



200207160084

Skagit County Auditor

7/16/2002 Page 1 of 4 11:47AM

After recording return document to:

State of Washington
Department of Transportation
Real Estate Services Office
P.O. Box 47338
Olympia, WA 98504-7338

Document Title: Temporary Easement

Reference Number of Related Document: N/A

Grantor(s): Clear Valley, L.L.C.

Grantee: State of Washington

Legal Description: Ptn of the NE 1/4 of the SE 1/4 of Section 15, T34N, R4E, WM

Additional Legal Description is on Page(s) 4 of Document

Assessor's Tax Parcel Number(s): P24890 (340415-4-000-0001)

TEMPORARY EASEMENT

FIRST AMERICAN TITLE CO.

66145

State Route 538, Mt. Vernon Vicinity

The Grantor, CLEAR VALLEY, L.L.C., a Washington limited liability company, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS, and other valuable consideration, conveys and warrants unto the **STATE OF WASHINGTON**, and its assigns, a Temporary Easement over, under, upon and across the hereinafter described lands for the purpose of constructing an adjoining drainage facility, to the same extent and purpose as if the rights herein granted had been acquired under Eminent Domain statutes of the State of Washington.

The temporary rights herein granted shall terminate on March 15, 2007.

Said lands being situated in Skagit County, State of Washington, and described as follows:

See Exhibit A attached hereto and made a part hereof.

TEMPORARY EASEMENT

It is understood and agreed that delivery of this Temporary Easement is hereby tendered and that the terms and obligations hereof shall not become binding upon the State of Washington unless and until accepted and approved hereon in writing for the State of Washington, Department of Transportation, by the Director of Real Estate Services.

Dated 6-17-02, 2002

CLEAR VALLEY, L.L.C.,
a Washington limited liability company

By: *Loren Korthuis*
LOREN KORTHUIS, Manager

Accepted and Approved:

STATE OF WASHINGTON
Department of Transportation

By: *Gerald L. Gallinger*
Gerald L. Gallinger
Director, Real Estate Services

Date: *July 15, 2002*

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

JUL 16 2002

Amount Paid \$
Skagit Co. Treasurer
By *[Signature]* Deputy



TEMPORARY EASEMENT

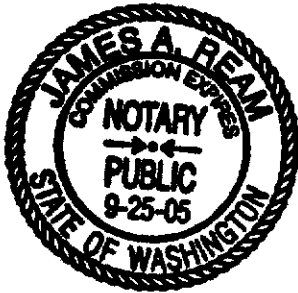
STATE OF WASHINGTON)

: ss.

County of Skagit)

On this 17th day of June, 2002, before me personally appeared LOREN KORTHUIS, to me known to be the Manager of CLEAR VALLEY, L.L.C., a Washington limited liability company, that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said limited liability company, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

GIVEN under my hand and official seal the day and year last above written.



James A. Ream
Notary (print name) James A. Ream
Notary Public in and for the State of Washington,
residing at Everett
My Appointment expires 09-25-05



TEMPORARY EASEMENT

EXHIBIT A

Tract 1: All that portion of the hereinafter described PARCEL "A" lying within a tract of land beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 229+75 on the SR 538 line survey of SR 538, Mt. Vernon Vicinity, and 30 feet northeasterly therefrom; thence northeasterly to a point opposite said HES 229+75 and 55 feet northeasterly therefrom; thence southeasterly parallel with said line survey to a point opposite HES 229+90 thereon; thence southwesterly to a point opposite said HES 229+90 and 30 feet northeasterly therefrom; thence northwesterly to the point of beginning.

Tract 2: All that portion of the hereinafter described PARCEL "A" lying within a tract of land beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 230+10 on the SR 538 line survey of SR 538, Mt. Vernon Vicinity, and 30 feet northeasterly therefrom; thence northeasterly to a point opposite said HES 230+10 and 55 feet northeasterly therefrom; thence southeasterly parallel with said line survey to a point opposite HES 230+25 thereon; thence southwesterly to a point opposite said HES 230+25 and 30 feet northeasterly therefrom; thence northwesterly to the point of beginning.

PARCEL "A"

The northeast quarter of the southeast quarter of Section 15, Township 34 North, Range 4 East, W.M., lying northerly of that right-of-way of State Highway No. 538, as delineated on Washington State Highway Map No. 292, Book 89, File 151, Sheet #2, dated June 1919, more commonly known as College Way; EXCEPT therefrom mineral rights reserved by W.M. Lindsey and Emma Lindsey, husband and wife, by Deed dated May 19, 1898, and recorded June 30, 1898, as Auditor's File No. 28646, in Volume 34 of Deeds, Page 392.

The lands herein described contain an area of .02 acres, more or less, the specific details concerning all of which are to be found in that certain map of definite location now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval April 28, 1972, revised December 7, 2001.

Reviewed:

John Koutler 6-17-02
Date



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