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SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

RECEIVED
SKAGIT COUNTY WASHINGTON

91 AUG 15 P 1:22

AUG 15 1991

9108150048

Amount Paid \$ 20.95
By: Skagit County Treasurer Deputy
Kb

RECEIVED
REQUEST OF
James Smith
QUITCLAIM DEED

BURLINGTON NORTHERN RAILROAD COMPANY (formerly named Burlington Northern Inc.), a Delaware corporation, Grantor, for Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, conveys and quitclaims, without any covenants of warranty whatsoever and without recourse to the Grantor, its successors and assigns, to **JAMES A. SMITH** and **CINDY SEIDLER**, a partnership, of 12828 Highway 99 South, Sp. 22, Everett, Washington, Grantees, all its right, title and interest, if any, in real estate situated in the County of Skagit, State of Washington, together with all after acquired title of grantor therein, more particularly described as follows:

James Smith
Bln
9108150048

All that portion of Burlington Northern Railroad Company's (formerly Northern Pacific Railway Company) 140.0 foot wide Seattle to Sumas, Washington Branch Line right of way, now discontinued, being 50.0 feet wide on the Northeasterly side and 90.0 feet wide on the Southeasterly side of said Railroad Company's Main Track centerline as originally located and constructed and situated in Section 7, Township 33 North, Range 5 East of the Willamette Meridian, Skagit County, Washington, described as follows:

ZEN

BEGINNING at the Southeasterly corner of Lot 4 of the Assessor Plat of Sunnyside Big Lake Tracts, as recorded in Volume 9 of Plats at Page 13 of Records of Skagit County, Washington; thence N 49°39'00" E on an extension of the lot line between Lots 4 and 5 of said plat a distance of 135.6 feet, more or less, to an existing fence line, as existed on February 21st, 1991; thence N 34°53'36" W a distance of 78.91 feet along said fence to an intersection of the Northwesterly line of said Lot 4 extended N 49°39'00" E; thence S 49°39'00" W a distance of 139.5 feet to the Northeasterly corner of said Lot 4; thence S 37°48'41" E along a chord a distance of 78.88 feet, more or less, to the **POINT OF BEGINNING**.

SUBJECT, however, to all existing interests, including but not limited to all reservations, rights-of-way and easements of record or otherwise.

EXCEPTING AND RESERVING, however, unto said Grantor, its successors and assigns, all of the coal, oil, gas, casinghead gas and all ores and minerals of every kind and nature, including sand and gravel, underlying the surface of the premises herein conveyed, together with the full right, privilege and license at any and all times to explore, or drill for and to protect, conserve, mine, take, remove and market any and all such products in any manner which will not damage structures on the surface of the premises herein conveyed, together with the right of access at all times to exercise said rights.

UNOFFICIAL DOCUMENT

TO HAVE AND TO HOLD THE SAME, together with all the appurtenances thereunto belonging, to the said Grantees, their heirs and assigns, forever.

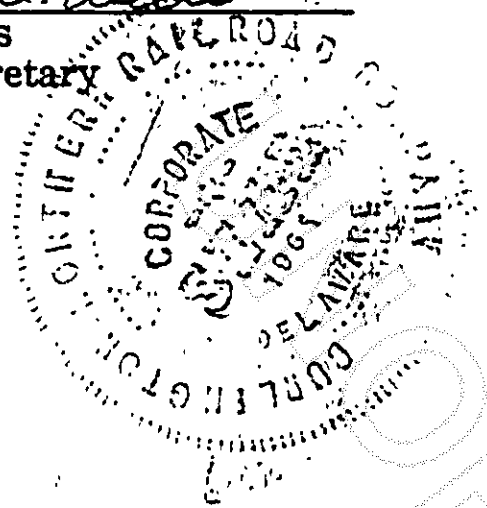
IN WITNESS WHEREOF, Burlington Northern Railroad Company has caused its corporate name to be hereunto signed by its authorized officers, and the corporate seal to be hereto affixed this 29th day of JULY, 1991.

BURLINGTON NORTHERN
RAILROAD COMPANY

BY J. H. Ilkka
J. H. Ilkka
Director - Title Services

ATTEST:

BY Anita D. Wells
Anita D. Wells
Assistant Secretary



BN 2036-100 Seattle to Sumas, WA

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