

Filed for Record at Request of and
When Recorded Return To
Elisabeth Van Der Vis
17310 Kamb Road
Mount Vernon, Washington 98273-8129



201411060030

Skagit County Auditor

\$76.00

11/6/2014 Page

1 of

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SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

NOV 06 2014

Amount Paid \$
Skagit Co. Treasurer
By *man* Deputy

PARTIAL ASSIGNMENT OF LEASE

Grantor (Assignor): Van Der Vis, Elisabeth, as Personal Representative of the Estate of Nicolaas Van Der Vis
Grantee (Assignee): Van Der Vis, Elisabeth, as Trustee of the Van Der Vis Family Trust
Abbreviated Legal Description: (See Pages 4-5 for full legal descriptions)
Assessor's Tax Parcel No.: P23188, P23191, P23192, P23172, P23174, P23178, P23200
Reference Number of Related Document: 201012230072

1. Assignor. Elisabeth Van Der Vis is the duly appointed, qualified, and acting Personal Representative of the Estate of Nicolaas Van Der Vis, Deceased, (the "Estate").

2. Assignee. The Assignee is Elisabeth Van Der Vis, as Trustee of the Van Der Vis Family Trust.

3. Decedent's Estate. Nicolaas Van Der Vis ("Decedent"), died testate on July 29, 2013. Assignor was appointed Personal Representative of Decedent's estate in the State of Washington Superior Court for Skagit County, Washington in Cause No. 13-4-00322-8 (the "Probate Proceedings"). By Order in the Probate Proceedings, Grantor was authorized to settle the Estate without further court intervention or supervision.

4. Lease. Among the assets of the residue of Decedent's estate is Decedent's one-half community property interest in the Lease Agreement for Agricultural Land dated February 20, 2007, made by and between Nicolaas Van Der Vis and Elisabeth W. Van Der Vis, husband and wife, as Landlords, and Biringer Nursery LP, as Tenant, (the "Lease Agreement"). A Memorandum of Lease was recorded on December 23, 2010, under Auditor's File No. 201012230072 in the records of Skagit County, Washington. The parties to the Lease Agreement executed the First Amendment to Lease Agreement on December 16, 2010. See Exhibit A attached hereto and incorporated herein by this reference for the legal description of real property subject to the lease as set forth in the Lease Agreement and the First Amendment to Lease Agreement.

5. Consideration. This assignment is made in consideration of Decedent's gift in the Decedent's Will.

6. Assignment of Decedent's Half Interest. The Personal Representative as Assignor hereby grants, assigns and sets over unto Elisabeth Van Der Vis as Trustee of the Van Der Vis Family Trust all right, title and interest of the Decedent's undivided one-half interest in the Lease Agreement as amended and described in this Partial Assignment of Lease.

7. Confirmation of Surviving Spouse's Half Interest. The Personal Representative also confirms that Elisabeth Van Der Vis owns the remaining undivided one-half interest in the Lease Agreement as amended, which interest represents her interest as the surviving spouse of Decedent in the community property of Decedent and Elisabeth Van Der Vis at Decedent's death.

DATED: August 21, 2014

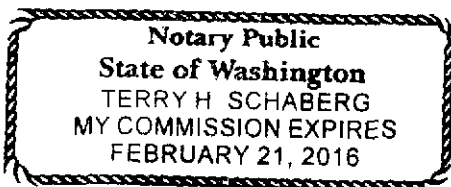
Estate of Nicolaas Van Der Vis, Deceased

By: Elisabeth Van Der Vis
Elisabeth Van Der Vis, Personal Representative

STATE OF WASHINGTON)
)ss.
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Elisabeth Van Der Vis is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she was authorized to execute the instrument and acknowledged it in her individual capacity and as Personal Representative of the Estate of Nicolaas Van Der Vis, deceased, to be the free and voluntary act and deed of said individual and said estate, for the for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed on August 21, 2014.



Terry H. Schaberg
Terry H. Schaberg
Notary Public in and for the State of
Washington
My Commission expires: 2/21/2016



UNRECORDED

CONSENT OF THE LESSEE

On behalf of the Biringer Nursery LP, the undersigned partner does hereby consent to the foregoing assignment of the Lease Agreement as amended.

Dated: October 20, 2014.

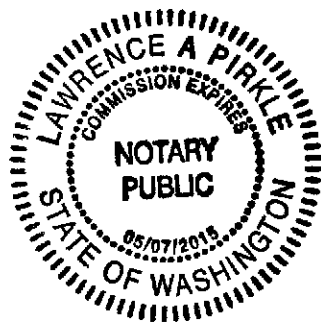
Biringer Nursery LP, Lessee

By: Josef Biringer
Its: General Partner

STATE OF WASHINGTON)
) ss.
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Josef W. Biringer is the person who appeared before me, and said person acknowledged that he/she signed this instrument, on oath stated that he/she was authorized to execute the instrument and acknowledged it as General Partner of Biringer Nursery LP, to be the free and voluntary act and deed of said partnership, for the for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed on October 20, 2014.



[Signature]
Signature of Notary Public

Lawrence A. Pirkle
Printed Name of Notary Public
Notary Public in and for the State of
Washington
My Commission expires:



EXHIBIT "A"

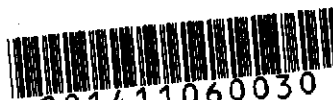
- That portion of the NW ¼ of the SW ¼ less county road and twenty foot strip to Drainage and Irrigation District 15 of Section 35, Township 34,, Range 3, W.M. (Tax Parcel No. P23192/340335-2-006-0006) (39.2 acres);
- That portion of the SE ¼ of the NW ¼ excluding the west five (5) feet to ditch maintained by Drainage and Irrigation District No. 15 and Dike District No. 1 of Section 35, Township 34, Range 3, W.M. (Tax Parcel No. P23200/340335-4-003-0005) (40 acres);
- That portion of the SW ¼ of the NW ¼ less the county road of Section 35, Township 34, Range 3, W.M. (Tax Parcel No. P23191/340335-2-005-0007) (39.4 acres);
- That portion of the Northwest ¼ of the Northwest ¼ of Section 35, Township 34 North, Range 3 East, W.M., described as follows: Beginning at a point on the East line of the County road running along the West line of said Section 35, said point, being 871.2 feet South of the South line of the County road running along the North line of said Section 35; thence North 1°42'37" E along said East line of the County road distance of 18.00 feet to the intersection of said East line and an existing fence running East and West; thence South 87°55'25° East along said fence- 170.84 feet thence continuing along said fence and said fence extended South 88°03'21" East 826.12 feet to the intersection of said fence with the West line of the East 10 acres of said Northwest ¼ of the Northwest ¼; thence South 0°40'40" West along said West line of the East 10 acres 10.53 feet; thence North 88°27'35" West 997.14 feet to the point of beginning. (Tax Parcel No. P23188/340335-2-003-0009) (11.37 acres);
- That portion of the South sixty (60) rods of the SW ¼ of the NE ¼ of Section 35, Township 34, Range 3, W.M. (Tax Parcel No. P23178/340335-1-010-0002) (29.5 acres);
- That portion of the North 19 rods of the SW ¼ of the NE ¼ of Section 35, Township 34, Range 3, W.M. excluding the East 335 feet (Tax Parcel No. P23174/340335-1-008-0006) (6.86 acres);
- That portion of the South ½ of the NW ¼ of the NE ¼ located in Section 35, Township 34,, Range 3, W.M. less the ditch belonging to Drainage



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and Irrigation District and Dike District No. 1 less the East 335 feet thereof
(Tax Parcel No. P23172/340335-1-007-0007) (13.9 acres).

Situate in the County of Skagit, State of Washington.



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11/6/2014 Page

5 of

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