

**AMENDMENT**  
of  
**REAL ESTATE CONTRACT**

**THIS AMENDMENT OF REAL ESTATE CONTRACT** made this day by and between **ROBERT SLOTHOWER** and **MADLYN SLOTHOWER**, husband and wife, hereinafter called "Sellers", and **MELVIN EVANS** and **CHARLOTTE EVANS**, husband and wife, and **EDWARD C. HEWITSON** and **MARY JANE HEWITSON**, husband and wife, hereinafter called "Buyers",

**WITNESSETH:**

**WHEREAS**, by Real Estate Contract dated August 28, 1959, **LORAN BURGESS** and **NANCY BURGESS**, contracted to sell certain real estate in Skamania County, Washington, to Buyers above named, which Contract is recorded in the office of the Auditor of Skamania County, Washington, in Book 46 at page 296; and

**WHEREAS**, all of their right, title and interest in and to said real estate and said Contract were subsequently assigned by the said **LORAN BURGESS** and **NANCY BURGESS** to **ROBERT SLOTHOWER** and **MADLYN SLOTHOWER**, by Deed and Seller's Assignment of Real Estate Contract dated September 3, 1959, and recorded in the office of the Auditor of Skamania County in Book 46, page 301, so that **ROBERT SLOTHOWER** and **MADLYN SLOTHOWER**, husband and wife, are now the owners of said real estate subject to the rights of the Buyers named therein; and

**WHEREAS**, the parties to said Real Estate Contract, by mistake and inadvertance, failed to provide for certain exceptions to the Sellers' warranties; and

**WHEREAS**, the parties hereto desire to amend said Contract to conform to the true intentions of the original parties thereto:

**NOW, THEREFORE**, in consideration of the mutual promises contained herein and to make said real estate contract conform to the intention of the parties, the parties hereto do amend said Real Estate Contract of August 28, 1959, in the following particulars, to-wit:

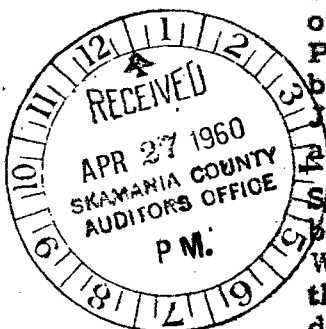
**I**

The second paragraph on Page 2 of said Real Estate Contract is hereby amended to read as follows:

" The Sellers agree, on full payment of said purchase price in manner hereinbefore specified, to make, execute, and deliver to the purchasers a good and sufficient Warranty Deed of said described premises, subject only to the following:

**SUBJECT TO** an easement for a pipeline for the transportation of natural gas, oil and the products thereof granted to the Pacific Northwest Pipeline Corporation, a Delaware Corporation, by right of way contract dated November 2, 1955 and recorded January 4, 1956 in Book 40 of Deed Records of Skamania County at Page 465 thereof.

**SUBJECT ALSO TO** a Mortgage dated March 7, 1957, executed by **Loran Burgess** and **Nancy Burgess**, husband and wife, to **W. R. Shores** and **Berniece Shores**, husband and wife, to secure the payment of \$27,500.00 and interest according to note of even date as recorded March 13, 1957, in Book 33 of Mortgage Records of Skamania County at Page 15 thereof together with the assignment of said note and mortgage as recorded January 10, 1958,



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in Book 34 of Skamania County Mortgage Records at Page 69 thereof assigning said note and mortgage to W. R. Shores.

SUBJECT ALSO TO Easements and rights of way for electric power transmission lines including those granted to the Northwestern Electric Company, a corporation.

SUBJECT ALSO TO public roads and rights of way over and across the described premises.

SUBJECT ALSO TO such encumbrances, easements, restrictions, taxes, municipal liens, water rents and/or public charges, if any, as are created by purchaser or allowed to be placed thereon by purchaser and any rights hereinafter gained by condemnation proceedings by public bodies or corporations and for public purposes. "

## II

Except as above provided, the parties hereto do hereby ratify and confirm each and every other provision of said real estate contract.

IN WITNESS WHEREOF, the parties hereto have set their hands this 26<sup>th</sup> day of April, 1960.

Melvin W. Evans  
Melvin Evans

Charlotte Evans  
Charlotte Evans

Edward C. Hewitson  
Edward C. Hewitson

Mary Jane Hewitson  
Mary Jane Hewitson

BUYERS

Robert Slothower  
Robert Slothower

Madlyn Slothower  
Madlyn Slothower

SELLERS

STATE OF WASHINGTON )

COUNTY OF CLARK ) ss.

On this day personally appeared before me Melvin Evans and Charlotte Evans, husband and wife, and Edward C. Hewitson and Mary Jane Hewitson, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 26<sup>th</sup> day of April, 1960.

Hugh A. Snapp  
Notary Public in and for the State of  
Washington, residing at Camas.

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STATE OF WASHINGTON )  
COUNTY OF CLARK ) ss.

On this day personally appeared before me Robert Slothower and Madlyn Slothower, husband and wife, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 26th day of April, 1960.

Hugh A. Knapp  
Notary Public in and for the State of  
Washington  
Residing at Comas

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