

WHEN RECORDED RETURN TO:

Richard E Potter

132 Janovec Lane

Washougal, WA 98671

DOCUMENT TITLE(S)

Notice and Claim of Lis Pendens

REFERENCE NUMBER(S) of Documents assigned or released:

No 08-2-000178-6

☐ Additional numbers on page _____ of document.

GRANTOR(S):

Richard E. Potter, Stephanie J. Potter

☐ Additional names on page _____ of document.

GRANTEE(S):

Excelsior Management Group

☐ Additional names on page _____ of document.

LEGAL DESCRIPTION (Abbreviated: i.e. Lot, Block, Plat or Section, Township, Range, Quarter):

See page 2

☒ Complete legal on page 2 of document.

TAX PARCEL NUMBER(S):

02052000070000

02052000070081

02052000070080

02052000070082

☐ Additional parcel numbers on page _____ of document.

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

NOTICE AND CLAIM OF LIS PENDENS
IN THE SUPERIOR COURT OF THE STATE
OF WASHINGTON
IN AND FOR THE COUNTY OF SKAMANIA

RICHARD E. POTTER AND STEPHANIA J. POTTER
PLAINTIFFS,

V.

EXCELSIOR MANAGEMENT GROUP and ITS OWNERS AND OFFICERS
DEFENDANTS

NOTICE IS HEREBY GIVEN that an action has been instituted and is now pending in the Superior Court of the State of Washington in and for the County of Skamania upon the complaint of Richard and Stephania Potter, plaintiff, against the above named defendants Excelsior Management Group and Its Owners and Officers, that the object of that action is to seek damages from the Defendants for allegedly committing a "bait and switch" in a real estate contract. The real estate subject to this **LIS PENDENS** and owned by the corporation Janovec Redwoods LTD, which corporation is owned by Richard and Stephania Potter. As part of this action the plaintiffs seek the return of their property from the Defendants. The action of the Defendants is to foreclose the Plaintiff's Corporation property and sell the property in a trustee's sale. The property subject to that sale and subject to this **LIS PENDENS** is described as follows:

Four 20 acre parcels conjoined as one 80 acre parcel as follows: The North half of the Southwest quarter of Section 20, Township 2 North, Range 5 East of the Willamette Meridian, together with a certain triangular tract containing the water source for the property described as follows:

Beginning at a point 2509.35 feet North of the Southeast corner of section 19, Township 2 North, Range 5 East of the Willamette Meridian; thence North 50 degrees 48' West, a distance of 206.71 feet; thence East 160.19 feet, to the quarter corner of section 19; thence South along the East line of Section 19, 130.65 feet, to the point of beginning, containing 0.24 acre, including all rights to the spring located upon the tract.

The addresses for the four 20 acre parcels are:
132 Janovec Lane, Washougal, WA 98671
212 Janovec Lane, Washougal, WA 98671
312 Janovec Lane, Washougal, WA 98671
551 Janovec Lane, Washougal, WA 98671

LIS PENDENS, PAGE 1 OF 2

Any persons in any manner dealing with the above-described real estate subsequent to the filing of this action will take subject to the rights of the Plaintiffs as established in this action.

Dated: April 7, 2009

Respectfully presented by Richard E. Potter, plaintiff and for the plaintiffs.

A handwritten signature in black ink, appearing to read 'Richard E. Potter', written in a cursive style.

Richard E. Potter