AFTER RECORDING RETURN TO: JONES & SMITH PO Box 1245 Mount Vernon, WA 98273



AFFIDAVIT IN SUPPORT OF COMMUNITY PROPERTY AGREEMENT

Abbreviated Legal Description: Unit 24, Stonebridge Condominium

Full Legal on Page 2

Assessor's Tax Parcel No.: P119613 / 4775-000-024-0000

RITA C. NEWTON, being first duly sworn upon oath, deposes and says:

- 1. I am the surviving spouse of PHILLIP L. NEWTON, JR. who died on February 2, 2013. A copy of his death certificate is attached hereto.
- 2. The decedent and I provided for the disposition of all of our community property under that certain Community Property Agreement dated May 28, 2003. The Community Property Agreement of the decedent and the affiant is attached hereto.
- 3. The parties to the agreement were legally competent at the time of the agreement and executed no subsequent wills or agreement that would have had the effect of abrogating or nullifying the agreement. The original Last Will and Testament of PHILLIP L. NEWTON, JR. is on file with the office of the Skagit County Superior Court Clerk, 3rd & Kincaid Streets, Mount Vernon, Washington, under Cause No. 13-4-00093-8.
- 4. Title to all property of the community vests immediately in the survivor upon the death of either party to the Community Property Agreement.

5. PHILLIP L. NEWTON, JR. and RITA C. NEWTON own real property situated at 2522 Stonebridge Way, Mount Vernon, Washington 98273, bearing the legal description as follows:

Unit 24, STONEBRIDGE CONDOMINIUM, according to the SIXTH AMENDED DECLARATION THEREOF recorded August 20, 2003, under Auditor's File Number 200308200025, AND FOURTH AMENDED SURVEY MAP AND PLANS THEREOF recorded October 11, 2002 under Auditor's File Number 200210110206, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

Tax Parcel No. P119613.

- 6. All debts of the decedent and/or the marital community, including, but not limited to all expenses due to decedent's last illness, funeral and burial have been fully paid. There are no federal or state succession or inheritance taxes due on account of the death of PHILLIP L. NEWTON, JR...
- 7. The decedent had never received from the State of Washington assistance consisting of nursing facility services, home and community-based services, related hospital and prescription drug services, or any other type of medical assistance.
- 8. As of the date of death, the value of all community property of the decedent was approximately $\frac{320.00}{-0-}$. The value of all separate property of the decedent was approximately $\frac{320.00}{-0-}$.
- 9. The statements set forth in this affidavit are representations of fact that may be relied upon by all parties dealing with said real property and the personal property of the decedent.

DATED this 13 day of March 2013.

RITA C. NEWTON

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STATE OF WASHINGTON)
)
COUNTY OF SKAGIT)

On this day personally appeared before me RITA C. NEWTON, to me known to be the individual 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 13 day of me

NOTA The sta Residir

NOTARY PUBLIC in and for

The state of Washington

Residing at: Mount

My commission expires:

3/10/

2013.

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CERTIFICATE OF DEATH

CERTIFICATE NUMBER: 2013-002228

DATE ISSUED: 02/15/2013

FEE NUMBER: 0000310213

GIVEN NAMES: PHILLIP LINDSEY
LAST NAME: NEWTON

SUFFIX: JR

COUNTY OF DEATH: SKAGIT
DATE OF DEATH: FEBRUARY 02,2013
HOUR OF DEATH: 06:30 A.M.

SEX: MALE

AGE: 85 YEARS SOCIAL SECURITY NUMBER:

HISPANIC ORIGIN: NO. NOT HISPANIC

RACE: WHITE

BIRTHDATE:

BIRTHPLACE: FLORENCE, LAUDERDALE CNTY, ALABAMA

MARITAL STATUS: MARRIED

SPOUSE: RITA CHEATHAM

OCCUPATION: LIEUTENANT COLONEL

INDUSTRY: MILITARY

EDUCATION: BACHELOR'S DEGREE

US ARMED FORCES? YES

INFORMANT: RITA NEWTON

RELATIONSHIP: SPOUSE

ADDRESS: 2522 STONEBRIDGE WAY MOUNT VERNON, WA 98273

PLACE OF DEATH: HOME

FACILITY OR ADDRESS: 2522 STONEBRIDGE WAY

CITY, STATE, ZIP: MOUNT VERNON, WASHINGTON 98273

RESIDENCE STREET: 2522 STONESRIDGE WAY CITY, STATE, 21P: MOUNT VERNON, WASHINGTON 98273

INSIDE CITY LIMITS! VES

COUNTY: SKAG1T TRIBAL RESERVATION: NOT APPLICABLE

LENGTH OF TIME AT RESIDENCE: 10 YEARS

FATHER: PHILLIP NEWTON SR MOTHER: VIRGINIA

METHOD OF DISPOSITION: CREMATION

PLACE OF DISPOSITION: SEATTLE SERVICE GROUP CREMATOR

CITY, STATE: SEATTLE, WA

DISPOSITION DATE: FEBRUARY 06,2013

FUNERAL FACILITY: NEPTUNE SOCIETY

ADDRESS: 19324 - 40TH AVE W, STE A

CITY, STATE, ZIP: LYNNWOOD WA 98036 FUNERAL DIRECTOR: ED J. SUDDERTH

CAUSE OF DEATH:

A. RENAL FAILURE

INTERVAL: DAYS

B. RENAL DISEASE

INTERVAL: YEARS

C.

INTERVAL:

INTERVAL

OTHER CONDITIONS CONTRIBUTING TO DEATH; ADULT FAILURE TO THRIVE, CHRONIC PAIN

DATE OF INJURY: HOUR OF INJURY: INJURY AT WORK?

PLACE OF INJURY:

LOCATION OF INJURY:

CITY, STATE, ZIP:

COUNTY:

DESCRIBE HOW INJURY OCCURRED:

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MANNER OF DEATH: NATURAL AUTOPSY: NO AVAILABLE TO COMPLETE THE CAUSE OF DEATH? NOT APPLICABLE DID TOBACCO USE CONTRIBUTE TO DEATH? NO PREGNANCY STATUS, IF FEMALE: NOT APPLICABLE

CERTIFIER NAME: WAYNE S. MARTIN, MD

TITLE: PHYSICIAN

CERTIFIER

ADDRESS: PO BOX 468

CITY, STATE, ZIP: BURLINGTON WA 98233 2ATE SIGNED: FEBRUARY 05,2013



CASE REFERRED TO ME/CORONER: NO

FILE NUMBER: NOT APPLICABLE

ATTENDING PHYSICIAN: NOT APPLICABLE

LOCAL DEPUTY REGISTRAR: MEL PEDROSA DATE RECEIVED: FEBRUARY 06.2013

STATUS OF DECEDENT, IF A TRANSPORTATION INJURY: NOT APPLICABLE

ITEM(S) AMENDED: NONE

NUMBER (S) : NONE DATE(S) NONE

Affidavit for Correction

Center for Health Statistics P.C. Box 47814 Olympia, WA 98504-7814

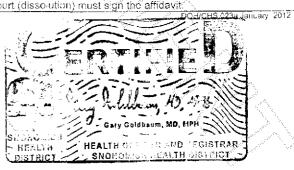
' 49 Health	This is a leg	al Document.	Complete	in ink a	and do not alt	er, (360) 236-4300
		STATE OF				
State File Number	Fee Number	<u> </u>		nitials	Date	Affidavit Number
U	se the section	below for req	uesting a	ny char	iges on the re	ecord.
Record Type: / Birth		Death		Marriag		Dissolution
1. Name on record:		: T.			te of Event:	3. Place of Event: (City or County)
1. Name on regord.						5.1 1des 5. 275.14 (5.6) at 5.15 (5.7)
4. Father's Full Name (For Birth): (DE (Lor Birth): (Wife for Marriage or Dissolution)
		ecord is incorre	ect or inco	mpiete a		True fact is:
	I now shows:		7.		1716	Firme fact is:
6.			1			
8.			9.			
10.	777/3		11			
12.	A STATE OF THE STA	The same of the sa	13.			
14. I represent the person as:	_ Self _ Funeral Dis		" Guardia " Other (s		Informant	Telephone Number:
I declare under penalty of perju	ry under the la	ws of the State	of Washir	gton tha	t the forgoing	is true and correct.
15. Signature:		Date: 17. Ad				
proof: Hospital / Life Insura Marriage/ Birth Cereficates: 1. Only a parent, legal guardian (if th 2. The proof(s) must match exactly ti	e of Naturalization Medical Record ance Policy Divorce Record e child is under 18 ne asserted true fa	Numident 36cort Military Record (6 Birth Record Passport), or the adult them ct(s). For example	(Social Secur po-244) solves (if 13 , if the affida	ity Administr Ör, older) r vit šays the	Voter's Re Alien Regi We do not card or a l	gistration Card (if it bears an effective date) stration Card (front and back) accept Driver's License, Social Security hospital issued decorative birth certificate.
to be Mary Ann Doe, Mary A. Doe	e or M. A. Doe doos	s not prove the nam			ianto ar aldari	
Child (under 18) Only parent(s) or legal guardian or	ga ahaaraa daa bird	a cortificate			<u>rears or older)</u> Hali themselves as	an change the birth certificate.
Guardian must submit certified col			on 🔪 I	f the first c	rmiddle name is	absent, three pieces of documentary proof
behalf of child(ren) Up to age one line last name of the			• 1		nc/or middle nam	e is misspelled, two pieces of documentary
mother's maiden name father's na combination of the two. After age a required.			icis ·		10° 8 10° 10° 10° 10° 10° 10° 10° 10° 10° 10°	f birth or parent's information, one ed.
 Parent(s) may change the child's ' 		e by completing this				years old or have been established
affidavit of correction. No proof is				vitnin five {	rears of birth.	
 To correct birth date, place of birm 	or parent's inform	ation, one documer	ntary		Marie Marie	
proof is required.	ن بالله ما الأمام	minis, na otre esc. 7	^- معاد ممال	n opnikar meta	manularda esta esta esta esta esta esta esta est	POUCHE 024)
4. This affidavit cannot be used to	add a father to a	oirth cenificate. (I	use the pat	errity ack	nowleagment - 1	Onn DOH/CHS 021)
 Death Certificates. Only the informant, the funeral dis 	actor, or executors	administrators (if e	vidence con	firmina suc	th position is pros	onted) may change the non-medical
information.	5515., W. C.	(100000000000000000000000000000000				
2. The medical information (cause of	death) may be ch	anged only by the c	en:fying phy	/sician or t	he coroner/medic	al examiner.
3. If it is less than sixty days from da	te of death clease	contact the county	health depa	r.ment whe	ere the death; occi	rrec'ió make changes.

| Marriage/Disselution (Divorce) Certificates:

Personal taci(s) (minor spalling changes in name, date, or place of birth or residence) may be changed by affidavit (with proof) by the person.

To change the date or place of marriage or dissolution, the officiant (marriage) or clerk of court (dissolution) must sign the affidavit







XX00083342

COMMUNITY PROPERTY AGREEMENT

AGREEMENT made in Skagit County, Washington, this 28 day of May, 2003, between PHILLIP L. NEWTON, JR., ("Husband") and RITA C. NEWTON ("Wife"), husband and wife, both of whom are domiciled in the State of Washington, in consideration of their mutual covenants set forth below, the parties declare as follows:

- 1. Property Covered. This Agreement shall apply to all community property now owned or hereafter acquired by Husband and Wife, except for property for which a separate beneficiary designation has been or is hereafter made by Husband or Wife and approved in writing by the other spouse. Even though some items may have been or may be purchased or acquired by one or the other or both, or may have been or may be registered in the name of one or the other or both, all such property is referred to in this Agreement as the "described community property."
- 2. <u>Vesting at Death of a Spouse</u>. If Husband dies and Wife survives him, all of the described community property shall vest in Wife as of the moment of Husband's death. If Wife dies and Husband survives her, all of the described Community property shall vest in Husband as of the moment of Wife's death.
 - 3. <u>Disclaimer</u>. Upon the death of either spouse, the surviving spouse may disclaim

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any interest passing under this Agreement in whole or in part, or with reference to specific parts, shares, or property, in which event the interest disclaimed shall pass as if the provisions of section 2 had been revoked as to such interest with the surviving spouse entitled to the benefits provided by any alternate disposition, applicable to the disclaimed interest.

- 4. <u>Automatic Revocation</u>. The provisions of section 2 above shall be automatically revoked:
 - a. Upon the filing by either party of a petition, complaint, or other pleading for separation, dissolution, or divorce; or
 - b. Upon the establishment of a domicile out of the State of Washington by either party; or
 - c. Immediately prior to death, if the order of death cannot be ascertained.
- 5. Optional Revocation by One Party. If either party becomes disabled, the other party shall have the power to terminate the provisions of section 2 above, and each party designates the other as attorney-in-fact to become effective upon disability to exercise such power. The termination shall be effective upon the delivery of written notice thereof to the disabled spouse and to the guardian(s), if any, of the person and of the estate of the disabled person. For purposes of this paragraph, a spouse shall be deemed disabled if a person duly licensed to practice medicine in the state of Washington signs a statement declaring that the person is unable to manage his or her own affairs.
- 6. <u>Powers of Appointment</u>. This Agreement shall not affect any power of appointment now held by or hereafter given to Husband or Wife or both of them, nor shall it obligate Husband or Wife or both of them to exercise any such power of appointment in any way.

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7. Revocation of Inconsistent Agreements. To the extent this Agreement is inconsistent with the provisions of any Community Property Agreement, Will, or other arrangement previously made by the parties which affect the described community property, the terms of this Agreement shall be deemed to revoke such prior provisions to the extent of the inconsistency.

IN WITNESS WHEREOF, the said PHILLIP L. NEWTON, JR. and RITA C. NEWTON have hereunto set their signatures this 28 day of _______, 2003.

PHILLIP L. NEWTON, JR.

RITA C NEWTON



STATE OF WASHINGTON)	
)	SS
COUNTY OF SKAGIT)	

I certify that I know or have satisfactory evidence that PHILLIP L. NEWTON, JR. and RITA C. NEWTON, are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act, for the uses and purposes mentioned in the instrument.

Dated: May 28, 2007

PUBLIC PUBLIC S 10.00 CO

Signature: TONES

Printed Name: GANY T. JONES

Notary Public

My Appointment Expires: 7/10/2006