

Recorded at Request of:
G & D Wallace, Inc.
P.O. Box 372
Burlington, WA 98233


201904300090
04/30/2019 10:49 AM Pages: 1 of 8 Fees: \$105.00
Skagit County Auditor

FIRST AMENDMENT TO FARM LEASE
(WITH RIGHT OF FIRST REFUSAL)

Grantor/Landlord: KATHY MISCHKE, surviving spouse of David Mischke, deceased
Grantee/Tenant: G & D WALLACE, INC., a WA Corp
Abbreviated Legal: W1/2 E1/2 of SE1/4 of SW1/4 Sec 27 T35N R4EWM
Additional Legal: Exhibit A attached hereto
Tax Parcel Numbers: P37902, P38363, P338364, P38361, P37897,& P37900

THIS FIRST AMENDMENT TO FARM LEASE is made effective April 1, 2019, by and between KATHY MISCHKE, a widow ("Landlord"), and G & D WALLACE, INC., a Washington corporation, ("Wallace Farms" or "Tenant").

R E C I T A L S

A. On or about March 1, 2014, the parties entered into a "Farm Lease (With Right of First Refusal)", leasing certain farmland located in Skagit County, Washington, to G & D Wallace, Inc., as Tenant, for agricultural and related purposes. Said farmland is legally described on Exhibit "A" attached hereto. On May 28, 2014, A "Memorandum of Farm Lease (With Right of First Refusal)" was recorded under Skagit County Auditor's File No. 201405280045, a copy of which is attached hereto as Exhibit "B."

B. KATHY MISCHKE has requested that the Lease be modified to show her as the sole Landlord. Her spouse, DAVID MISCHKE, passed away on March 23, 2019.

THE PARTIES HERETO AGREE AS FOLLOWS:

1. **Landlord**. The parties acknowledge that Kathy Mischke is the surviving spouse of David Mischke, deceased. The parties have agreed to amend the Lease showing Kathy Mischke as the sole Landlord.

2. **Ratification of Original Farm Lease**. Except as provided and supplemented herein, the terms of the original Farm Lease between the parties shall remain in full force and effect.

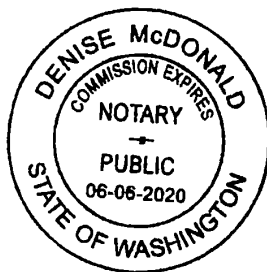
IN WITNESS WHEREOF, the parties have hereunto affixed their signatures this 9th day of April, 2019.

Kathy Mischke
Kathy Mischke, Landlord
G & D WALLACE, INC.
By: [Signature]
Jack R. Wallace, Secretary

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Kathy Mischke, surviving spouse of David Mischke, is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED: April 9, 2019.

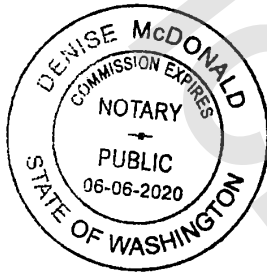


Denise McDonald
Notary Public
Denise McDonald
(Print or Type Name of Notary)
My Appointment Expires: 6-6-2020

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that JACK R. WALLACE 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 the Secretary of G & D WALLACE, INC. to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: April 9, 2019.



Denise McDonald
Notary Public
Denise McDonald
(Print or Type Name of Notary)
My Appointment Expires: 06-06-2020

EXHIBIT A

LEGAL DESCRIPTION

PARCEL "A": 8.34 AC

The West $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 27, Township 35 North, Range 4 East, W.M., EXCEPT road, AND EXCEPT the East 180 feet of the North 363 feet of that portion of said premises lying South of the centerline of the road running along the North line of said subdivision.

Situate in the County of Skagit, State of Washington.

PARCEL "B": 10.0 AC

The East $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 34, Township 35 North, Range 4 East, W.M.

Situate in the County of Skagit, State of Washington.

PARCEL "C": 10.0 AC

The West $\frac{1}{2}$ of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 34, Township 35 North, Range 4 East, W.M.

Situate in the County of Skagit, State of Washington.

The East 20 rods of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 27, Township 35 North, Range 4 East, W.M.,

9.84 AC

EXCEPT Lafayette Road along the North line thereof.

The East 20 rods of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 34, Township 35 North, Range 4 East, W.M.

Situate in the County of Skagit, State of Washington. 10.0 AC



Recorded at Request of:
G & D Wallace, Inc.
P.O. Box 372
Burlington, WA 98233

Skagit County Auditor \$75.00
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**MEMORANDUM OF FARM LEASE
(WITH RIGHT OF FIRST REFUSAL)**

Grantor/Landlord: DAVID MISCHKE and KATHY MISCHKE, H & W
Grantee/Tenant: G & D WALLACE, INC., a WA Corp
Abbreviated Legal: **W1/2 E1/2 of SE1/4 of SW1/4 Sec 27 T35N R4EWM**
Additional Legal: Exhibit A attached hereto
Tax Parcel Numbers: **P37902, P38363, P338364, P38361, P37897, & P37900**

This Memorandum of Lease Agreement is executed this 28th day of March, 2014, between **DAVID MISCHKE and KATHY MISCHKE**, husband and wife (collectively "Landlord"), and **G & D WALLACE, INC.**, a Washington corporation, ("Tenant").

1. Purpose: The parties execute this Memorandum of Lease Agreement for recording purposes only.

2. Incorporation by Reference: The parties incorporate herein by reference that certain Lease Agreement of even date herewith.

3. Term of Lease: The term of this lease shall be for **six (6) years** and shall commence on **March 1, 2014, and terminate February 28, 2020**. The lease contains a right of first refusal.

4. Description: See Exhibit "A" attached hereto and incorporated herein by reference.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Lease Agreement the day and year first above written.

David Mischke
David Mischke, Landlord

Kathy Mischke
Kathy Mischke, Landlord

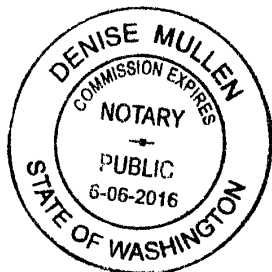
G & D WALLACE, INC., Tenant

By: [Signature]
Its Secretary

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that David Mischke and Kathy Mischke, husband and wife, are the persons who appeared before me, and said persons acknowledged that they signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

DATED: March 28, 2014.

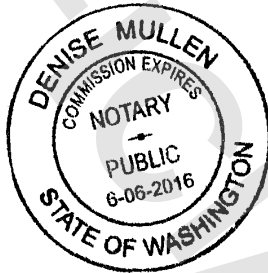


Denise Mullen
Notary Public
Denise Mullen
(Print or Type Name of Notary)
My Appointment Expires: 6-6-2016

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that JACK R. WALLACE 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 the Secretary of G & D WALLACE, INC. to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: March 28, 2014.



Denise Mullen
Notary Public
Denise Mullen
(Print or Type Name of Notary)
My Appointment Expires: 6-6-2016

Memo of Farm Lease - 3
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Skagit County Auditor

\$75.00

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EXHIBIT A**LEGAL DESCRIPTION**

PARCEL "A": 8.34 AC

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Skagit County Auditor

\$75.00

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