



201205230046

Skagit County Auditor

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Document Title: First Amendment to Declaration of Condominium for Whispering Woods
Southeast Condominium
Grantor: Double F Inc
Legal Description: Lots 18-20, Blk. 133, City of Ana.
Situates in Skagit County, Washington.
Tax Parcel ID#: P55875
Grantee: Double F Inc

**FIRST AMENDMENT TO DECLARATION FOR
WHISPERING WOODS SOUTHEAST HOMEOWNER'S ASSOCIATION**

Purpose: Relinquish Development Control and Transfer Association to Unit Owners.

THIS AMENDMENT is made this 21 day of May, 2012, by Double F Inc, a Washington Limited Liability Company, ("Declarant")

WITNESSED THAT

WHEREAS, the Declarant executed certain condominium documents establishing Whispering Woods Southeast Homeowner's Association in Anacortes, Washington and caused the Declaration to be recorded in the land records of Whatcom County, Washington, at Auditor's File No. 200905060002, along with a Survey Map and Plans, which were contemporaneously recorded at Auditor's File No. 200905060003.

WHEREAS, RCW 64.34.020(29) and RCW 64.34.308(4) authorize a declarant to reserve a Special Declarant Right in the Declaration where the declarant reserves a period of Declarant Control of the association. During this period of Declarant Control, the Declarant may appoint and remove the officers and members of the Board of Director or veto or approve a proposed action of the Board or Association.

WHEREAS, pursuant to section 10.2.2 of the Declaration, the Declarant, Double F Inc reserved the Special Declarant Right to have a period of Declarant Control of the Association as described in the previous recital.

WHEREAS, RCW 64.34.308(4)(b) provides time periods for when the Declarant Control period automatically terminates. Further, this statute also authorizes a Declarant

to voluntarily surrender the right to Declarant Control. Similarly, section 10.2.1.4 of the Declaration, authorizes the Declarant to voluntarily surrender these rights. To effectuate this, the Declarant must record an Amendment to the Declaration and the date that this Amendment is recorded, is the date that Declarant Control terminates.

WHEREAS, the Declarant now wishes to relinquish the special declarant right reserved to control management of the property and the Association.

NOW, THEREFORE, pursuant to and in compliance with section 10 of the Declaration and RCW 64.34.308(4), the following Amendment to the Declaration is adopted.

1. Amendment. The Declarant hereby relinquishes any right to Declarant Control, which means the right of the Declarant or persons designated by the Declarant to appoint and remove officers and members of the Board of Directors, or to veto or approve a proposed action of the Board or Association, pursuant to RCW 64.34.308(4) or (5).
2. Transition Date. The Transition Date means the date on which Declarant Control of the Association terminates. Pursuant to the Declaration at section 10.2.1.4 the transition date is the date that this Amendment is recorded. RCW 64.34.308(6) requires that within 30 days after the termination of the period of Declarant Control, the Unit Owners shall elect of Board of Directors of at least three (3) members.
3. Other Provisions. Except as modified by this Amendment, all of the terms and provisions of the Declaration are hereby expressly ratified and confirmed and shall remain in full force and effect.

IN WITNESS WHEREOF, the Declarant has caused this Amendment to be executed as of the date first written above.

DECLARANT:

DOUBLE F INC.


By: TED FILLER, Secretary, Double F Inc.



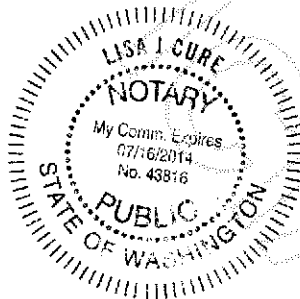
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STATE OF WASHINGTON)
) ss.
COUNTY OF SKAGIT)

On this day personally appeared before me TED FILLER, to me known to be the Secretary for DOUBLE F INC the limited liability company that executed the within and foregoing instrument, and acknowledged to me the said instrument was the free and voluntary act and deed of said company for the uses and purposes therein mentioned, and on oath stated that ~~he~~ and ~~she~~ ^{he} were authorized to execute the said instrument for and on its behalf.

SUBSCRIBED AND SWORN TO before me by Lisa J Cure - notary
on this 22 day of May, 2012.

* Ted Filler - transfer to me



PRINTED NAME: Lisa J Cure

NOTARY PUBLIC

in and for the State of Washington.

My commission expires: 7-16-14



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