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AUDITOR, Pierce County, WASHINGTON

AUG 09 2012

After Recording Mail to:
Bryce H. Dille
CAMPBELL, DILLE, BARNETT,
SMITH & WILEY, P.L.L.C.
317 S. Meridian
P. O. Box 488
Puyallup, WA 98371

THE TENTH 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 308 & 603 Full Legal Description on Exhibit "A" of Document.
Assessor's Tax Parcel ID # (s): 9004610230 & 9004610420

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), 201203160373 (ninth amendment),

**TENTH 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 Limited Common Areas Garage Space Number G-2 and Garage Space Number G-6. Specifically, Lancelot S. Barker, the Owner of Unit 308, reassigns Garage Space Number G-2 and Garage Space Number G-6 to David J. Steggell and Janice A. Miller, the Owners of Unit 603.

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, all the undersigned agree that Garage Space Number G-2 and Garage Space Number G-6 should be reflected in the Declaration as a Limited Common Element assigned to Unit 603

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

1. Reassignment. The Owner of Unit 308 hereby desires for this amendment to the Declaration to reflect the transfer and reassignment of Garage Space Number G-2 and Garage Space Number G-6 to Unit 603, 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 Vice 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 June 28, 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

Shirley J. Linneman
V. Pres. PTCA Title, Date 6/28/12

David Todd
Secretary, PTCA Title, Date 6/28/12

OWNER OF UNIT 308

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

Dated 26 JUN 2012

OWNERS OF UNIT 603

David J Steggell

David J. Steggell

Janice A Miller

Janice A. Miller

Dated 6-8-12

STATE OF WASHINGTON)

) ss.

County of Pierce)

I certify that I know or have satisfactory evidence that Shirley J Lancaster is the person who appeared before me, and he/she acknowledged that he/she signed this instrument as the Vice 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 28 day of June, 2012

Kenneth E Wright

Kenneth E Wright Print Name

Notary Public in and for the State of Washington,

Residing at TACOMA WA

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 28 day of June, 2012

[Signature]

Kenneth E Wright Print Name
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 Lancelot S. Barker is the person who appeared before me, and he acknowledged that he signed this instrument as the owner of Unit 308 and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.



Dated this 26 day of June, 2012

[Signature]

Kenneth E Wright Print Name
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 J. Steggell and Janice A. Miller are the persons who appeared before me, and they acknowledged that they signed this instrument as the owners of Unit 603 and acknowledged it to be their free and voluntary act for the uses and purposes mentioned in the instrument.

Dated this 8 day of June, 2012



[Handwritten Signature]

Kenneth E Wright Print Name
Notary Public in and for the State of Washington,
Residing at 1 Acoma
My Appointment expires 03/05/2013

MORTGAGEES APPROVAL:

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

EXHIBIT A

LEGAL DESCRIPTION:

UNITS 308 AND 603 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 COUNT AUDITOR'S FILE NO. 200312095003.