



201403200001

Skagit County Auditor

\$297.00

3/20/2014 Page

1 of 10 8:42AM

After Recording Mail To:

U.S. Bank National Association
10800 N.E. Eighth Street, Suite 550
Bellevue, WA 98004
Attention: Phil Davis

**FIFTH AMENDMENT TO WASHINGTON DEED OF TRUST, SECURITY
AGREEMENT AND ASSIGNMENT OF RENTS AND LEASES
(INCLUDING FIXTURE FILING UNDER UNIFORM COMMERCIAL CODE)**

Coversheet Recording Information:

Reference Number(s) of Documents amended: 200412030131

GRANTOR: 1. QUATTRO PROPERTIES L.L.C., a Washington limited liability company
2. Lehmann, Darrell L.
3. Tanaka, Gene
4. Tanaka, Ruby Camille, fka Cheryl Tanaka

GRANTEE (Beneficiary): U.S. BANK NATIONAL ASSOCIATION, a national banking association

GRANTEE (Trustee): U.S. BANK TRUST COMPANY, NATIONAL ASSOCIATION

LEGAL DESCRIPTION: Section 4, Township 32, Range 2; ptn. S½ -NE¼ and Lots 1-4, Block 1, "ROBERTSON-EVERETT ADDITION" and Lot 1, Block 2, "ROBERTSON-EVERETT ADDITION"
The complete legal description is on _____.

ASSESSOR'S PROPERTY TAX PARCEL ACCOUNT NUMBERS:
3985-001-002-0009 (P68499); 3985-001-003-0008 (P68500);
3985-001-004-0007 (P68501); 340204-0-057-0006 (P19852);
340204-0-014-0008 (P19802); 340204-1-016-0006 (P19804);
3985-002-001-0008 (P68515)

FIFTH AMENDMENT TO WASHINGTON DEED OF TRUST, SECURITY AGREEMENT AND ASSIGNMENT OF RENTS AND LEASES (INCLUDING FIXTURE FILING UNDER UNIFORM COMMERCIAL CODE)

This FIFTH AMENDMENT TO WASHINGTON DEED OF TRUST, SECURITY AGREEMENT AND ASSIGNMENT OF RENTS AND LEASES (INCLUDING FIXTURE FILING UNDER UNIFORM COMMERCIAL CODE), dated as of August 30, 2013 (this "Amendment") is made with respect to that certain Washington Deed of Trust, Security Agreement, Assignment of Rents and Leases (including Fixture Filing under Uniform Commercial Code) dated as of October 29, 2004, and recorded December 3, 2004, under Skagit County Recording No. 200412030131, and granted by QUATTRO PROPERTIES L.L.C., a Washington limited liability company, DARRELL L. LEHMAN, GENE TANAKA and RUBY CAMILLE TANAKA fka Cheryl Tanaka, jointly and severally as "Grantor," to U.S. BANK TRUST COMPANY, NATIONAL ASSOCIATION, as "Trustee" for the benefit of U.S. BANK NATIONAL ASSOCIATION, a national banking association, as "Beneficiary" (as amended from time to time, the "Deed of Trust"). Capitalized terms used but not defined herein shall have the meaning set forth in the Deed of Trust.

AGREEMENT

IT IS HEREBY AGREED AS FOLLOWS:

1. The Deed of Trust is hereby amended to reflect that (a) the Note and the Loan Agreement have been amended by that certain Amendment to Loan Documents of even date herewith between Quattro Properties L.L.C. and Beneficiary and (b) the credit agreements between T Bailey, Inc. and Beneficiary have been amended by those certain Amendment to Loan Documents of even date herewith (collectively, the "Amendments to Loan Documents").
2. Except as set forth herein and the Amendments to Loan Documents, all of the terms and conditions of the Deed of Trust, as amended, shall remain in full force and effect and are hereby ratified and affirmed.
3. This Amendment may be executed in one or more counterparts, each of which shall constitute an original agreement, but all of which together shall constitute one and the same agreement.

[SIGNATURE PAGE FOLLOWS]



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IN WITNESS WHEREOF, Grantor has executed this Amendment as of the date first above written.

GRANTOR:

QUATTRO PROPERTIES L.L.C., a Washington limited liability company

By _____
Darrell L. Lehmann, Member

By _____
Gene Tanaka, Member

Darrell L. Lehmann

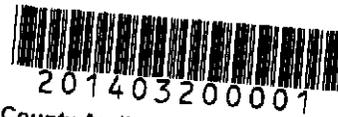
Gene Tanaka

Ruby Camille Tanaka, fka Cheryl Tanaka

BENEFICIARY:

U.S. BANK NATIONAL ASSOCIATION,

By _____
Name: Phil J. Davis
Title: Assistant Vice President



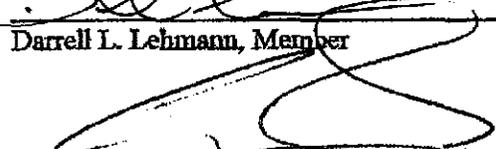
IN WITNESS WHEREOF, Grantor has executed this Amendment as of the date first above written.

GRANTOR:

QUATTRO PROPERTIES L.L.C., a Washington limited liability company

By 

Darrell L. Lehmann, Member

By 

Gene Tanaka, Member



Darrell L. Lehmann



Gene Tanaka

Ruby Camille Tanaka, fka Cheryl Tanaka

BENEFICIARY:

U.S. BANK NATIONAL ASSOCIATION,

By _____
Name: _____
Title: _____



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STATE OF WASHINGTON)
) ss.
COUNTY OF Skagit)

I certify that I know or have satisfactory evidence that Darrell L. Lehmann 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 a member of QUATTRO PROPERTIES L.L.C., a Washington limited liability company, to be the free and voluntary act of such parties for the uses and purposes mentioned in the instrument.

Dated: 9/17, 2013.

Amber G Sexton
(Signature of Notary)
Amber G Sexton
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State
of Washington, residing at Mt Vernon
My appointment expires: 10/1/2015



STATE OF WASHINGTON)
) ss.
COUNTY OF Skagit)

I certify that I know or have satisfactory evidence that Gene Tanaka 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 a member of QUATTRO PROPERTIES L.L.C., a Washington limited liability company, to be the free and voluntary act of such parties for the uses and purposes mentioned in the instrument.

Dated: September 16, 2013.



Amber G Sexton
(Signature of Notary)
Amber G Sexton
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State
of Washington, residing at Mt Vernon
My appointment expires: 10/1/15



STATE OF WASHINGTON)
) ss.
COUNTY OF Skagit)

On this 17th day of September, 2013, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Darrell L. Lehmann, to me known to be the individual who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN UNDER my hand and official seal hereto affixed the day and year in this certificate first above written.



Amber G. Sexton
(Signature of Notary)
Amber G. Sexton
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State
of Washington, residing at Mt Vernon.
My appointment expires: 10/1/2015.



STATE OF WASHINGTON)
) ss.
COUNTY OF Skagit)

On this 16th day of September, 2013, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Gene Tanaka, to me known to be the individual who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN UNDER my hand and official seal hereto affixed the day and year in this certificate first above written.



Amber G. Sexton
(Signature of Notary)
Amber G. Sexton
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State
of Washington, residing at Mt Vernon
My appointment expires: 10/1/15



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STATE OF WASHINGTON)
) ss.
COUNTY OF Skagit)

On this 16th day of September, 2013, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Ruby Camille Tanaka, fka Cheryl Tanaka, to me known to be the individual 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 hereto affixed the day and year in this certificate first above written.

Amber G Sexton
(Signature of Notary)
Amber G Sexton
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State
of Washington, residing at Mt Vernon
my appointment expires: 10/1/15

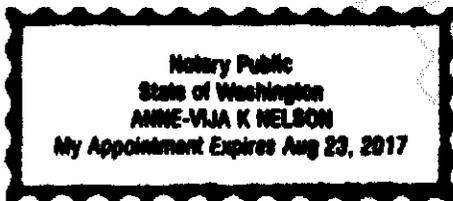


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STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On this 27th day of September, 2013, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Phil Davis to me known to be the person who signed as a Assistant Vice Pres of U.S. BANK NATIONAL ASSOCIATION, the national banking association that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said national banking association for the uses and purposes therein mentioned, and on oath stated that he/she was duly elected, qualified and acting as said officer of the national banking association and that he/she was authorized to execute said instrument.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



Anne-Vija K. Nelson
(Signature of Notary)
ANNE-VIJA K. NELSON
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State
of Washington, residing at Bellevue WA
My appointment expires: 08/23/2017



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