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THE NINTH AMENDMENT
TO
CONDOMINIUM DECLARATION
FOR
PACIFIC TOWER, A CONDOMINIUM

Grantor: PACIFIC TOWER CONDOMINIUM ASSOCIATION

Grantee: THE PUBLIC

Abbreviated Legal Description: SEC 09 TWN 20 RG 3, QTR 34
CONDOMINIUM PACIFIC TOWER CONDO UNITS 301 & 308

Full Legal Description on Exhibit "A" of Document.

Assessor's Tax Parcel ID #(s): 9004610160 & 9004610230

Reference Nos. of Documents: 200312090202 (condominium
declaration), 200509201273 (first amendment), 200605221165
(second amendment), 20079140189 (re-record of second
amendment), 200705030233 (third amendment), 200709140190
(re-record of third amendment), 200706220221 (fourth
amendment), 200910060856 (fifth amendment), 201004191113
(sixth amendment), 201101100726 (seventh amendment),
201103290557 (eighth amendment),

**NINTH AMENDMENT TO
CONDOMINIUM DECLARATION OF
PACIFIC TOWER, A CONDOMINIUM**

Pursuant to the applicable provisions of RCW 64.34, and in compliance with the amendment provisions of the Condominium Declaration recorded on December 9, 2003, under Pierce County Auditor's File No. 200312090202, together with the Survey Map and Plans recorded simultaneously under Pierce County Auditor's File No. 200312095003, are hereby amended as follows:

1. Purpose. The purpose of this Amendment is to reflect the transfer of parking spaces between two units owned by the same Unit Owner. Specifically, Lancelot S. Barker, the Owner of Unit 301 and Unit 308 desires to reassign Garage Space No. G-2 and Garage Space No. G-6 to Unit 308.

2. Authority to Amend. Section 6.2 of the Declaration allows for a Limited Common Element to be reallocated between Units with the approval of the Board, and by amendment to this Declaration executed by the affected Owner(s) and approved in writing by the Mortgagees holding Mortgages against the Units to which the Limited Common Element was and will be allocated, to the extent that such Mortgage included the same as a part of its original collateral. Further, a reallocation is allowed by the Declaration pursuant to the reserved Development Rights set forth in Section 22.1(e) of the Declaration.

Under any and all of the aforementioned grounds, the undersigned agree that Garage Space No. G-2 and Garage Space No. G-6 should be reflected in the Declaration as a Limited Common Element assigned to Unit 308.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiently of which is hereby acknowledged, the Declaration is hereby amended as follows:

1. Reassignment. The Owner of Unit 301 hereby desires for this amendment to the Declaration to reflect the transfer and reassignment of Garage Space No. G-2 and Garage Space No. G-6 to Unit 308, as a Limited Common Element of said Unit, and the Association hereby consents to such transfer and reassignment.

2. Construction. All other provisions in the Declaration, as amended, shall remain unchanged. To the extent that any provisions in this Amendment conflict with the provisions in the Declaration, and/or any amendments thereto, the provisions of this Amendment shall control and be binding on the parties.

3. Covenant Running with the Land. This Amendment to the Declaration shall be deemed a covenant running with the land which shall be binding on the Declarant, its successors and assigns, and all subsequent Owners and lessees of the Property, together with their grantees, successors, heirs, executors, administrators, devisees, or assigns.

4. Effective Date. This instrument shall be effective upon recordation.


5. Counterparts. This instrument may be executed in counterparts, each of which shall be deemed an original, and all of which, collectively, shall be deemed one original instrument.

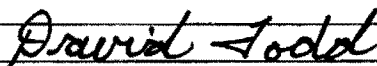
CERTIFICATION

IN WITNESS WHEREOF, the President and Secretary of the Pacific Tower Condominium Association (the "Undersigned") do hereby certify that the Board of Directors of the Association reviewed, and approved the assignment described herein at a Board meeting that was held on 1/30/12, 2012, at which a quorum was present, and that the requisite votes were obtained to make and record this Amendment to the Declaration.

ASSOCIATION:

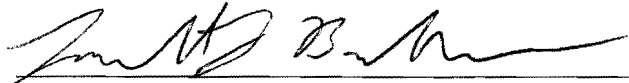
PACIFIC TOWER CONDOMINIUM
ASSOCIATION, a Washington nonprofit
corporation


1/31/12, President

, Secretary

Dated 1/31/12

OWNER OF UNIT 301:



Lancelot S. Barker, a married person dealing with his separate estate

Dated 14 MAR 12

OWNER OF UNIT 308:



Lancelot S. Barker, a married person dealing with his separate estate

Dated 14 MAR 12

MORTGAGEES APPROVAL:

There is no Mortgage of record encumbering either Garage Space No. G-2 or Garage Space No. G-6, and therefore, no Mortgagee approval is required.

STATE OF WASHINGTON)
) ss.
County of Pierce)

I certify that I know or have satisfactory evidence that William G McNamce is the person who appeared before me, and he/she acknowledged that he/she signed this instrument as the **President of Pacific Tower Condominium Association**, a Washington nonprofit corporation, and acknowledged it to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 31 day of January, 2012.



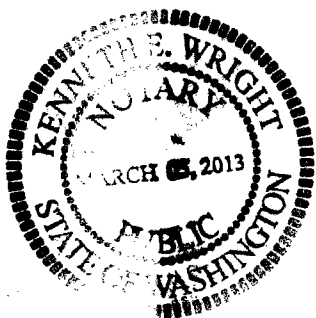
[Signature]

Kenneth E Wright
(Type/Print Name above)
Notary Public in and for the State of Washington,
residing at TACOMA
My Appointment Expires: 03/05/2013

STATE OF WASHINGTON)
) ss.
County of Pierce)

I certify that I know or have satisfactory evidence that DAVID TODD is the person who appeared before me, and he/she acknowledged that he/she signed this instrument as the **Secretary of Pacific Tower Condominium Association**, a Washington nonprofit corporation, and acknowledged it to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

DATED this 31 day of January, 2012.



[Signature]

Kenneth E Wright
(Type/Print Name above)
Notary Public in and for the State of Washington,
residing at TACOMA
My Appointment Expires: 03/05/2013

EXHIBIT A

LEGAL DESCRIPTION:

UNITS 301 AND 308 OF PACIFIC TOWER, A CONDOMINIUM, AS DESCRIBED IN THAT CERTAIN CONDOMINIUM DECLARATION RECORDED UNDER PIERCE COUNTY AUDITOR'S FILE NO. 200312090202 AND DEPICTED ON THE SURVEY MAP AND PLANS RECORDED UNDER PIERCE COUNTY AUDITOR'S FILE NO. 200312095003.

LIMITED COMMON AREAS GARAGE SPACE NO. G-2 AND GARAGE SPACE NO. G-6 AS DESCRIBED IN THAT CERTAIN CONDOMINIUM DECLARATION RECORDED UNDER PIERCE COUNTY AUDITOR'S FILE NO. 200312090202 AND DEPICTED ON THE SURVEY MAP AND PLANS RECORDED UNDER PIERCE COUNTY AUDITOR'S FILE NO. 200312095003.