

AFTER RECORDING RETURN TO:
Whidbey Island Bank
Attn: Mel Takehara
P. O. Box 7001
Oak Harbor, WA 98277



201104180212
Skagit County Auditor

4/18/2011 Page 1 of 4 3:43PM

ESTOPPEL AFFIDAVIT

4918-001-016-0000 P125838

GUARDIAN NORTHWEST TITLE CO.

STATE OF WASHINGTON)

101622-2

: ss.

County of WHATCOM)

DG Construction, LLC, a Washington limited liability company as to an 85% interest; Maleaux, LLC, a Washington limited liability company as to a 10% interest; and Anthony Malo, Jr. and Christiane T. Malo, husband and wife as of the date acquired title, as to a 5% interest, being first duly sworn, depose and say:

That they executed and delivered that certain Statutory Warranty Deed dated April 7, 2011, conveying to Whidbey Island Bank ("Grantee"), the following-described real property situate in Skagit County, Washington, to wit:

Lot 16, "PLAT OF ROCK RIDGE SOUTH PHASES 1 & 2", according to the duly recorded plat thereof, recorded January 24, 2007, under Auditor's File No. 200701240094, and amended by Auditor's File No. 200701250133, records of Skagit County, Washington.

Situated in Skagit County, Washington.

That said Deed was an absolute conveyance in effect as well as in form and not a mortgage nor trust conveyance nor security of any kind; that said Deed was given in lieu of foreclosure and in consideration of the cancellation of the entire indebtedness secured by the Deed of Trust recorded on March 15, 2007, under Skagit County Auditor's File No. 200703150160, including any deficiency, costs and charges heretofore existing under the terms of the Deed of Trust covering said real property;

That the indebtedness secured by the Deed of Trust represented a fair value of the said real property so conveyed; and that said Statutory Warranty Deed was made by said affiants freely and voluntarily and not under duress, undue influence, misapprehension or misrepresentation by the said Grantee or its agent;

That affiants are solvent and said Statutory Warranty Deed was not given for the purpose of preference of a creditor nor given to hinder, delay or defraud creditors, but in good faith for the consideration aforesaid; and

That this Affidavit is made for the protection and benefit of Grantee and successors-in-interest and First American Title Insurance Company as inducement to issue its policy of title insurance to Grantee as owner of the above-described real property.

DG CONSTRUCTION, LLC

By: *AM*
Anthony Malo, Jr.
Its: Manager

STATE OF WASHINGTON)

: ss.

County of WHATCOM)

I certify that I know or have satisfactory evidence that **ANTHONY MALO, JR.** is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the **MANAGER of DG CONSTRUCTION, LLC** to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

GIVEN under my hand and official seal this 7th day of April, 2011.



Shropshire
NOTARY PUBLIC, in and for the State of
Washington, Residing at Blaine, WA
My Commission Expires: 1-16-13

MALEAUX, LLC

By: [Signature]
Gregoire N. Malo
Its: Manager

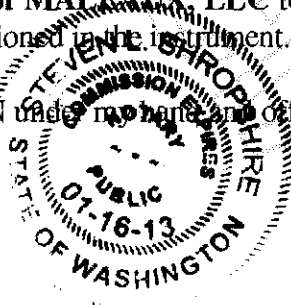
STATE OF WASHINGTON)

: ss.

County of WHATCOM)

I certify that I know or have satisfactory evidence that **GREGOIRE N. MALO** is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the **MANAGER** of **MALEAUX, LLC** to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

GIVEN under my hand and official seal this 7th day of April, 2011.



[Signature]
NOTARY PUBLIC, in and for the State of
Washington, Residing at Blaine, WA
My Commission Expires: 1-16-13

MALEAUX, LLC

By: [Signature]
Megan E Malo
Its: Member

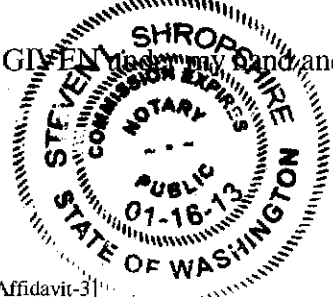
STATE OF WASHINGTON)

: ss.

County of WHATCOM)

I certify that I know or have satisfactory evidence that **MEGAN E. MALO** is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it as the **MEMBER** of **MALEAUX, LLC** to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

GIVEN under my hand and official seal this 7th day of April, 2011.



[Signature]
NOTARY PUBLIC, in and for the State of
Washington, Residing at Blaine, WA
My Commission Expires: 1-16-13

[Estoppel Affidavit-3]



201104180212
Skagit County Auditor

