

LITIGATION/TRUSTEE'S SALE/CONTRACT FORFEITURE GUARANTEE

SCHEDULE A

Office File Number CTL2371 Ref. No.:	Policy Number 2388-LG-CTL2371	Date of Policy June 17, 2016 at 8:00 AM	Amount of Insurance \$40,000.00	Premium SEE INVOICE
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1. Assured:
COWLITZ COUNTY TREASURER
2. The estate or interest in the land hereinafter described or referred to covered by this Guarantee is:
Fee
3. Title to the estate or interest in the land is vested in:
NET FUNDING INC.
4. The land referred to in this Guarantee is situated in the State of **WASHINGTON**, County of **Cowlitz**, and is described as follows:

SEE ATTACHED EXHIBIT "A"

LITIGATION/TRUSTEE'S SALE/CONTRACT FORFEITURE GUARANTEE

INFORMATION FOR THE ASSURED

1. THIS GUARANTEE IS RESTRICTED TO THE USE OF THE ASSURED SOLELY FOR THE PURPOSE OF PROVIDING INFORMATION TO FACILITATE THE COMMENCEMENT OF A SUIT AT LAW, THE FORFEITURE OF A REAL ESTATE CONTRACT PURSUANT TO RCW 61.30, OR FORECLOSURE PURSUANT TO RCW 61.24 OF A MORTGAGE DESCRIBED IN SCHEDULE B, AFFECTING THE LAND DESCRIBED IN SCHEDULE A. THE COMPANY SHALL HAVE NO LIABILITY FOR ANY RELIANCE HEREON EXCEPT FOR THE PURPOSE FOR WHICH THIS GUARANTEE IS ISSUED. THIS GUARANTEE IS NOT A COMMITMENT NOR AN OBLIGATION BY THE COMPANY TO ISSUE ANY POLICY OR POLICIES OF TITLE INSURANCE INSURING SAID LAND, AND IT IS NOT TO BE USED AS A BASIS FOR CLOSING ANY TRANSACTION AFFECTING TITLE TO SAID LAND.
2. UPON REQUEST WITHIN 60 DAYS FROM THE EFFECTIVE DATE OF THIS GUARANTEE, THE COMPANY WILL EXTEND THE EFFECTIVE DATE OF THIS GUARANTEE BY ENDORSEMENT TO INCLUDE THE FILING OF ANY COMPLAINT AND RECORDING OF NOTICE OF LIS PENDENS, RECORDING OF NOTICE OF INTENT TO FORFEIT REAL ESTATE CONTRACT, OR RECORDING OF NOTICE OF TRUSTEE'S SALE. SUCH AN ENDORSEMENT WILL SHOW AS ADDITIONAL EXCEPTIONS, AND THEREFORE EXCLUDE FROM COVERAGE, THOSE MATTERS ATTACHING SUBSEQUENT TO THE EFFECTIVE DATE OF THE GUARANTEE BUT PRIOR TO THE ISSUANCE OF THE ENDORSEMENT.
3. UPON REQUEST ON THE 30TH DAY PRECEDING THE DATE SET FOR THE FORFEITURE OF REAL ESTATE CONTRACT, OR TRUSTEE'S SALE, THE COMPANY WILL ISSUE AN ENDORSEMENT IDENTIFYING FEDERAL TAX LIENS, IF ANY, AFFECTING THE LAND DESCRIBED IN SCHEDULE A. THE RESPONSIBILITY, HOWEVER, FOR DETERMINING THE 30TH DAY BEFORE THE SALE OR FORFEITURE, AND FOR MAKING THE REQUEST ON THAT SAME DAY, IS BORNE BY THE ASSURED.
4. THE COMPANY MAY, BUT IS NOT OBLIGATED TO, ISSUE ADDITIONAL ENDORSEMENTS EXTENDING THE EFFECTIVE DATE OF THE GUARANTEE AT THE REQUEST OF THE ASSURED. THE FEE FOR SUCH ENDORSEMENTS WILL BE CHARGED ACCORDING TO THE COMPANY'S FILED RATE SCHEDULE FOR SUCH ENDORSEMENTS. THE COMPANY WILL NOT, AND ACCEPTS NO OBLIGATION TO, ISSUE AN ENDORSEMENT EXTENDING THE EFFECTIVE DATE TO, OR BEYOND, THE DATE OF ANY SALE OF THE PREMISES, RECORDING OF A DECLARATION OF FORFEITURE OF A REAL ESTATE CONTRACT, TRUSTEE'S SALE OR DEED IN LIEU THEREOF.
5. ATTENTION IS CALLED TO SOLDIERS' AND SAILORS' CIVIL RELIEF ACT OF 1940 AND AMENDMENTS THERETO WHICH CONTAIN LIMITATIONS AGAINST THE FORFEITURE OF LAND UNDER A REAL ESTATE CONTRACT OR THE SALE OF LAND UNDER A DEED OF TRUST IF THE OWNER IS ENTITLED TO THE BENEFITS OF SAID ACT.
6. ATTENTION IS CALLED TO THE FEDERAL TAX LIEN ACT OF 1966 AND AMENDMENTS THERETO WHICH, AMONG OTHER THINGS, PROVIDES FOR THE GIVING OF WRITTEN NOTICE OF SALE OR FORFEITURE IN A SPECIFIED MANNER TO THE SECRETARY OF THE TREASURY OR HIS DELEGATE AS A REQUIREMENT FOR THE DISCHARGE OR DIVESTMENT OF A FEDERAL TAX LIEN IN A NON-JUDICIAL SALE OR FORFEITURE, AND ESTABLISHES WITH RESPECT TO SUCH LIEN A RIGHT IN THE UNITED STATES TO REDEEM THE PROPERTY WITHIN A PERIOD OF 120 DAYS FROM THE DATE OF ANY SUCH SALE OR FORFEITURE.

SCHEDULE B

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GENERAL EXCEPTIONS FROM COVERAGE

- A. RIGHTS OR CLAIMS OF PARTIES IN POSSESSION NOT SHOWN BY THE PUBLIC RECORDS
- B. ENCROACHMENTS, OVERLAPS, BOUNDARY LINE DISPUTES AND OTHER MATTERS WHICH WOULD BE DISCLOSED BY AN ACCURATE SURVEY AND INSPECTION OF THE PREMISES.
- C. EASEMENTS OR CLAIMS OF EASEMENTS NOT SHOWN BY THE PUBLIC RECORDS.
- D. ANY LIEN, OR RIGHT TO A LIEN, FOR SERVICES, LABOR OR MATERIAL HERETOFORE OR HEREAFTER FURNISHED, IMPOSED BY LAW AND NOT SHOWN BY THE PUBLIC RECORDS.
- E. LIENS UNDER THE WORKMEN'S COMPENSATION ACT NOT SHOWN BY THE PUBLIC RECORDS.
- F. ANY SERVICE, INSTALLATION, CONNECTION, MAINTENANCE, OR CONSTRUCTION CHARGES FOR SEWER, WATER, ELECTRICITY OR GARBAGE REMOVAL.
- G. (A) UNPATENTED MINING CLAIMS; (B) RESERVATIONS OR EXCEPTIONS IN PATENTS OR IN ACTS AUTHORIZING THE ISSUANCE THEREOF; (C) WATER RIGHTS, CLAIMS OR TITLE TO WATER.
- H. INDIAN TRIBAL CODES OR REGULATIONS, INDIAN TREATY OR ABORIGINAL RIGHTS, INCLUDING, BUT NOT LIMITED TO, EASEMENTS OR EQUITABLE SERVITUDES.
- I. GENERAL TAXES, SPECIAL ASSESSMENTS AND SPECIAL LEVIES.

SPECIAL EXCEPTIONS FROM COVERAGE

- 1. **GENERAL TAXES AND ASSESSMENTS, IF ANY, NOT INCLUDING INTEREST AND PENALTY AFTER DELINQUENCY:**

YEAR	AMOUNT	PAID	OWING
2016	\$664.10	\$0.00	\$664.10
2015	\$724.08	\$0.00	\$724.08
2014	\$731.02	\$0.00	\$731.02
2013	\$2,350.18	\$0.00	\$2,350.18

TAX PARCEL NO.: 0312302

ACCT. NO.: R023948

TAX CODE: 420

FIRST HALF OF GENERAL TAXES BECOME DELINQUENT ON MAY 1. SECOND HALF OF GENERAL TAXES BECOME DELINQUENT ON NOVEMBER 1.

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2. MORTGAGE AND THE TERMS AND CONDITIONS THEREOF:

MORTGAGOR: TKW LIMITED PARTNERSHIP
MORTGAGEE: MOUNTAIN PEAK MANAGEMENT CORPORATION
AMOUNT: \$2,000,000.00
DATED: NOVEMBER 2, 1998
RECORDED: NOVEMBER 2, 1998
AUDITOR'S NO.: 3037793

ASSIGNMENT OF MORTGAGE:

MORTGAGEE: FINANCIAL ASSISTANCE
ADDRESS: 818 S.W. 3RD AVE. #1363, PORTLAND, OREGON 97204
DATED: NOVEMBER 14, 2000
RECORDED: NOVEMBER 16, 2000
AUDITOR'S NO.: 3101235

3. NOTICE OF FEDERAL TAX LIEN:

AGAINST: NETFUNDING, INC. AS THE NOMINEE OF KATHY
WEATHERS REGARDING THE PROPERTY LOCATED AT
42ND NE LOT PARCEL #0312302, COWLITZ COUNTY, WA
98626
AMOUNT: \$652,148.29
FILED: DECEMBER 5, 2011
AUDITOR'S NO.: 3447242
IDENTIFYING NO.: XXX-XX-2936

SAID LIEN CONTAINS AN ERRONEOUS LEGAL DESCRIPTION

4. NOTICE OF FEDERAL TAX LIEN:

AGAINST: NETFUNDING, INC. AS THE NOMINEE OF THOMAS
WEATHERS REGARDING THE PROPERTY LOCATED AT
42ND NE LOT PARCEL #0312302, COWLITZ COUNTY, WA
98626
AMOUNT: \$1,193,510.08
FILED: DECEMBER 5, 2011
AUDITOR'S NO.: 3447243
IDENTIFYING NO.: XXX-XX-7969

SAID LIEN CONTAINS AN ERRONEOUS LEGAL DESCRIPTION

5. NOTICE OF FEDERAL TAX LIEN:

AGAINST: NETFUNDING, INC. AS THE NOMINEE OF THOMAS AND
KATHY WEATHERS REGARDING THE PROPERTY
LOCATED AT 42ND NE LOT, PARCEL NO.0312302, COWLITZ
COUNTY, WA 98626
AMOUNT: \$203,174.22
FILED: DECEMBER 5, 2011
AUDITOR'S NO.: 3447244
IDENTIFYING NO.: XXX-XX-7969

SAID LIEN CONTAINS AN ERRONEOUS LEGAL DESCRIPTION

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6. **RESTRICTIONS IMPOSED BY INSTRUMENT RECORDED UNDER AUDITOR'S FILE NOS. 125335 AND 143897.**
7. **EASEMENTS, RESTRICTIONS AND RECITAL SET FORTH ON THE FACE OF SHORT PLAT RECORDED UNDER COWLITZ COUNTY AUDITOR'S FILE NOS. 825681 AND 823381.**
8. **EASEMENT AND RIGHT OF WAY FOR DIKE AND DRAINAGE ACQUIRED BY COWLITZ COUNTY FOR THE BENEFIT OF CONSOLIDATED DIKING IMPROVEMENT DISTRICT NO.1, BY DECREE ENTERED NOVEMBER 216, 1923 IN COWLITZ COUNTY, SUPERIOR COURT CAUSE NO.5362.**
9. **RIGHT OF THE PUBLIC TO MAKE NECESSARY SLOPES FOR CUTS OR FILLS UPON PROPERTY HEREIN DESCRIBED IN THE REASONABLE ORIGINAL GRADING OF STREETS, AVENUES, ALLEYS AND ROADS, AS DEDICATED IN THE PLAT.**
10. **DITCH EASEMENTS AS DELINEATED ON THE FACE OF THE PLAT.**
11. **UTILITY EASEMENT AS DELINEATED ON THE FACE OF THE PLAT.**
12. **RESERVATIONS, RESTRICTIONS AND CONDITIONS CONTAINED IN THE DEDICATION OF THE PLAT OF COLUMBIA VALLEY GARDENS NO.4.**
13. **BUILDING LINES AS DELINEATED ON THE FACE OF THE PLAT.**
14. **RESTRICTIONS DEDICATED IN THE PLAT OF SAID ADDITION; INTERNATIONAL PAPER COMPANY RELEASED, WAIVED, RESCINDED AND RELINQUISHED ANY RIGHTS IT MAY HAVE IN SAID PLAT RESTRICTIONS BY INSTRUMENT RECORDED JANUARY 20, 1993, UNDER AUDITOR'S FILE NO.930120100; AGREEMENT, WAIVER AND RELEASE OF PLAT RESTRICTIONS BY VARIOUS PROPERTY OWNERS BY VARIOUS INSTRUMENTS RECORDED FEBRUARY 17, 1995, UNDER AUDITOR'S FILE NOS.950217043 THROUGH 950217121 INCLUSIVE. ALSO AS DEEDED TO BRP, LLC UNDER AUDITOR'S FILE NO.3421056.**
15. **ANY DEFECT IN OR INVALIDITY TO THE TITLE TO SAID LAND OR CLAIM OF ANY DEFECT OR INVALIDITY OF SAID TITLE ARISING OUT OF OR OCCASIONED BY A VIOLATION OF OR THE APPLICATION OF THE BANKRUPTCY CODE, OR ANY FRAUDULENT CONVEYANCES LAW OR INSOLVENCY LAW.**

End of Schedule B Exceptions.

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NOTES:

At the request of the assured the following information is provided:

a. THE ADDRESS OF THE SUBJECT PROPERTY IS:

BARE LAND
LONGVIEW, WA 98632

b. THE FOLLOWING ABBREVIATED LEGAL DESCRIPTION IS PROVIDED AS A COURTESY TO ENABLE THE DOCUMENT PREPARER TO CONFORM WITH THE REQUIREMENTS OF RCW 65.04.045, PERTAINING TO STANDARDIZATION OF RECORDED DOCUMENTS.

ABBREVIATED LEGAL DESCRIPTION: SP 2-99 LOT 3

A handwritten signature in black ink, appearing to read "Mark D. Smith", is written over a horizontal line.

Authorized Signatory

CASCADE TITLE COMPANY OF COWLITZ COUNTY, INC.

Privacy Policy Notice

PURPOSE OF THIS NOTICE

Title V of the Gramm-Leach-Bliley Act (GLBA) generally prohibits any financial institution, directly or through its affiliates, from sharing nonpublic personal information about you with a nonaffiliated third party unless the institution provides you with a notice of its privacy policies and practices, such as the type of information that it collects about you and the categories of persons or entities to whom it may be disclosed. In compliance with the GLBA, we are providing you with this document, which notifies you of the privacy policies and practices of **CASCADE TITLE COMPANY OF COWLITZ COUNTY, INC.**

We may collect nonpublic personal information about you from the following sources:

- Information we receive from you such as on applications or other forms.
- Information about your transactions we secure from our files, or from [our affiliates or] others.
- Information we receive from a consumer reporting agency.
- Information that we receive from others involved in your transaction, such as the real estate agent or lender.

Unless it is specifically stated otherwise in an amended Privacy Policy Notice, no additional nonpublic personal information will be collected about you.

We may disclose any of the above information that we collect about our customers or former customers to our affiliates as permitted by law.

WE DO NOT DISCLOSE ANY NONPUBLIC PERSONAL INFORMATION ABOUT YOU WITH ANYONE FOR ANY PURPOSE THAT IS NOT SPECIFICALLY PERMITTED BY LAW.

We restrict access to nonpublic personal information about you to those employees who need to know that information in order to provide products or services to you. We maintain physical, electronic, and procedural safeguards that comply with federal regulations to guard your nonpublic personal information.

**PARCEL NO.-0312302
ACCT. NO.-R023948**

File No.: CTL2371

EXHIBIT "A"

**LOT 3 OF SHORT SUBDIVISION NO.77-113, AS RECORDED IN VOLUME 2 OF SHORT PLATS,
PAGE 99, UNDER AUDITOR'S FILE NO.825681, BEING A PORTION OF THE SOUTHWESTERLY
198 FEET OF LOT 14, BLOCK 33, COLUMBIA VALLEY GARDENS NO.4, AS RECORDED IN
VOLUME 7 OF PLATS, PAGE 14, RECORDS OF SAID COUNTY.**

SITUATE IN COWLITZ COUNTY, STATE OF WASHINGTON