



200706140083

Skagit County Auditor

6/14/2007 Page

1 of

6 1:54PM

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: Easement*

*Reference Number of Related Document: N/A*

*Grantor(s): Samish Indian Nation*

*Grantee: State of Washington, Department of Transportation*

*Legal Description: Ptn of Blocks 8, 9 & 11 of Vac. Carlyle's Addition To Fidalgo City, Wn., Vol. 2 of Plats, pg. 3, tgw ptns of Vac. 12th St., 13th St., Washington Ave., Lincoln Ave. and Lake Ave., all being ptn of Govt Lots 1 & 2, Section 18, T34N, R2E, WM*

*Additional Legal Description is on Pages(s) 4, 5 & 6 of Document.*

*Assessor's Tax Parcel Number: 340218-0-015-0001 (P20474); 340218-0-015-0300 (P118013)*

FIRST AMERICAN TITLE CO.

EASEMENT

89535

State Route 20, S. Campbell Lake Rd. to Gibraltar Rd. Vic.

The Grantor, The SAMISH INDIAN NATION, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS, and other valuable consideration, hereby conveys and grants unto the **State of Washington, Department of Transportation**, and its assigns, an easement over, under, upon and across the hereinafter described lands for the purpose of construction, operation and maintenance of a Road Improvement Project in order to grade, level, fill, drain, pave, build, maintain, repair and rebuild a public road in the vicinity of State Route 20, S. Campbell Lake Rd. to Gibraltar Rd. Vic.

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

For legal description and additional conditions,  
see Exhibit A attached hereto and made a part hereof.

## EASEMENT

It is understood and agreed that delivery of this 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 its Director of Real Estate Services.

Date: March 28th, 2007

The SAMISH INDIAN NATION

By: [Signature]

Its: Tribal Chairman

By: \_\_\_\_\_

Its: \_\_\_\_\_

2782

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

JUN 14 2007

Amount Paid \$0  
Skagit Co. Treasurer  
By mem Deputy

Accepted and Approved

STATE OF WASHINGTON  
Department of Transportation

By: [Signature]

Gerald L. Gallinger  
Director, Real Estate Services

Date: June 12, 2007



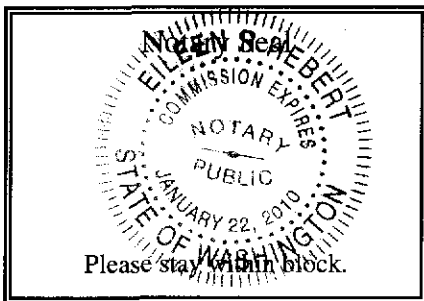
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**EASEMENT**

STATE OF WASHINGTON )  
 : ss.  
County of Skagit )

On this 28<sup>th</sup> day of March, 2007, before me personally appeared Thomas David Wooten and \_\_\_\_\_, to me known to be the Tribal Chairman and \_\_\_\_\_, respectively, of the SAMISH INDIAN NATION that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of such party for the uses and purposes therein mentioned.

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



Eileen R. Hebert  
Notary (print name) Eileen R. Hebert  
Notary Public in and for the State of Washington,  
residing at Pracortes  
My Appointment expires Jan 22, 2010



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## EASEMENT

### EXHIBIT A

All that portion of the hereinafter described TRACT "X" lying northwesterly of a line beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 247+00 on the SR 20 line survey of SR 20, S. Campbell Lake Rd. to Gibraltar Rd. Vic., and 130.00 feet southeasterly therefrom; thence northeasterly parallel with said SR 20 line survey to a point opposite HES 251+92.75 thereon; thence northeasterly to a point opposite HES 253+80 on said line survey and 45 feet southeasterly therefrom; thence northeasterly to a point opposite HES 254+08± on said line survey and 46.15 feet southeasterly therefrom, said point being on the northerly boundary of Parcel B of said TRACT "X"; thence northeasterly to a point opposite HES 255+11.61 on said line survey and 50.48 feet southeasterly therefrom; thence northeasterly to a point opposite HES 257+40 on said line survey and 60 feet southeasterly therefrom; thence northeasterly to a point opposite HES 260+10.08 P.C. on said line survey and 108 feet southeasterly therefrom; thence northeasterly to a point opposite HES 261+86.46 on said line survey and 63.10 feet southeasterly therefrom and the end of this line description.

### TRACT "X"

### PARCEL A:

That portion of vacated "CARLYLE'S ADDITION TO FIDALGO CITY, WN.", as recorded in Volume 2 of Plats, page 3, records of Skagit County, TOGETHER WITH that portion of vacated Lake Avenue, if any, that has reverted thereto by operation of law, described as follows:

Beginning on the southeasterly line of State Highway 20, (shown as "Permanent Highway No. 18" on a Washington State Department of Transportation right-of-way plan dated June 1932 on Sheet 1 of 3) 200 feet west of the center line of Lincoln Avenue; thence south to a point of intersection with the south line of 13th Street as platted in said Addition produced west; thence east to the center line of Lincoln Avenue; thence north to the southeasterly line of State Highway 20; thence southwesterly along the southeasterly line of Highway 20 to the point of beginning; ALSO, vacated Lots 21 to 30 inclusive and Lot 31 in Block 8, vacated, of "CARLYLE'S ADDITION TO FIDALGO CITY, WN.", as per plat recorded in Volume 2 of Plats, page 3, of the records of Skagit County; TOGETHER WITH the east half of vacated Lincoln Avenue adjoining;



## EASEMENT

### TRACT "X" (continued)

TOGETHER WITH a non-exclusive easement for ingress, egress, vehicular and pedestrian travel and for utilities, over, along, under and across an existing access road, the same being 20 feet in width and the center line of which is described as beginning at the intersection of the south line of Highway 20 and the east line of vacated Lot 24, Block 9, all vacated of "CARLYLE'S ADDITION TO FIDALGO CITY, WN."; thence running easterly 300 feet, more or less, to the center line of vacated Lincoln Avenue in said addition, the same being the west line of property hereinabove described.

### PARCEL B

That portion of Government Lot 2, Section 18, Township 34 North, Range 2 East, W.M., lying within the following described tract:

Vacated Blocks 9 and 10 of "CARLYLE'S ADDITION TO FIDALGO CITY", as per plat recorded in Volume 2 of Plats, page 3, records of Skagit County, Washington; TOGETHER WITH those portions of the following named vacated streets, which have reverted thereto by operation of law: 12th Street, Lincoln Avenue, 13th Street, Washington Avenue and Lake Avenue;

EXCEPT FROM SAID TRACT the four following described parcels:

1. That portion thereof conveyed to John L. Sullivan by Deed recorded under Auditor's File No. 8206180069 and re-recorded under Auditor's File No. 9101100012.
2. That portion thereof conveyed to Mary Jane Awes, et vir, by Deed recorded under Auditor's File No. 8206100003.
3. That portion thereof lying within the right-of-way for Permanent Highway No. 18 as conveyed to Skagit County by Auditor's File No. 251879,
4. That portion thereof, if any, lying northwesterly of the southeasterly line of the right-of-way for State Highway No. 20 (shown as "Permanent Highway No. 18" on a Washington State Department of Transportation right-of-way plan dated June 1932 on Sheet 1 of 3).



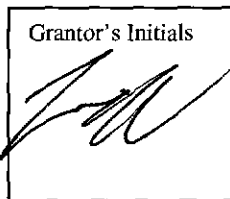
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## EASEMENT

TRACT "X"  
(continued)

The lands herein described contain an area of 30,798 square feet, 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 September 5, 2006.



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