



201303290001

Skagit County Auditor

3/29/2013 Page 1 of 6 8:31AM

~~201303220158~~
Skagit County Auditor

3/22/2013 Page 1 of 8 3:59PM

After recording, return to:

LAW OFFICE OF
BRADFORD E. FURLONG, P.S.
825 Cleveland Avenue
Mount Vernon, Washington 98273
(360) 336-6508

Re-record to correct address

LAND TITLE OF SKAGIT COUNTY

144777-0

The information contained in this boxed section is for recording purposes only pursuant to RCW 65.04, and is not to be relied upon for any other purpose, and shall not affect the intent of or any warranty contained in the document itself.

Document Title: Amendment of Deed of Trust
Grantor/Seller: Roger D. Herbaugh and Anne L. Herbaugh
Grantee/ Beneficiary: HOMESTREET BANK
Reference Number(s) of Documents Assigned or Released: AF 200504250229
Abbreviated Legal Description: Ptn SW ¼ SE ¼, 3-34-3 E WM
Complete or Additional Legal Description on Exhibit A of Document.
Assessor's Parcel Number(s): 340303-4-004-3-0300 P21093 P21082

AMENDMENT TO DEED OF TRUST (REVISION OF LEGAL DESCRIPTION)

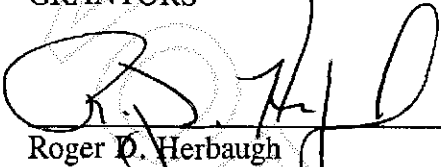
THIS AMENDMENT TO DEED OF TRUST is made this 18th day of March, 2013, by and between Roger D. Herbaugh and Anne L. Herbaugh, Husband & Wife, Grantors, whose address is 15515 Ovenell Road, Mount Vernon, WA 98273 and HOMESTREET BANK, Beneficiary, whose address is 2000 Union Square, 601 Union Street, Seattle, WA 98101-2326.

Reference is made to that certain deed of trust executed on the 19th day of April, 2005 and recorded under Skagit County Auditor's File No, 200504250229, by and between Roger D. Herbaugh and Anne L. Herbaugh, Husband & Wife as Grantors and HOMESTREET BANK as Beneficiary and naming Chicago Title Company as Trustee.

Said Deed of Trust is hereby amended as follows: the legal description attached thereto as "EXHIBIT A" is hereby replaced in its entirety with "EXHIBIT B" hereto. In all other respects the balance of said deed of trust shall remain in full force and effect.

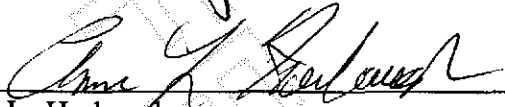
AGREED AND ACCEPTED by the parties by their signatures below.

GRANTORS



Roger D. Herbaugh

Date 3-21-13



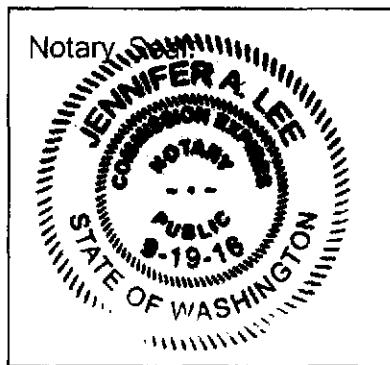
Anne L. Herbaugh

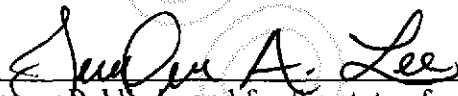
Date 3-21-13

STATE OF WASHINGTON)
) ss.
COUNTY OF SKAGIT)

On this day personally appeared before me ROGER D. HERBAUGH and ANNE L. HERBAUGH, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 21st day of March 2013.





Notary Public in and for the state of
Washington, residing at Mount Vernon
Printed Name: Jennifer A. Lee

AMENDMENT TO DEED OF TRUST
ROGER D. HERBAUGH AND ANNE L. HERBAUGH, GRANTORS
HOMESTREET BANK, BENEFICIARY

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BENEFICIARY, HOMESTREET BANK

By Matthew D. Shafer

Date March 18th, 2013

Its Assistant Vice President

Name Matthew D. Shafer

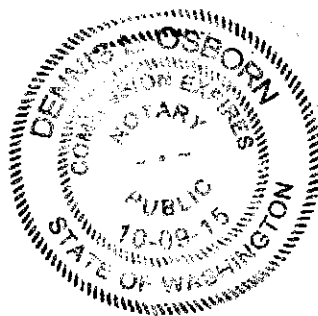
STATE OF WASHINGTON)

) ss.

COUNTY OF SKAGIT)

On this 18th day of March 2013 before me, the undersigned, a Notary Public in and for the state of Washington, duly commissioned and sworn, personally appeared Matthew D. Shafer to me known to be the Assistant Vice President and authorized representative of HOMESTREET BANK 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 he/she is authorized to execute the said instrument,

Witness my hand and official seal hereto affixed the say and year first above written.



Dennis L. Osborn
Notary Public in and for the state of
Washington, residing at Snohomish County
My commission expires: 10/9/15

Printed Name: DENNIS L. OSBORN

AMENDMENT TO DEED OF TRUST
ROGER D. HERBAUGH AND ANNE L. HERBAUGH, GRANTORS
HOMESTREET BANK, BENEFICIARY

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Exhibit "B"

**Roger and Anne Herbaugh
After Boundary Line Adjustment
(Skagit County Assessor's Parcel No. P-21082)**

The West 260.25 feet (as measured along the North line) of that portion of the following described property lying Northerly of the Northerly line of Ovenell Road No. 3150, also known as Ball Road.

That portion of the Southwest 1/4 of the Southeast 1/4 of Section 3, and the West 1/2 of the Northeast 1/4 of Section 10, Township 34 North, Range 3 East, W.M., described as follows:

BEGINNING at the Southeast corner of the Southwest 1/4 of the Southeast 1/4 of said Section 3, said point being North 89°17'30" West 1,312.9 feet from the Section corner common to Sections 2, 3, 10, and 11; thence along the South line of said Southwest 1/4 of the Southeast 1/4, North 89°17'30" West 656.4 feet; thence North 01°01'00" West, 676.3 feet to the center line of the Boyd Hill ditch, which point is witnessed by a 2 inch iron pipe set South 01°01'00" East 10 feet; thence along the center line of said Boyd Hill ditch North 58°00'30" East 405.3 feet; thence North 42°09'30" East 340.8 feet; thence South 89°56'30" East, 76.6 feet to the East line of said Southwest 1/4 of the Southeast 1/4 of said Section 3, said point being witnessed by a 2 inch iron pipe set South 00°57'30" East 10.0 feet; thence along the East line of said Southwest 1/4 of the Southeast 1/4 North 00°57'30" West 189.8 feet to the Northeast corner thereof; thence North 89°24'00" West along the North line of said Southwest 1/4 of the Southeast 1/4, 1,315.6 feet to the Northwest corner thereof; thence South 01°04'30" East along the West line of said Southwest 1/4 of the Southeast 1/4, 1,339.1 feet to the 1/4 Section corner between Sections 3, and 10 of said Township and Range; thence South 00°21'30" West along the West line of the Northeast 1/4 of Section 10, 1,713.1 feet to the center of Higgins Slough, which point is witnessed by a 2 inch iron pipe set North 00°21'30" East 20.0 feet; thence along the center line of Higgins Slough South 83°45'00" East 56.1 feet; thence South 77°49'00" East 171.0 feet; thence South 54°30'00" East 67.0 feet;



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thence South 46°17'30" East, 479.0 feet to the Northerly line of the Great Northern Railway right-of-way;
thence North 73°29'30" East along the Northerly line of said railway right-of-way, 711.3 feet, more or less, to the East line of the West 1/2 of the Northeast 1/4 of said Section 10, which point is witnessed by a 2 inch iron pipe set North 00°32'00" East 41.9 feet;
thence North 00°32'00" East along the East line of said West 1/2 of the Northeast 1/4, 1,906.9 feet to the POINT OF BEGINNING.

EXCEPT the North 266.38 feet (as measured perpendicular and parallel with the North line) thereof;

TOGETHER WITH that portion of the Southwest 1/4 of the Southeast 1/4 of Section 3, Township 34 North, Range 3 East, W.M. described as follows:

BEGINNING at the Northwest corner of said Southwest 1/4 of the Southeast 1/4 of Section 3;
thence South 0°07'49" West (called South 1°04'30" East in previous descriptions) along the West line of said Southwest 1/4 of the Southeast 1/4 for a distance of 266.50 feet, more or less, to the South line of the North 266.38 feet (as measured perpendicular to and parallel with the North line) of said subdivision;
thence South 88°12'59" East (called South 89°24'00" East in previous descriptions) along said South line for a distance of 260.25 feet, more or less, to the East line of the West 260.25 feet (as measured along the North line) of said subdivision and being the TRUE POINT OF BEGINNING;
thence continue South 88°12'59" East for a distance of 118.07 feet;
thence South 0°07'49" West for a distance of 231.57 feet;
thence South 79°50'58" West for a distance of 23.09 feet;
thence South 9°00'33" East for a distance of 107.90 feet;
thence South 18°50'28" East for a distance of 166.19 feet, more or less, to the Northerly right-of-way margin of Ovenell Road (being 15 feet Northwesterly from the as-constructed roadway centerline);
thence South 58°58'48" West along said Northerly right-of-way margin of Ovenell Road for a distance of 194.51 feet, more or less, to said East line of the West 260.25 feet of the Southwest 1/4 of the Southeast 1/4 at a point bearing South 0°07'49" West from the TRUE POINT OF BEGINNING;
thence North 0°07'49" East along said East line for a distance of 603.40 feet, more or less, to the TRUE POINT OF BEGINNING.

AND ALSO EXCEPT from all the above roads, ditches and rights-of-way thereof.



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SUBJECT TO and TOGETHER WITH easements, reservations, restrictions, covenants, liens, leases, court causes and other instruments of record.

Situate in the County of Skagit, State of Washington.

Containing 243,452 sq ft 5.59 acres



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