



Skagit County Auditor \$151.00
2/5/2018 Page 1 of 4 1:46PM

RETURN ADDRESS:
Puget Sound Energy, Inc.
ATTN: Real Estate/Right-of-Way
1660 Park Lane
Burlington, WA 98233

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

FEB 05 2018

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

PSE PUGET SOUND ENERGY

GUARDIAN NORTHWEST TITLE CO.
ACCOMMODATION RECORDING ONLY

AMENDMENT OF EASEMENT AND CONFIRMATION AGREEMENT

m10109

REFERENCE #: 200705030057
GRANTOR (Owner): HANSELL/MITZEL, LLC
GRANTEE (PSE): PUGET SOUND ENERGY, INC.
SHORT LEGAL: TRACT 1B HIGHLANDS GREENS Div. 1 Ph. A &
PARCEL C BLA No. LU05-095 (SE09-34N-04E)
ASSESSOR'S PROPERTY TAX PARCEL: P131952 (6018-000-999-0000) &
P124127 (340409-4-005-0800)

This Amendment of Easement and Confirmation Agreement ("Agreement" herein) is made and entered into this 29th of January, 2018, by and between **HANSELL/MITZEL, LLC**, a Washington limited liability company ("Grantor"), and **Puget Sound Energy, Inc.**, a Washington corporation ("PSE").

PSE is the holder of certain perpetual easement rights pursuant to those certain easements (the "Easement") from **HANSELL/MITZEL, LLC**, a Washington limited liability company and **HIGHLAND GREENS SENIOR APARTMENT LLC**, a Washington limited liability company, dated **May 3, 2007** and recorded under Auditor File Number **200705030057**, in the Real Property Records of Skagit County, Washington. The Grantor herein is the present owner of the real property described in **Exhibit "A"** attached hereto and by this reference made a part hereof which is a portion of the property encumbered by said easement. The Grantor herein and PSE wish to clarify certain matters regarding the above mentioned easement.

NOW, THEREFORE, for and in consideration of good and valuable consideration in hand paid, the parties hereto confirm and agree as follows:

Section 1. The Easement, as granted in **MAY 2007**, as hereinafter amended, remains in full force and effect.

Section 2. The legal description of the Easement Area lying within the property described in said Exhibit "A" only is hereby amended as follows:

EASEMENT NO. 1: ALL STREETS AND ROAD RIGHTS-OF-WAY (BOTH PRIVATE AND PUBLIC) AS NOW OR HEREAFTER DESIGNED, PLATTED, AND/OR CONSTRUCTED WITHIN THE ABOVE DESCRIBED PROPERTY. (WHEN SAID STREETS AND ROADS ARE DEDICATED TO THE PUBLIC, THIS CLAUSE SHALL BECOME NULL AND VOID.)

NO COMPENSATION PAID

EASEMENT No. 2: A RIGHT OF WAY TEN (10) FEET IN WIDTH WITH FIVE (5) FEET ON EACH SIDE OF A CENTERLINE DESCRIBED AS FOLLOWS: **THE CENTERLINE OF GRANTEE'S FACILITIES AS NOW CONSTRUCTED, TO BE CONSTRUCTED, EXTENDED OR RELOCATED LYING WITHIN THE ABOVE DESCRIBED REAL PROPERTY, EXCEPT WITHIN EASEMENT AREA No. 1.**

This easement description may be superseded at a later date with a surveyed description provided at no cost to Grantee.


Section 3. This Agreement shall be binding upon and inure to the benefit of Successors and Assignees of both parties.

IN WITNESS WHEREOF, the parties have executed and delivered this Agreement as of the day and year first set forth above.

GRANTOR:

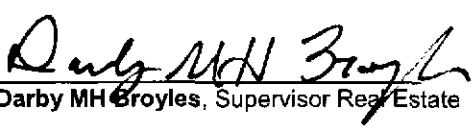
HANSELL/MITZEL, LLC,
a Washington limited liability company

BY:


Daniel R. Mitzel, Managing Member

PUGET SOUND ENERGY, INC.,
a Washington corporation

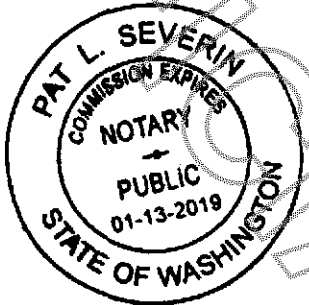
By:


Darby MH Croyles, Supervisor Real Estate

STATE OF WASHINGTON)
) SS
COUNTY OF SKAGIT)

On this 29th day of January, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared **Daniel R. Mitzel**, to me known to be the person who signed as **Managing Member**, of **HANSELL/MITZEL, LLC**, the limited liability company that executed the within and foregoing instrument, and acknowledged said instrument to be his free and voluntary act and deed and the free and voluntary act and deed of said **HANSELL/MITZEL, LLC** for the uses and purposes therein mentioned; and on oath stated that he was authorized to execute the said instrument on behalf of said **HANSELL/MITZEL, LLC**.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



[Signature]
(Signature of Notary)

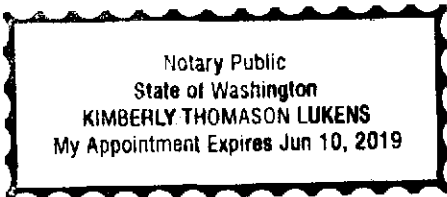
PAT L SEVERIN
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State of Washington, residing at MANITVERNO, WA
My Appointment Expires: 1/13/19

Notary seal, text and all notations must be inside 1" margins

STATE OF WASHINGTON)
) SS
COUNTY OF SKAGIT)

On this 29th day of January, 2018, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared **Darby MH Broyles**, to me known to be the person who signed as **Supervisor Real Estate** of Puget Sound Energy, Inc., the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be her free and voluntary act and deed and the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned; and on oath stated that she was authorized to execute the said instruction on behalf of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.



[Signature]
(Signature of Notary)

Kimberly Thomason Lukens
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State of Washington, residing at SKAGIT
My Appointment Expires: 6-10-2019

Exhibit "A"
(Real Property Description)

TRACT 1B OF HIGHLAND GREENS DIVISION 1 PHASE A, A PLANNED UNIT DEVELOPMENT, No. LU04-093, ACCORDING TO THE PLAT THEREOF RECORDED MAY 22, 2014 UNDER AUDITOR'S FILE No. 201405220062, RECORDS OF SKAGIT COUNTY, WASHINGTON; AND

PARCEL C OF MOUNT VERNON BOUNDARY LINE ADJUSTMENT No. LU05-095, RECORDED DECEMBER 14, 2005 UNDER AUDITOR'S FILE No. 200512140111, RECORDS OF SKAGIT COUNTY, WASHINGTON.