

**Commitment for Title Insurance** 

Title Officer: Eastside Title Unit Email: CTIBellevueETU@ctt.com

Title No.: 0242893-ETU

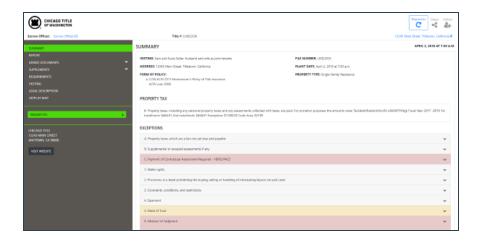
Property Address:

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Issued By:



Guarantee/Certificate Number:

0242893-ETU - FOURTH

## CHICAGO TITLE INSURANCE COMPANY

a corporation, herein called the Company

# **GUARANTEES**

Brad Chase and Judith Chase

herein called the Assured, against actual loss not exceeding the liability amount stated in Schedule A which the Assured shall sustain by reason of any incorrectness in the assurances set forth in Schedule A.

## LIABILITY EXCLUSIONS AND LIMITATIONS

- 1. No guarantee is given nor liability assumed with respect to the identity of any party named or referred to in Schedule A or with respect to the validity, legal effect or priority of any matter shown therein.
- 2. The Company's liability hereunder shall be limited to the amount of actual loss sustained by the Assured because of reliance upon the assurance herein set forth, but in no event shall the Company's liability exceed the liability amount set forth in Schedule A.

Please note carefully the liability exclusions and limitations and the specific assurances afforded by this guarantee. If you wish additional liability, or assurances other than as contained herein, please contact the Company for further information as to the availability and cost.

Chicago Title Company of Washington 11900 NE 1st St., Suite 110 Bellevue, WA 98005

Countersigned By:

Bruce Andrus
Authorized Officer or Agent

Brue H. andrys

**Chicago Title Insurance Company** 

By:

Michael J. Nolan, President

Attest:

Marjorie Nemzura, Secretary

Mayora Kemojua

#### **ISSUING OFFICE:**

Title Officer: Eastside Title Unit Chicago Title Company of Washington 11900 NE 1st St., Suite 110 Bellevue, WA 98005 Main Phone: (425)646-9883 Email: CTIBellevueETU@ctt.com

## **SCHEDULE A**

Liability	Premium	Tax
\$1,000.00	\$350.00	\$35.35

Effective Date: May 24, 2023 at 08:00 AM

The assurances referred to on the face page are:

That, according to those public records which, under the recording laws, impart constructive notice of matter relative to the following described property:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Title to said real property is vested in:

Registered in Mark D. Schedler, as Nominee, in Volume 97, Folio 190 of Registered Lands, as to Parcel A; and Bradley M. Chase, who also appears of record as Bradley Michael Chase, and Judith Chase, a married couple, as to Parcels B and C

subject to the matters shown below under Exceptions, which Exceptions are not necessarily shown in the order of their priority.

## **END OF SCHEDULE A**

# **EXHIBIT "A"**

## Legal Description

#### PARCEL A:

LOTS 35 AND 36, SEWARD ADDITION, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 24 OF PLATS, PAGE 26, RECORDS OF KING COUNTY, WASHINGTON:

TOGETHER WITH SECOND CLASS SHORE LANDS, AS CONVEYED BY THE STATE OF WASHINGTON, SITUATE IN FRONT OF, ADJACENT TO OR ABUTTING THEREON.

#### PARCEL B:

LOT 38: EXCEPT THE SOUTH 30 FEET THEREOF. AND ALL OF LOT 37 OF SEWARD ADDITION. ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 24 OF PLATS, PAGE 26, RECORDS OF KING COUNTY, WASHINGTON:

EXCEPT THE EAST 136 FEET OF SAID PREMISES MEASURED PARALLEL WITH THE WESTERLY LINE OF 80TH **AVENUE SOUTHEAST:** 

TOGETHER WITH SHORELANDS OF THE SECOND CLASS ADJOINING:

TOGETHER WITH AN EASEMENT FOR ROAD AS NOW IN EXISTENCE OVER AND ACROSS THE FOLLOWING:

THAT PORTION OF LOTS 38, 39 AND 40 OF SEWARD ADDITION, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 24 OF PLATS, PAGE 26, RECORDS OF KING COUNTY, WASHINGTON, LYING WITHIN 15 FEET OF A CENTERLINE OF A ROADWAY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WESTERLY MARGIN OF FOREST AVENUE SOUTHEAST FROM WHICH THE NORTHEAST CORNER OF LOT 41 OF SAID ADDITION BEARS SOUTH 16°54'20" EAST 81.60 FEET; THENCE SOUTH 05°23'54" WEST 31.05 FEET TO A POINT OF CURVE FROM WHICH THE CENTER OF THE CURVE BEARS NORTH 84°36'06" WEST 41.30 FEET;

THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 41.50 FEET, AN ARC DISTANCE OF 87.97 FEET TO A POINT OF TANGENCY:

THENCE NORTH 53°08'45" WEST 17.96 FEET TO A POINT OF CURVE:

THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 98.75 FEET. AN ARC DISTANCE OF 56.77 FEET TO A POINT OF TANGENCY;

THENCE NORTH 20°12'34" WEST 50.61 FEET;

THENCE NORTH 47° WEST 72 FEET, MORE OR LESS, TO THE NORTH LINE OF THE SOUTH 30 FEET OF SAID LOT 38 AND THE TERMINUS OF SAID CENTERLINE.

#### PARCEL C:

THE SOUTH 30 FEET OF LOT 38 AND ALL OF LOTS 39 AND 40, SEWARD ADDITION, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 24 OF PLATS, PAGE 26, RECORDS OF KING COUNTY, WASHINGTON;

TOGETHER WITH SHORELANDS OF THE SECOND CLASS ADJOINING.

SITUATE IN THE COUNTY OF KING, STATE OF WASHINGTON.

## **GENERAL EXCEPTIONS:**

H. Reservations and exceptions in United States Patents or in Acts authorizing the issuance thereof.

#### **SPECIAL EXCEPTIONS:**

1. Covenants, conditions, restrictions, recitals, reservations, easements, easement provisions, encroachments, dedications, building setback lines, notes, statements, and other matters, if any, but omitting any covenants or restrictions, if any, including but not limited to those based upon race, color, religion, sex, sexual orientation, familial status, marital status, disability, handicap, national origin, ancestry, or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law, as set forth on the Plat of Seward Addition:

Recording No: 1394831

2. Agreement and the terms and conditions thereof:

> Recording Date: September 9, 1926

Recording No.: 2237672 Regarding: Water supply

3. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Granted to: Puget Sound Power & Light Company Electric transmission and distribution line Purpose:

Recording Date: November 5, 1931

Recording No.: 2697677

Affects: A portion of Parcel B

(continued)

4. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Ingress and egress Recording Date: April 15, 1959 Recording No.: 5020392

Affects: Portion of said premises

The Grantor also creates a personal license for herself and her husband to use any of the roads, or any changes in said roads, on the date this instrument is executed on, on the south 30 feet of Lot 38 and Lots 39 and 40, from where the roads from Lots 41, 42 and 43 connect with the roads on the south 30 feet of Lots 38 and Lots 39 and 40 to Lake Washington.

5. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Road

Recording Date: February 10, 1961

Recording No.: 5250910

Affects: Portion of said premises

Said Easement was amended/modified by instrument recorded under Recording No. 8612290139.

6. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Granted to: Mercer Island Sewer District

Purpose: Sewer pipeline and lines, connections and appurtenances

Recording Date: August 5, 1964

Recording No.: 5770398

Affects: A portion of Parcel A

7. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Granted to: Mercer Island Sewer District

Purpose: Sewer pipeline and lines, connections and appurtenances

Recording Date: August 5, 1964

Recording No.: 5770399

Affects: A portion of Parcel B

(continued)

Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document: 8.

Mercer Island Sewer District Granted to:

Purpose: Sewer pipe line or lines and all necessary appurtenances

Recording Date: August 5, 1964

Recording No.: 5770400

Affects: A 10 foot strip of land across Second Class Shore Lands, being 5 feet on either side of pipe

line as installed over a portion of Parcel C

9. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Connection with the trunk sewer

Recording Date: June 18, 1965 Recording No.: 5892782

Affects: A portion of Parcel B

10. Covenant to bear part or all of the cost of construction, repair or maintenance of easement granted over adjacent property:

Purpose of Easement: Installing and maintain a connection with the trunk sewer

Recording No.: 5892782

(Affects: Parcel C)

11. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Road

Recording Date: June 18, 1965

Recording No.: 5892783

Affects: Portion of said premises

Said easement contains a provision for bearing a proportionate or equal cost of maintenance, repair or reconstruction of said road by the common users.

12. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Sewer pipe line, connections and appurtenances with ingress and egress

Recording Date: September 15, 1966

Recording No.: 6082684

Affects: A portion of Parcel A and other property

Said easement contains a provision for bearing a proportionate or equal cost of maintenance, repair or reconstruction of said side sewer by the common users.

(continued)

13. Agreement and the terms and conditions thereof:

> Recording Date: June 25, 1970 Recording No.: 6665367

Temporary use of a portion of said premises by owners to the North for Regarding:

portable tool shed and fence

(Affects: A portion of Parcel A)

14. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Granted to: Ingress and egress Purpose: Ingress and egress Recording Date: March 16, 1976 Recording No.: 7603160660

Affects: A portion of Parcel A

15. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Extension of road easement Purpose:

Recording Date: May 26, 1981 8105260387 Recording No.:

Portion of said premises Affects:

Modification of Easement:

Recording Date: December 29, 1986

Recording No.: 8612290139

16. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Road

Recording Date: August 12, 1981 Recording No.: 8108120502

Affects: Portion of said premises

Said easement contains a provision for bearing cost of maintenance, repair or reconstruction of said drive by the common users.

Amendment of Easement:

Recording Date: July 8, 2004 Recording No.: 20040708000900

(continued)

17. Release of Damage Agreement and the terms and conditions thereof:

> City of Mercer Island Grantee: Recording Date: September 30, 1983

Recording No.: 8309300513

Purpose: Releasing City of Mercer island from all future claims for damages

> resulting from permit for the construction of residential dock and rock bulkhead and indemnification against loss of damage arising by

reason of the lack of establishment of lateral property lines

(Affects: Parcel A)

18. Covenants, conditions, restrictions, recitals, reservations, easements, easement provisions, encroachments, dedications, building setback lines, notes, statements, and other matters, if any, but omitting any covenants or restrictions, if any, including but not limited to those based upon race, color, religion, sex, sexual orientation, familial status, marital status, disability, handicap, national origin, ancestry, or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law, as set forth on Survey:

Recording No: 8611269004

19. Covenant to bear part or all of the cost of construction, repair or maintenance of easement granted over adjacent property:

Purpose of Easement: Road

Recording No.: 8701090665

20. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Sanitary and storm sewer line and ingress and egress

March 5, 1987 Recording Date: Recording No.: 8703050041

Affects: A portion of Parcel B

21. Covenant to bear part or all of the cost of construction, repair or maintenance of easement granted over adjacent property:

Purpose of Easement: Sanitary and storm sewer line

Recording No.: 8703050041

(Affects: Parcel C)

(continued)

22. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Sanitary and storm sewer line

Recording Date: July 17, 1987 Recording No.: 8707170038

Affects: A portion of Parcel B

23. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Ingress and egress Recording Date: September 11, 1987

Recording No.: 8709110967

Affects: The description contained in the above instrument is not sufficient to determine

its exact location within Parcels B herein described

Said Easement has been modified by Declaration of Easement Abandonment recorded under Recording No. 9705070706.

24. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Trimming of trees and shrubbery

Recording Date: September 11, 1987

Recording No.: 8709110968

Affects: A portion of Parcel B

25. Waiver and Covenant Not to Sue on Construction for Steep Slope Slide Prone Areas and the terms and conditions thereof:

Grantee: City of Mercer Island
Recording Date: October 21, 1987
Recording No.: 8710211146

(Affects: Parcel A)

26. Easement(s) for the purpose(s) shown below and rights incidental thereto, as granted in a document:

Purpose: Ingress and egress and for the purpose of construction and maintenance

of a driveway

Recording Date: May 30, 1997
Recording No.: 9705302152
Affects: Portion of Lot 38

(continued)

27. Covenants, conditions, restrictions, recitals, reservations, easements, easement provisions, encroachments, dedications, building setback lines, notes, statements, and other matters, if any, but omitting any covenants or restrictions, if any, including but not limited to those based upon race, color, religion, sex, sexual orientation, familial status, marital status, disability, handicap, national origin, ancestry, or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law, as set forth on Survey:

Recording No: 9903039016

28. Covenants, conditions, restrictions, recitals, reservations, easements, easement provisions, encroachments, dedications, building setback lines, notes, statements, and other matters, if any, but omitting any covenants or restrictions, if any, including but not limited to those based upon race, color, religion, sex, sexual orientation, familial status, marital status, disability, handicap, national origin, ancestry, or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law, as set forth on Chase Lot Line Revision (Lot Consolidation):

Recording No: 20000516900002

(Affects: Parcels A and B)

29. Covenants, conditions, restrictions, recitals, reservations, easements, easement provisions, encroachments, dedications, building setback lines, notes, statements, and other matters, if any, but omitting any covenants or restrictions, if any, including but not limited to those based upon race, color, religion, sex, sexual orientation, familial status, marital status, disability, handicap, national origin, ancestry, or source of income, as set forth in applicable state or federal laws, except to the extent that said covenant or restriction is permitted by applicable law, as set forth on Survey:

Recording No: 20220103900025

- 30. Question of location of lateral boundaries of said second class tidelands or shorelands.
- 31. Any question that may arise due to shifting and changing in the course, boundaries or high water line of Lake Washington.
- 32. Rights of the State of Washington in and to that portion, if any, of the Land which lies below the line of ordinary high water of Lake Washington.
- 33. Any prohibition or limitation of use, occupancy or improvement of the Land resulting from the rights of the public or riparian owners to use any portion which is now or was formerly covered by water.
- 34. Paramount rights and easements in favor of the United States for commerce, navigation, fisheries and the production of power.

(continued)

35. General and special taxes and charges, payable February 15, delinquent if first half unpaid on May 1, second half delinquent if unpaid on November 1 of the tax year (amounts do not include interest and penalties):

Year: 2023

770010-0185-03 Tax Account No.:

Levy Code: 1031

Assessed Value-Land: \$9,258,000.00 Assessed Value-Improvements: \$6,607,000.00

General and Special Taxes:

Billed: \$97,256.25 Paid: \$48,628.13 \$48,628.12 Unpaid:

Affects: Parcels A and B

36. General and special taxes and charges, payable February 15, delinquent if first half unpaid on May 1, second half delinquent if unpaid on November 1 of the tax year (amounts do not include interest and penalties):

Year: 2023

Tax Account No.: 770010-0205-09

Levy Code: 1031

Assessed Value-Land: \$6,335,000.00 Assessed Value-Improvements: \$1,377,000.00

General and Special Taxes:

Billed: \$47.286.27 Paid: \$23,643.14 Unpaid: \$23.643.13

Affects: Parcel C

- 37. City, county or local improvement district assessments, if any.
- 38. The search did not disclose any open mortgages or deeds of trust of record, therefore the Company reserves the right to require further evidence to confirm that the property is unencumbered, and further reserves the right to make additional requirements or add additional items or exceptions upon receipt of the requested evidence.

(continued)

39. A Quit Claim Deed:

> From: Mark D. Schedler, as Nominee

To: Bradley M. Chase and Judith E. Chase, husband and wife

Dated: May 15, 2000 May 15, 2000 Recording Date: Recording No.: 20000515001478

Said Deed has been recorded with the King County Auditor, however, has not been registered with the King County Registrar.

(Affects: Parcel A)

40. Any unrecorded leaseholds, right of vendors and holders of security interests on personal property installed upon the Land and rights of tenants to remove trade fixtures at the expiration of the terms.

#### NOTES:

Title to a portion of said property is registered under the Land Registration Act. All instruments affecting a. the title must be filed with the Registrar of Land Titles, and the owner's and mortgagee's duplicate certificate, if any, made available to him in any transaction involving said property. Said owner's duplicate certificate is not on file.

(Affects: Parcel A)

b. Note: FOR INFORMATIONAL PURPOSES ONLY:

> The following may be used as an abbreviated legal description on the documents to be recorded, per Amended RCW 65.04.045. Said abbreviated legal description is not a substitute for a complete legal description within the body of the document:

LTS 35, 36, 39, 40 & PTN LTS 37 & 38, SEWARD ADDITION, TGW SHLDS Tax Account No.: 770010-0205-09 and 770010-0185-03

Note: The Public Records indicate that the address of the improvement located on said Parcels A and C. B is as follows:

4467 Forest Ave SE Mercer Island, WA 98040

(continued)

d. Note: The Public Records indicate that the address of the improvement located on said Parcel C is as follows:

4525 Forest Ave SE Mercer Island, WA 98040

e. Note: Any map/plat herein is being furnished as an aid in locating the herein described Land in relation to adjoining streets, natural boundaries and other land. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the Company does not insure dimensions, distances or acreage shown thereon.

**END OF SCHEDULE B** 



This map/plat is being furnished as an aid in locating the herein described land in relation to adjoining streets, natural boundaries and other land, and is not a survey of the land depicted. Except to the extent a policy of title insurance is expressly modified by endorsement, if any, the company does not insure dimensions, distances, location of easements, acreage or other matters shown thereon.