



199909150070

Kathy Hill, Skagit County Auditor
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After recording return document to:
SKAGIT COUNTY SEWER DISTRICT NO. 2
17079 STATE ROUTE 9
MOUNT VERNON, WA 98274

DOCUMENT TITLE: Partial Release of Pay-back Agreement

REFERENCE NUMBER OF RELATED DOCUMENT: 9708180058

GRANTOR (S): Skagit County Sewer District No. 2

ABBREVIATED LEGAL DESCRIPTION: "LOTS 1,2, AND 3, TOGETHER WITH LOTS 15 THROUGH 20, BLK 3 "PLAT OF RESERVE ADDITION TO THE TOWN OF MONTBORNE

ADDITIONAL LEGAL DESCRIPTION: See "Exhibit A"

**PARTIAL RELEASE
OF
PAY-BACK AGREEMENT**

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS; Skagit County Sewer District No. 2, a municipal corporation of the State of Washington, located in Skagit County, Washington (hereinafter called "District") entered into a Pay-Back Agreement (hereinafter called "Agreement") with LRDTD Johnson Partnership (hereinafter called "Developer"), which instrument was recorded August 18, 1997 under Skagit County Auditor's File No. 9708180058, and

WHEREAS; said Agreement provided that, for a period of ten (10) years from the date of the Agreement, the District would, upon request of any of the owner's of property described therein to connect to the aforementioned sewer system, collect the connection charge disclosed therein on behalf of the Developer in accordance with the Agreement and reimburse and pay over said amount to the Developer, and

WHEREAS; one of the owners has requested connection and paid to the District any and all amounts due and owing under the Agreement,

NOW, THEREFORE, the District does hereby release and discharge from the lien of said Agreement the following described property, to wit:

As attached hereto as Exhibit "A"

But this release shall not impair the line of the Agreement as to the lands therein described but not released herein.

SKAGIT COUNTY SEWER DISTRICT NO. 2

Matthew S. Ebeling
President/Commissioner

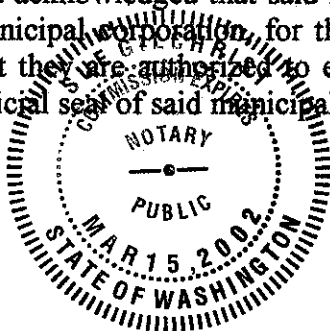
Eugene W. Johnson
Commissioner

Robert S. Jonkheer
Commissioner

STATE OF WASHINGTON))SS
COUNTY OF SKAGIT)

I, the undersigned, a notary public in and for the State of Washington, hereby certify that on this 9th day of September, 1999, personally appeared before me Walter S. Ebeling, Eugene W. Johnson and Robert G. Jonkheer

To me known to be the President, Secretary and Commissioner of the Skagit County Sewer District No. 2, the municipal corporation that executed the foregoing instrument and acknowledged that said instrument to be the free and voluntary act and deed of said municipal corporation, for the used and purpose therein mentioned, and on oath stated that they are authorized to execute the said instrument and that the seal affixed is the official seal of said municipal corporation.



Sue Michrist
Notary Public in and for the State of Washington
Residing at Burlington



"EXHIBIT A"

(PAYBACK AMOUNT HAS BEEN PRO-RATED BETWEEN AREAS B1 AND B2 AS INDICATED ON THE ATTACHED MAP. THE TOTAL ARE OF B1 AND B2 IS DESCRIBED AS FOLLOWS.)

BASED ON A RECORD OF SURVEY FILED IN VOLUME 15 OF SURVEYS, PAGE 35, (AF#9311160042) RECORDS OF SKAGIT COUNTY, WASHINGTON

PARCEL "A"

THAT PORTION OF THE 100 FOOT WIDE RAILROAD RIGHT-OF-WAY, COMMONLY KNOWN AS THE NORTHER PACIFIC RAILWAY (AND ORIGINALLY CONVEYED TO THE SEATTLE LAKE SHORE AND EASTERN RAILWAY) LYING EASTERLY OF LINE "RR" DESCRIBED BELOW AND LYING SOUTHEASTERLY OF THE SOUTHWESTERLY EXTENSION OF THE NORTHWESTERLY LINE OF LOT 15, BLOCK 3, "PLAT OF THE RESERVE ADDITION TO MONTBORNE". AS PER PLAT RECORDED IN VOLUME 2 OF PLATS, PAGE 59, RECORDS OF SKAGIT COUNTY, WASHINGTON, AND LYING NORTHERLY OF THE CENTERLINE OF ALDER STREET EXTENDED WESTERLY; TOGETHER WITH LOTS 15 THROUGH 20, INCLUSIVE OF SAID BLOCK 3; TOGETHER WITH THOSE PORTIONS OF VACATED ALDER AND DIVISION STREETS WHICH HAVE REVERTED THERETO BY OPERATION OF LAW.

PARCEL "B"

LOTS 1,2 AND 3, BLOCK 3, "PLAT OF RESERVE ADDITION TO THE TOWN OF MONTBORNE", IN SKAGIT COUNT, WASHINGTON, AS PER PLAT RECORDED IN VOLUME 2 OF PLATS, PAGE 59, RECORDS OF SKAGIT COUNTY, WASHINGTON.

TOGETHER WITH THOSE PORTIONS OF DIVISION STREET VACATED BY COMMISSIONERS' ORDER FILED IN AF#8412050012 AND AF#8607210128.

THE DESCRIPTION IN ITEM 64, CAUSE NO. 91-2-00070-3 SAYS "LOTS 13 THROUGH 20" LOTS 13 AND 14 ARE ALSO INCLUDED IN ITEM 63 OF SAID CAUSE AND IT IS MY (SURVEYOR'S) UNDERSTANDING FROM DISCUSSIONS WITH THE PARTIES INVOLVED THAT ITEM 64 SHOULD HAVE READ "LOTS 15 THROUGH 20".

LINE "RR"

BEGIN AT A POINT ON THE NORTH LINE OF THE SOUTH ½ OF GOVERNMENT LOT 6 OF SECTION 6, TOWNSHIP 33 NORTH, RANGE 5 EAST, W.M., WHICH IS MIDWAY BETWEEN THE CENTERLINE OF THE ORIGINAL 100-FOOT WIDE RIGHT-OF-WAY OF THE SEATTLE LAKE SHORE AND EASTERN RAILWAY AND THE CENTERLINE OF THE LAST MAINLINE TRACT OF THE NORTHERN PACIFIC RAILWAY AS IT EXISTED IN 1970; THENCE NORTHERLY ON A LINE DRAWN MIDWAY BETWEEN THE CENTERLINE OF THE ORIGINAL 100 FOOT WIDE RIGHT-OF-WAY AND THE CENTERLINE OF THE ABOVE DESCRIBED MAINLINE TRACK TO THE POINT OF INTERSECTION OF SAID CENTERLINE, SAID POINT BEING THE TERMINUS OF THIS LINE DESCRIPTION.



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