagit County, Washington.



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Skagit County Auditor

**Exhibit D**

**Lease Property**

**P15401**

**Lot 3, Trelstad Short Plat No. 3, recorded March 11<sup>th</sup>, 2005, under Skagit County Auditor's File No. 200503110145, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.**

**Situate in Skagit County, Washington.**



201102090015

**Skagit County Auditor**

Exhibit E

Dettinger Property

P121419

Lot 2, Short Plat PL03-0722, recorded January 21<sup>st</sup>, 2004, under Skagit County Auditor's File No. 200401210074, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.

Situate in Skagit County, Washington.



201102090015

Skagit County Auditor

Exhibit F

Trelstad Property

Parcel A:

Lot 3, Short Plat PL02-0635, recorded September 23<sup>rd</sup>, 2003, under Skagit County Auditor's File No. 200309230136, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.

(P120809)

Parcel B:

Lot 4, Short Plat PL04-140, recorded March 11<sup>th</sup>, 2005, under Skagit County Auditor's File No. 200503110145, being a portion of the Southwest ¼ of Section 4, Township 33 North, Range 3 East, W.M.

(P121420)

Situate in Skagit County, Washington.



201102090015

Skagit County Auditor

Exhibit G

LeSourd Property

(P15398)

The East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 4, Township 33 North, Range 3 East, W.M.

EXCEPT the North 330 feet thereof;

AND EXCEPT the South 1 rod thereof;

AND EXCEPT ditch rights of way.

Situate in Skagit County, Washington.



201102090015

Skagit County Auditor



Exhibit H

Farley/ Williamson Property

Parcel A:

The East  $\frac{1}{2}$  of the following described tract:

The Southwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 4, Township 33 North, Range 3 East, W.M.

EXCEPT the East 1 rod thereof

AND EXCEPT the West 20 rods thereof;

AND EXCEPT County roads and ditch rights of way

(P15403)

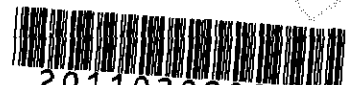
Parcel B:

The South 1 rod of the East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$ , and the East 1 rod of the Southwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$ , all of Section 4, Township 33 North, Range 3 East, W.M.

EXCEPT County road along the South line of the said Southwest  $\frac{1}{4}$ .

(P113465 & P15405)

Situate in Skagit County, Washington.



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Skagit County Auditor