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113964-PE

LAND TITLE OF SKAGIT COUNTY

# SHELTER BAY
# ASSIGNMENT OF SUBLEASE

KNOW ALL MEN BY THESE PRESENT THAT:
**THOMAS E. PENNEWELL and NANCY PENNEWELL, husband and wife**

L84769

Lessee(s) of a certain sublease dated the 23rd day of July, 1976
Wherein SHELTER BAY COMPANY, a Washington corporation, appears as Lessor, recorded on the 7th day of May, 1979 in accordance with Short Form Sublease No. 772 (Master Lease No. 5086 , Contract No. 14-20-0510-303) in records of Skagit County, Auditor's Filing No. 7905070058 Volume 361 Pages 633-634 hereinafter known as Assignor, for and in consideration of the sum of ten dollars and other valuable consideration paid for assignment of said sublease, receipt of which is hereby acknowledged by
**THOMAS E. PENNEWELL and NANCY PENNEWELL, husband and wife**

Assignor(s), whose address is: 772 Shelter Bay Drive, LaConner, WA 98257

ASSIGNOR assigned and set over, and by these presents does grant, assign and set over unto the said
**PETER M. WHITED and CAROL J. WHITED, husband and wife, and**
**JONATHAN DUCKWORTH and JULIE BURGMEIER, husband and wife**
Assignee(s), whose address is: PO Box 185, LaConner, WA 98257

The within indenture of Sublease, and all right, title and interest now owned or hereafter acquired, of said Assignor(s), in said Sublease including any buildings and appurtenances thereto, and also all estate, right, title, term of years yet to come, claim and demand whatsoever of, in to or out of the same, to have and to hold the said estate and right, title and interest of the Lessee(s) as a member of Shelter Bay Community, Inc., a Non-profit Washington corporation in accordance with the subject to the Articles of Incorporation and By-Laws and rules and regulations of Shelter Bay Community, Inc. As a part of the consideration the Assignee(s) assumes and agrees to pay the annual lease payments provided for in said sublease and the maintenance fees and assessments, if any, of Shelter Bay Community, Inc. from time to time as they become due. The next annual sublease payment payable to Shelter Bay Company, in the amount of **$426.00** is due and payable on the 1st day of July 2005

PRIOR ASSIGNMENT of Sublease from:
Linda Sharp and Eugene Sharp to Thomas and Nancy Pennewell under Auditor's File No. 200101260105

THE REAL ESTATE described in said lease is as follows:
Lot No. 772, Survey of ShelterBay Division No. 4 as recorded July 8, 1970 in official records of Skagit County, Washington under Auditor's filing No. 740962

IN WITNESS WHEREOF the parties have hereto signed this instrument this 1st Day of November, 2004

# 5970

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX
NOV 05 2004
Amount Paid $ 1634.04
Skagit Co. Treasurer
by Deputy

**Assignor(s)**

**THOMAS E. PENNEWELL**

**NANCY PENNEWELL**

**Assignee(s)**

**PETER M. WHITED**

**CAROL J. WHITED**

**JONATHAN DUCKWORTH**

**JULIE BURGMEIER**

STATE OF Washington )
) SS.
COUNTY OF Skagit )

On this 3rd day of November, 2004 , before me, the undersigned, a Notary Public in and for the State of Washington , duly commissioned and sworn, personally appeared
**THOMAS E. PENNEWELL and NANCY PENNEWELL**
To me known to be the individual described in and who executed the foregoing instrument and acknowledged to me that THEY signed and sealed the said instrument as THEIR free and voluntary act and deed for the uses and purposes therein mentioned.

WITNESS my hand and official seal hereto affixed the day and year in the certificate above written.

Karen Ashley

Notary public in and for the State of Washington

Residing at Sedro-Woolley

My Commission Expires 9/11/06

STATE OF Washington )
) SS.
COUNTY OF Skagit )

On this 2nd day of November, 2004 , before me, the undersigned, a Notary Public in and for the State of Washington duly commissioned and sworn, personally appeared
**PETER M. WHITED and CAROL J. WHITED**
**JONATHAN DUCKWORTH and JULIE BURGMEIER**
To me known to be the individuals described in and who executed the foregoing instrument and acknowledged to me that THEY signed and sealed the said instrument as THEIR free and voluntary act and deed for the uses and purposes therein mentioned.

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

Karen Ashley

Notary Public in and for the State of Washington
Residing at Sedro-Woolley
My Commission Expires: 9/11/06

## CONSENT OF LESSOR

SHELTER BAY COMPANY, Seller in the above described Sublease, does hereby consent to the above assignment of the aforesaid Sublease, subject to payments being made from time to time by the Assignee(s) hereof in accordance with said sublease to cover purchase of sublease, annual lease payments and maintenance fees and assessments for Shelter Bay Community, Inc. as they become due. This consent does not relieve the Assignor(s) from the obligation to make said payments in the event the Assignee(s) does not make said payment, and by this consent Shelter Bay Company does hereby consent to the assignment of member ship in Shelter Bay Community, Inc. to the Assignee(s) subject to the approval of the Board of Trustees of Shelter Bay Community, Inc.

SHELTER BAY COMPANY

Date: 11/4/04

Allan F. Osberg, President

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