



Skagit County Auditor \$75.00  
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When recorded return to:  
Gary L. Rainwater and Holly G. Rainwater  
7612 Cypress Way  
Anacortes, WA 98221

Recorded at the request of:

File Number: A106174

### Statutory Warranty Deed

*A106174*  
GUARDIAN NORTHWEST TITLE CO.

THE GRANTOR Joseph D. Marleau and Joyce C. Marleau, Trustees, and the Successor Trustees of The Marleau Living Trust, dated October 25, 1999 for and in consideration of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION in hand paid, conveys and warrants to GRANTEE Gary L. Rainwater and Holly G. Rainwater, husband and wife the following described real estate, situated in the County of Skagit, State of Washington.

Abbreviated Legal:  
Portion of Tract B, Holiday Hideaway #1

For Full Legal See Attached Exhibit "A"

This conveyance is subject to covenants, conditions, restrictions and easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey as described in Exhibit "B" attached hereto

Tax Parcel Number(s): P66103, 3926-009-002-0202

Dated 7/11/2013

Marleau Living Trust

*Joseph D. Marleau*  
By: Joseph D. Marleau, Trustee

*Joyce C. Marleau*  
By: Joyce C. Marleau, Trustee

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX  
20132897  
JUL 24 2013

STATE OF Washington  
COUNTY OF King } SS:

Amount Paid \$ 3,921.<sup>00</sup>  
Skagit Co. Treasurer  
By man Deputy

I certify that I know or have satisfactory evidence that Joseph D. Marleau and Joyce C. Marleau are the persons who appeared before me, and said person acknowledged that they signed this instrument and acknowledged it as the Trustees of the Marleau Living Trust, to be the free and voluntary act of such party(ies) for the uses and purposes mentioned in this instrument.

Dated: 7/18/13

*dd*



Notary Public in and for the State of Washington  
Residing at us Bank Seattle  
My appointment expires: 3/30/14

**EXHIBIT A**

That portion of Tract "B" in the Plat of Holiday Hideaway No. 1, recorded in Volume 8 of Plats on Pages 36 through 42, in records of Skagit County, Washington, described as follows: Commencing at the most Easterly corner of said Tract; thence South 26°42'09" West along the Southeasterly line of said Tract 195.35 feet to the centerline of Cypress Way; thence South 70°24'58" West 183.54 feet to the Point of Beginning; thence North 19°35'02" West 100.00 feet; thence South 70°24'58" West 120.00 feet, more or less, to the line of ordinary high tide of Guemes Channel; thence Southeasterly along said line of ordinary high tide 100.00 feet, more or less, to a point from which the Point of Beginning lies North 70°24'58" East; thence North 70°24'58" East 119.00 feet, more or less, to the Point of Beginning.

TOGETHER WITH right of easement for purposes of ingress, egress, drainage and utilities over that portion of said Tract B, described in that certain "Declaration of Easement for Private Roadway" bearing Auditor's File No. 725226, records of said County.



EXHIBIT "B"

**EXCEPTIONS:**

A. The right granted in the "PLAT OF HOLIDAY HIDEAWAY NO. 1" to make all necessary slopes for cuts and fills upon the lots and blocks shown on the Plat in the original reasonable grading of all streets thereon. The County or its successors shall have the right to continue to drain all roads and easements over and across any lot or lots where water might take a natural course after the roads are graded.

B. MATTERS AS DISCLOSED AND/OR DELINEATED ON THE FACE OF THE FOLLOWING PLAT/SUBDIVISION:

Plat/Subdivision Name: Holiday Hideaway No. 1  
Auditor's No: 625483

Said matters include but are not limited to the following:

(1) With respect to matters relating to water services, we note DECLARATION OF SERVICE, executed by Guemes Island Water Company, Inc., recorded under Auditor's File No. 8902230048, which indicates service having been provided to the following lots:

- ~ Tract All
- Lots 27-54, Block 1
- All lots within Block 2; EXCEPT Lots 89-98, inclusive
- All lots within Block 3
- All lots within Block 4; EXCEPT Lots 1-8, inclusive
- All lots within Block 5
- All lots within Block 6; EXCEPT Lots 11-38, inclusive
- Lots 47-49, inclusive, and Lots 78 and 79
- All lots within Block 7
- All lots within Block 8; EXCEPT Lots 8 and 9

~ Also, included on said Declaration is the following note:

"Whereas, the present and future owners are hereby reminded of the following restriction on the face of said filed plat:

~ Each lot shall be entitled to one hook up to the private water system upon its installation. The cost of the hook up, materials, labor and meter to be paid for by the owner of the lot."

~ Said Declaration was modified by MODIFICATION OF DECLARATION OF SERVICE, dated January 22, 1990 and recorded January 23, 1990 under Auditor's File No. 9001230041, which added the following tracts to the list of lots within said Declaration as being able to obtain service in said Plat:

Tracts "B", "C" and "D"

Said modification was re-recorded March 2, 1990, under Auditor's File No. 9003020121 to add Tract "E" to said declaration.

(2) Easements for private roads, utilities, drainage and bridle paths, as shown on the face of the Plat of Holiday Hideaway No. 1.



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C. SUBJECT, also, to exceptions and reservation of minerals, mineral rights, fossils, etc., in Deeds from the State of Washington, conveying tidelands, recorded in Volumes 68, 90 and 101 of Deeds, pages 633, 267 and 113, respectively, records of Skagit County.

Affects Lots abutting tidelands

D. Matters relating to Holiday Hideaway Country Club, now known as Holiday Hideaway Association, recorded March 29, 1982 and January 11, 2006 under Auditor's File Nos. 8203290018, 8203290019 and 200601100165.

E. Right of the general public to the unrestricted use of all the waters of a navigable body of water not only for the primary purposes of navigation, but also for corollary purposes, including (but not limited to) fishing, boating, bathing, swimming, water skiing and other related recreational purposes, as those waters may affect the tidelands, shorelands, or adjoining uplands, and whether the level of the water has been raised naturally or artificially to a maintained or fluctuating level, all as further defined by the decisional law of this state. (Affects all of the premises subject to such submergence.)

Affects Lots abutting tidelands

F. DECLARATION OF EASEMENT FOR PRIVATE ROADWAY:

Recorded: April 10, 1969  
Auditor's No.: 725226  
Purpose: Ingress, egress, drainage and utilities  
Affects: Reference is hereby made to the record for full particulars

G. PROVISIONS CONTAINED IN CONTRACTS THROUGH WHICH TITLE IS CLAIMED, AS FOLLOWS:

"...Buyer agrees to pay, in addition to any other sums or charges herein provided, to the non-profit GUEMES ISLAND BEACH CLUB, according to its Articles and By-Laws, his proportionate share of the cost of maintenance and upkeep of its property and facilities.

Water will be made available to the property through distribution lines to be installed by Municipal Water District or private water company, such installation to be financed in such manner as may be determined by such District or Company. In the event that such lines are not so installed within three years from the date hereof, or sooner, at Seller's option, Seller shall install such distribution lines and water system for the use of Buyer, and Buyer agrees to use said lines when they have been installed. Buyer agrees to pay, upon completion, a hook up charge to the said distribution lines and a periodic use charge. In such case Buyer and Seller agree that Seller may, at its discretion, continue to own, control, operate and maintain the water distribution lines, or may transfer the water distribution lines to any public or private utility.

Seller reserves the right to remove such standing timber, deadfalls, brush and other ground cover as shall be necessary, in Seller's option, to open the view of adjacent lots..."

(For your information, Holiday Hideaway Country Club is the apparent successor to Guemes Island Beach Club.)

H. Declaration of Easement and Private Roadway as recorded on April 10, 1969 under Auditor's File No. 725226.



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