



201612230057

Skagit County Auditor

\$82.00

12/23/2016 Page

1 of

10:11:26AM

AFTER RECORDING MAIL TO:

JACOB COHEN
Post Office Box 889
Oak Harbor, WA 98277

Document Title(s):~~Lis Pendens~~**TEMPORARY RESTRAINING ORDER AND
ORDER FOR EVIDENTIARY HEARING****Reference No. of Documents assigned or released:**

N/A

Grantor(s): (Last name first, then first and initial)

Weech, Constance S. & ~~Weech, John Doc, husband & wife & the marital community
composed thereof;~~

The Grand Willow Inn, Inc., a Washington corporation;

~~Mintz, Kitty as her separate property & estate~~

~~Equity Trust Company, custodian FBO Inge M. Hardt IRA #45226~~

Grantee(s): (Last name first, then first and initial)

Massey, William L. in his capacity as the Personal Representative of the Estate of Louis C.
Logan, Island County Cause No. 16-4-00080-2

Abbreviated legal description: Parcels A and B: Qtr SE, Sec. 01, Twn. 33, Range 04

Parcel C: Qtr. 02, Sec. 19, Twn. 34, Range 04

Parcel D: Qtr: 03, Sec. 18, Twn. 34, Range 04

Assessor's Property Tax Parcel/Account Numbers:

Parcels A & B: 330401-4-001-0403; Parcel C: 3955-000-024-0019;

Parcel D: 3955-000-027-0008

I, MAVIS E. BETZ, Clerk of the Superior Court of the State of Washington, for Skagit County, do hereby certify that this is a true copy of the original now on file in my office. Dated 12-23-16



MAVIS E. BETZ, County Clerk

By: [Signature]
Deputy Clerk

FILED
SKAGIT COUNTY CLERK
SKAGIT COUNTY, WA

2016 DEC 23 AM 11:13

**IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR SKAGIT COUNTY**

WILLIAM L. MASSEY, in his capacity
as the Personal Representative of the Estate
of Louis C. Logan, Island County Cause
Number 16-4-00080-2,

Plaintiff,

vs.

CONSTANCE S. WEECH and JOHN DOE
WEECH, wife and husband, and the
marital community composed thereof, THE
GRAND WILLOW INN, INC., a Washington
corporation, KITTY MINTZ, as her separate
estate, and EQUITY TRUST COMPANY,
custodian FBO INGE M. HARDI, IRA
NO. 45236,

Defendants.

No. 16-2-01623-8

TEMPORARY
RESTRAINING ORDER AND
~~ORDER TO SHOW CAUSE~~

**FOR EVIDENTIARY
HEARING**

(F) (K)

THIS MATTER having come before the undersigned Judge on December 23, 2016 on
Plaintiff Massey's Motion for a Temporary Restraining Order against all of the Defendants and
PLAINTIFF'S MOTION FOR WRIT OF ATTACHMENT.
~~for Order to Show Cause.~~ The Defendants, other than Defendant Kitty Wintz, received
telephonic and computer notice as set forth in the Declaration of Attorney Jacob Cohen in
support of the said motion.

The Court heard oral argument of counsel from the moving party Jacob Cohen and
counsel for **DEFENDANT CONSTANCE WEECH THRU**
HER ATTORNEY OF RECORD GARL LONG,

TEMPORARY - 1
RESTRAINING ORDER

COHEN, MANNI, THEUNE & MANNI LLP

Attorneys at Law

P O Box 889

Oak Harbor, WA 98277

Phone: 360/675-9088, Fax: 360/679-6599

The Court considered the pleadings filed in this action and the oral arguments and finds that all **CONSTANCE WEECH + THE GRAND WILLOW INN, INC.** of the Defendants should be temporarily restrained from any further, new and/or additional **BORROWING MONEY** transfers, encumbrances or ~~monetary obligations~~ with regard to the three real properties either

previously owned or currently owned by Defendant Weech as described in the attached Exhibits 13, 15 and 17 for real property located in Skagit County, Washington ~~as there is at~~ **AND THE COURT FINDS THERE SHOULD BE AN EVIDENTIARY** least prima facie evidence to indicate that after Defendant Weech was served with the **HEARING ON THE MOTION FOR WRIT OF ATTACHMENT** Summons, Complaint and Motion for Attachment that within three days thereof Defendant **AND THAT THIS RESTRAINING ORDER SHOULD** Weech transferred one of the three real properties to another new owner, and that Defendant **REMAIN IN EFFECT UNTIL THE SAID** Weech filed two Deeds of Trust against one of the three properties for total alleged loans of **EVIDENTIARY HEARING.** \$143,500.00, and said alleged loans need to be investigated, now therefore,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. The Plaintiff's Motion for a Temporary Restraining Order is hereby granted **SUBJECT TO THE TERMS HEREIN**
2. ~~All of the Defendants~~, their agents, servants, employees, attorneys and all other **CONSTANCE WEECH + THE GRAND WILLOW INN, INC.** persons in active concert in participation with all of the Defendants who receive ~~actual~~ **SAID** actual notice of this Order are enjoined from any further, new and/or additional **BORROWING MONEY** transferring, encumbering and/or ~~putting any monetary encumbrances~~ against any of the three real properties described in Exhibits 13, 15 and 17 attached hereto, all being real property located in Skagit County, Washington.
3. This Temporary Restraining Order shall expire ~~14 days from entry~~ **AT THE WRIT OF ATTACHMENT EVIDENTIARY HEARING.**
4. ~~All of the Defendants shall appear before the Court at 9:30 a.m. on January 6, 2017 at the Skagit County Superior Court, 205 Kincaid Street, Mount Vernon, Washington and show cause, if any they have, why any or all of the Defendants~~


1 ~~should not be permanently enjoined during the pendency of this action from the acts~~
2 ~~described in this Order.~~ **THIS ORDER SHALL BE RECORDED**
3 **WITH THE SKAGIT COUNTY AUDITOR**

4 **DONE IN OPEN COURT** this 23rd day of December, 2016 at 10¹⁰ o'clock.
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JUDGE

Presented by:


JACOB COHEN, WSBA #5070
Attorney for Plaintiff

UNOFFICIAL DOCUMENT

EXHIBIT 13

LOT BOOK GUARANTEE

Order No.: 156356-O

Guarantee No.: LBGA08002001

SCHEDULE 'A-1'

The land referred to is situated in the County of Skagit, State of Washington, and is described as follows:

PARCEL "A":

Lot 1 of Skagit County Short Plat No. 96-84, approved July 7, 1998, and recorded July 7, 1998, in Volume 13, pages 144 and 145 of Short Plats, under Auditor's File No. 9807070067, being a portion of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 1, Township 33 North, Range 4 East, W.M.;

Situate in the County of Skagit, State of Washington.

PARCEL "B":

A 60 foot wide easement for ingress, egress and utilities over and across and centered on the existing gravel driveway as delineated on the face of Skagit County Short Plat No. 96-84, approved July 7, 1998 and recorded July 7, 1998, in Volume 13, pages 144 and 145 of Short Plats, under Auditor's File No. 9807070067, being a portion of the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 1, Township 33 North, Range 4 East, W.M.

Situate in the County of Skagit, State of Washington.

UNOFFICIAL DOCUMENT

EXHIBIT 15

LOT BOOK GUARANTEE

Order No.: 156357-O

Guarantee No.: LBGA08002002

SCHEDULE 'A-1'

The land referred to is situated in the County of Skagit, State of Washington, and is described as follows:

Lot 24, "MEMORIAL HIGHWAY TRACTS," as per plat recorded in Volume 5 of Plats, page 35, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

UNOFFICIAL DOCUMENT

EXHIBIT 17

LOT BOOK GUARANTEE

Order No.: 156355-O

Guarantee No.: LBGA08002000

SCHEDULE 'A-1'

The land referred to is situated in the County of Skagit, State of Washington, and is described as follows:

Lot 27, "MEMORIAL HIGHWAY TRACTS," as per plat recorded in Volume 5 of Plats, page 35, records of Skagit County, Washington,

EXCEPT that portion lying East of the following described line:

Beginning at the Southeast corner of said Lot 27;
thence North $89^{\circ}43'11''$ West along the South line thereof, a distance of 6.72 feet to the initial point of this line description;
thence North $01^{\circ}12'50''$ West, a distance of 155.62 feet to a point on the North line of said Lot 27, which lies North $89^{\circ}43'11''$ West a distance of 10.23 feet from the Northeast corner of said Lot 27, and terminal point of this line description.

Situate in the County of Skagit, State of Washington.