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Skagit County Auditor

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Document Title:

Amendment to Agreement
Mutual Easement & Covenants

Reference Number :

9402150001
Re-Record 9402080044
 additional grantor names on page ___

Grantor(s):

1. Spink, Richard
2. Spink, Ann L
Buggia, Thomas

additional grantee names on page ___

Grantee(s):

1. Public
- 2.

Abbreviated legal description:

full legal on page(s) ___

Lots A-D Sp11-8.5 Vol 7 Pg 78 GL4 7-364
etal

Assessor Parcel / Tax ID Number:

additional tax parcel number(s) on page ___

P 49367

**Amendment to the Spink Buggia Agreement
Mutual Easements and Covenants**

THIS AGREEMENT is made this 6th day of March 2002 between RICHARD C. SPINK AND ANN L. SPINK, husband and wife Grantors and THOMAS BUGGIA, Grantee.

Grantors are the owners in fee simple of real property located in Alger, Skagit County Washington, more particularly described as follows:

The North 1/2 by area of the following described tract:

The Northwest 1/4 of the Northeast 1/4 and the Northeast 1/4 of the Northwest 1/4 of Section 18, Township 36 North, Range 4 East, W.M.,

EXCEPT road AND EXCEPT the West 700 feet of the East 720 feet of the North 440 feet of said Northwest 1/4 of the Northeast 1/4, AND ALSO EXCEPT that portion deeded to Skagit County for road by deed recorded September 28, 1964, under Auditor's File No. 656409.

AND ALSO the entire portion of the South 20 feet of the Southeast 1/4 of the Southeast 1/4 of Section 7, Township 36 North, Range 4 East, W.M., lying West of County road as established on October 13, 1915, ALSO that portion of the South 20 feet of the Southwest 1/4 of the Southeast 1/4 of Section 7, Township 36 North, Range 4 East, W.M., lying East of the Great Northern Railway right of way.

EXCEPTING from all of the property above described, that portion conveyed to the State of Washington by deeds filed May 10, 1962 and April 17, 1967, under Auditor's File Nos. 621365 and 697553.

Grantee is owner in fee of certain other real property more particularly described as:

Parcel A:

Lots A, B, C and D of Short Plat No. 11-85 approved March 10, 1986, and recorded March 11, 1986 in Volume 7 of Short Plats, page 78 under Auditor's File No. 8603110018 being a portion of Government Lot 4 in Section 7, Township 36 North, Range 4 East, W.M.

TOGETHER WITH a non-exclusive easement for ingress, egress and utilities over Patrick Lane as shown on the face of said Short Plat

Situate in the County of Skagit, State of Washington

Parcel B:

That portion of Government Lot 3, Section 7, Township 36 North, Range 4 East, W.M. lying south of the Alger-Lake Samish Road No 277, as conveyed to Skagit County by Deed dated December 10, 1963, recorded December 10, 1963 under Auditor File No. 644118, and East of the East line of Primary State Highway No. 1.



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Situate in the County of Skagit, State of Washington.

Now therefore in consideration of the mutual easements and covenants exchanged herein, the parties agree as follows:


- 1) The grantors hereby grant, assign and covenant to the Grantee: as follows:
 - A. Grantee is granted a perpetual construction easement from the Southeast corner of his property (described above, Lot D). This 20 foot easment shall follow the East property line of Lot 3 SP#96-063 (recorded 4/1/98) South 200 feet to the terminus of Patrick Ln. Grantee will be allowed to use Patrick Ln North back to grantee's lot D, SP #11-85. (See Exhibit A) This construction easment is intended to serve the grantee for the purpose moving fill or other construction equipment for the construction of the mini-storage facility. Grantee will be responsible for the maintenance of the entire road easment during construction. Grantor will be notified prior to construction to clear any obstacles possibly blocking the easment.
 - B. Grantee agrees to relinquish any and all rights to the water wells #1 and #2 from the previous agreement. This includes the wellhead protection areas, as well as the waterline easements from grantors property.
- 2) Grantee hereby grants, assign and covenant to the Grantors as follows:
 - A. Grantee grants to Grantors a perpetual easement over and across the 60-foot right-of-way within their property known as Patrick Lane for ingress and egress.
- 3) Grantors and Grantee mutually agree and covenant the following:
 - A. Except as granted herein, each party shall continue to have the full use and enjoyment of its property. Road easements are given for the sole purpose of ingress and egress and are not to be construed as exclusive.
 - B. The easements and covenants described herein shall run with the land and shall be binding on all parties having or acquiring any right, title or interest in the lands described herein or any part thereof, and shall inure to the benefit of each owner thereof.

IN WITNESS WHEREOF, the parties hereto have duly executed this agreement.


RICHARD C. SPINK, Grantor


ANN L. SPINK, Grantor


THOMAS BUGGIA, Grantee


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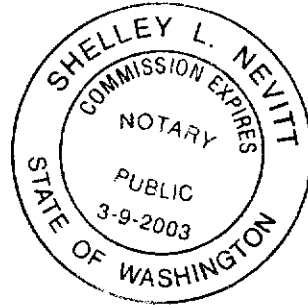
STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Richard C. Spink
is/are the person(s) who appeared before me, and said person(s) acknowledged that
(he/she/they) signed this instrument and acknowledged it to be (his/her/their) free and
voluntary act for the uses and purposes mentioned in the instrument.

Dated: 3-6-02

Signature: _____
(print)

Shelley L. Nevitt



SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

MAR 06 2002

Amount Paid \$ 0
Skagit County Treasurer
By: _____ Deputy



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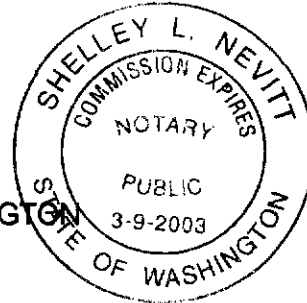
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STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Ann L. Spink
is/are the person(s) who appeared before me, and said person(s) acknowledged that
(~~he/she/they~~) signed this instrument and acknowledged it to be (~~his/her/their~~) free and
voluntary act for the uses and purposes mentioned in the instrument.

Dated: 3-6-02
Signature: Shelley L. Nevitt
(print name) Shelley L. Nevitt

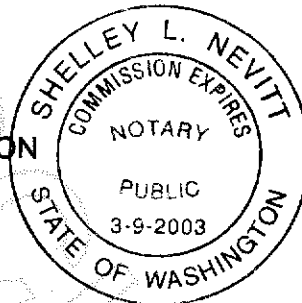


NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
My appointment expires 3-9-2003

STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Thomas Buggia
is/are the person(s) who appeared before me, and said person(s) acknowledged that
(~~he/she/they~~) signed this instrument and acknowledged it to be (~~his/her/their~~) free and
voluntary act for the uses and purposes mentioned in the instrument.

Dated: 3-6-02
Signature: Shelley L. Nevitt
(print name) Shelley L. Nevitt



NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
My appointment expires 3-9-2003



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