

AFTER RECORDING RETURN TO:

Washington State Housing Finance Commission
1000 Second Avenue, Suite 2700
Seattle, Washington 98104-3601
Attn: Michael Dill



201808090092

08/09/2018 01:33 PM Pages: 1 of 7 Fees: \$105.00
Skagit County Auditor

GUARDIAN NORTHWEST TITLE CO.

115538

FIRST AMENDMENT TO TRANSFER AGREEMENT

OID: 00-36

(Raspberry Ridge I Apartments)

PURPOSE: Document is being recorded to maintain the terms of the **tax credit regulatory agreement** between the entities involved and the **Washington State Housing Finance Commission**

TRANSFEROR: **RASPBERRY RIDGE APARTMENTS LIMITED PARTNERSHIP
SL RASPBERRY RIDGE LLC**

TRANSFeree: **HOUSING AUTHORITY OF SKAGIT COUNTY**

ABBREVIATED LEGAL DESCRIPTION: **Portion Lots 1 and 2 in Revised SP#7-85 in the East 1/3 of Tract 37 of Burlington Acreage Property**
(Additional Legal Description Exhibit A)

TAX PARCEL NO(S): ^{P62519} ^{P62519} ^{P62528}
3867-000-037-0102; 3867-000-037-0003; 3867-000-037-0805; 3867-000-037-0904

REFERENCE NO(S): **200302270173 ; 201807020145**

FIRST AMENDMENT TO TRANSFER AGREEMENT – RASPBERRY RIDGE

FIRST AMENDMENT TO TRANSFER AGREEMENT

OID: 00-36

(Raspberry Ridge I Apartments)

Washington State Housing Finance Commission
Low Income Housing Tax Credit Program

THIS FIRST AMENDMENT TO TRANSFER AGREEMENT ("Agreement") is entered into effective as of July 1, 2018, by and among the **WASHINGTON STATE HOUSING FINANCE COMMISSION**, a public body corporate and politic (the "Commission"); **Raspberry Ridge Apartments Limited Partnership**, a Washington limited partnership (the "Partnership" or "Transferor"), **SL RASPBERRY RIDGE LLC**, a Washington limited liability company (the "Company"), and **HOUSING AUTHORITY OF SKAGIT COUNTY**, a public body corporate and politic of the State of Washington (the "Authority").

WHEREAS, the Commission and the Partnership entered into a Regulatory Agreement (Extended Use Agreement) dated July 1, 2018 and recorded in the official public records of Skagit County, Washington, under Auditor's File No. 201807020145; and

WHEREAS, the Commission, the Company, and Partnership entered into a Transfer Agreement dated as of July 1, 2018 and recorded in the official public records of Skagit County, Washington, under Auditor's File No. 201807020145 (the "Transfer Agreement") whereby the Partnership transferred the Project and the Property (as hereinafter defined) to the Company.

WHEREAS, the low income housing project known as Raspberry Ridge Apartments (the "Project") and the real property described on **Exhibit A** attached hereto (the "Property") are the sole assets of the Company.

WHEREAS, the Authority, as the sole member and manager of the Company, desires to liquidate the Company and distribute that Project and Property to the Authority.

WHEREAS, the Parties desire to amend the Transfer Agreement to recognize the Authority as the Transferee.

NOW THEREFORE, the parties hereto agree as follows:

1. The Commission acknowledges and consents to transfer of Property and Project by the Company to the Authority.
2. All references to the Assignee in the Transfer Agreement are amended to refer to the Authority.

3. The Authority hereby assumes and is bound by all terms, conditions and obligations of Assignee under the terms of the Transfer Agreement.
4. Except as otherwise provided herein, all other terms and conditions of the Transfer Agreement remain in full force and effect.
5. This Agreement may be executed in several counterparts, and as executed shall constitute one instrument, binding on all the parties hereto, notwithstanding that all parties are not signatory to the original or the same counterpart.
6. This Agreement shall be effective on the date of its execution by a duly authorized representative of the Commission.

(Signature/acknowledgment pages follow)

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed by their respective, duly authorized representatives.

**WASHINGTON STATE HOUSING FINANCE
COMMISSION**, a body corporate and politic of the
State of Washington

By: *Valeri Pate*
Name: Valeri Pate
Title: Acting Executive Director

STATE OF WASHINGTON)
)
COUNTY OF KING)

I hereby certify that I know or have satisfactory evidence that Valeri Pate appeared before me, and acknowledged that s/he signed this instrument, on oath stated that s/he was authorized to execute this instrument, and acknowledged it as the Acting Executive Director of the **WASHINGTON STATE HOUSING FINANCE COMMISSION**, a body corporate and politic of the State of Washington, to be the free and voluntary act of such entity for the uses and purposes mentioned in this instrument.

GIVEN under my hand and official seal on August 3, 2018.



Michael N. Dill
NOTARY PUBLIC in and for the State of Washington
My commission expires: 8-12-20

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed by their respective, duly authorized representatives.

By: **HOUSING AUTHORITY OF SKAGIT
COUNTY**, a public body corporate and
politic of the State of Washington

By: 

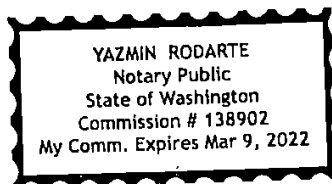
Name: Melanie Corey

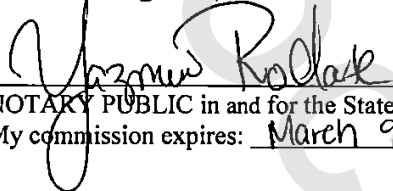
Title: Executive Director

STATE OF WASHINGTON)
)
COUNTY OF SKAGIT)

I hereby certify that I know or have satisfactory evidence that Melanie Corey appeared before me, and acknowledged that she signed this instrument, on oath stated that she was authorized to execute this instrument, and acknowledged it as the Executive Director of Housing Authority of Skagit County, a public body corporate and politic of the State of Washington to be the free and voluntary act of such entity for the uses and purposes mentioned in this instrument.

GIVEN under my hand and official seal on 8/11 2018.




NOTARY PUBLIC in and for the State of Washington
My commission expires: March 9, 2022

IN WITNESS WHEREOF, the parties have caused this Agreement to be signed by their respective, duly authorized representatives.

SL RASPBERRY RIDGE LLC, a Washington
limited liability company

By: Housing Authority of Skagit County, a public
body corporate and politic of the State of
Washington

Its: Sole Member and Manager

By: 

Name: Melanie Corey

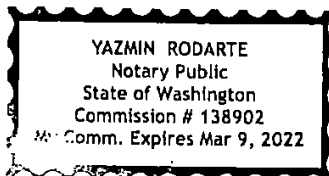
Title: Executive Director

STATE OF WASHINGTON)

COUNTY OF SKAGIT)

I hereby certify that I know or have satisfactory evidence that Melanie Corey appeared before me, and acknowledged that she signed this instrument, on oath stated that she was authorized to execute this instrument, and acknowledged it as the Executive Director of Housing Authority of Skagit County, a public body corporate and politic of the State of Washington, the sole member and manager of **SL RASPBERRY RIDGE LLC**, a Washington limited liability company, to be the free and voluntary act of such entity for the uses and purposes mentioned in this instrument.

GIVEN under my hand and official seal on August 1, 2018.



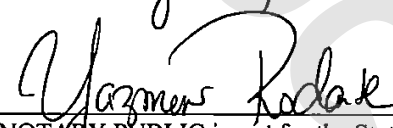

NOTARY PUBLIC in and for the State of Washington
My commission expires: March 9, 2022

EXHIBIT A

LEGAL DESCRIPTION

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

Revised Lot 2 of December 2000 BLA, as delineated on the face of Survey recorded December 22, 2000 as Auditor's File No. 200012220099 and described as follows:

All that portion of Lots 1 and 2 of Revised Short Plat No. 7-85 approved December 3, 1985 and recorded December 4, 1985 in Book 7 of Short Plats, page 55 as Auditor's File No. 8512040005, being in Section 33, Township 35 North, Range 4 East, W.M., and in Tract 37, "PLAT OF BURLINGTON ACREAGE PROPERTY", as per plat recorded in Volume 1 of Plats, page 49, records of Skagit County, Washington, lying East of the West ½ of said Tract 37, "PLAT OF BURLINGTON ACREAGE PROPERTY".

TOGETHER WITH a non-exclusive Easement for ingress, egress and utilities over, across and under that certain 40-foot wide easement as delineated on document recorded December 18, 2001 as Auditor's File No. 200112180107.