

8405310052

WARRANTY DEED

FILED FOR RECORD AT
REQU.

TICOR TITLE INSURANCE
2221 Riverside Drive, Mount Vernon, WA

6-00
H-71747

KNOW ALL MEN BY THESE PRESENTS, That the Grantors Fred Eldridge and Mabel Eldridge, husband and wife; Marvin H. Backstrom and Donna M. Backstrom, husband and wife; and Michael D. Shields and Elaine B. Shields, husband and wife, for and in consideration of the sum of ten dollars (\$10.00), and other valuable considerations, hereby convey and warrant to the State of Washington the following described real estate situated in Skagit County, in the State of Washington, to the same extent and purpose as if the rights herein granted had been acquired under Eminent Domain statute of the State of Washington:

A tract of land in Section 17, Township 35 North, Range 11 East, W.M. described as follows:

Beginning at the northwest corner of said Section 17; thence S. 0°27'50"E along the west line of said Section 17 a distance of 461.08 feet to a point on the northerly line of the hereinafter described easement; thence along said easement line N. 59°21'20"E a distance of 214.50 feet; thence N. 69°34'10"E along said easement line a distance of 67.47 feet to the true point of beginning; thence N. 69°34'10"E along said easement line a distance of 110.76 feet; thence N. 86°03'20"E along said easement line a distance of 10.31 feet to the westerly right-of-way line of the Rockport-Cascade County Road; thence N. 25°06'30"W along said right-of-way line a distance of 245 feet more or less to the left bank of the Cascade River; thence westerly along the left bank of the Cascade River to a line that is 120 feet from and parallel to the westerly right-of-way line of said county road; thence S. 25°06'30"E along said line a distance of 240 feet more or less to the true point of beginning.

Together with a non-exclusive perpetual easement for the construction, operation and maintenance of a water pipeline, electrical utilities and necessary appurtenances over, across and under the following:

A strip of land 100 feet in width being 25 feet on the left and 75 feet on the right of the following described line:

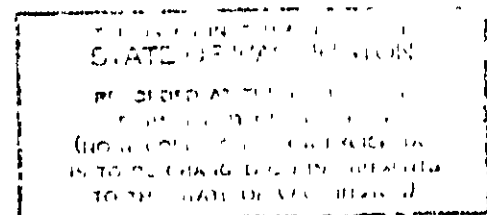
Beginning at a point on the west line of Section 17, Township 35 North, Range 11 East, W.M. which point lies S. 0°27'50"E of the northwest corner of said section a distance of 490.00 feet; thence N. 59°21'50"E a distance of 226.80 feet; thence N. 69°34'10"E a distance of 172.37 feet; thence N. 86°03'20"E a distance of 26.98 feet to the westerly right-of-way line of the Rockport-Cascade County Road as it exists on December 30, 1983.

It is understood and agreed between the parties that:

- 1) The easement described herein is non-exclusive and grantors reserve the right to utilize the easement area in a manner not inconsistent with the uses and purposes as set forth herein.
- 2) No permanent, above ground, structures will be allowed to be constructed in the easement area.
- 3) Once the pipeline construction is completed the easement area will be leveled and seeded with natural pasture grasses.
- 4) Grantor's access from one part of their remainder thru the easement area to the other will not be restricted, and it is hereby understood that Grantor shall have perpetual livestock and vehicle access over the southerly portion of the lands conveyed herein.
- 5) Grantee, agents, contractors or assigns will be allowed unrestricted access thru the easement area for construction, operation and maintenance purposes.
- 6) Nothing in this conveyance shall be construed to alter or diminish the rights previously granted under easement for dike purposes recorded May 27, 1963, under Auditor File No. 636501.

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REQUIREMENT

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It is understood and agreed that the delivery of this deed 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 Fisheries by the Director of Fisheries or his designee.

Dated this 16th day of July, 1984.

Accepted and approved 5/25/84

STATE OF WASHINGTON
Department of Fisheries

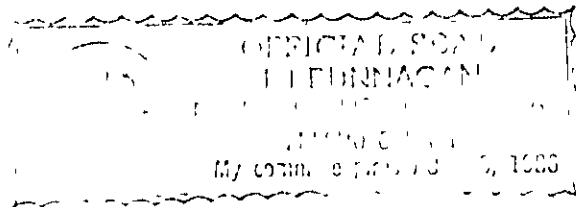
BY [Signature]

Michael D. Shields
Elaine B. Shields
Marvin H. Backstrom
Donna M. Backstrom
Mable Eldridge
Fred Eldridge

STATE OF CALIFORNIA)
County of Tulare) ss.

I, the undersigned, a notary public in and for the State of California, hereby certify that on this 16th day of May personally appeared before me Michael D. Shields and Elaine B. Shields, to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

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



[Signature]
Notary Public in and for the state of California residing at Durham, Calif

STATE OF WASHINGTON)
County of SKAGIT) ss.

I, the undersigned, a notary public in and for the State of Washington, hereby certify that on this 23rd day of MAY 1984 personally appeared before me Fred Eldridge and Mabel Eldridge to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

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

[Signature]
Notary Public in and for the state of Washington residing at Olympia

STATE OF WASHINGTON)
County of SKAGIT) ss.

I, the undersigned, a notary public in and for the State of Washington, hereby certify that on this 23rd day of May 1984 personally appeared before me Marvin H. Backstrom and Donna M. Backstrom, to me known to be the individuals described in and who executed the foregoing instrument, and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

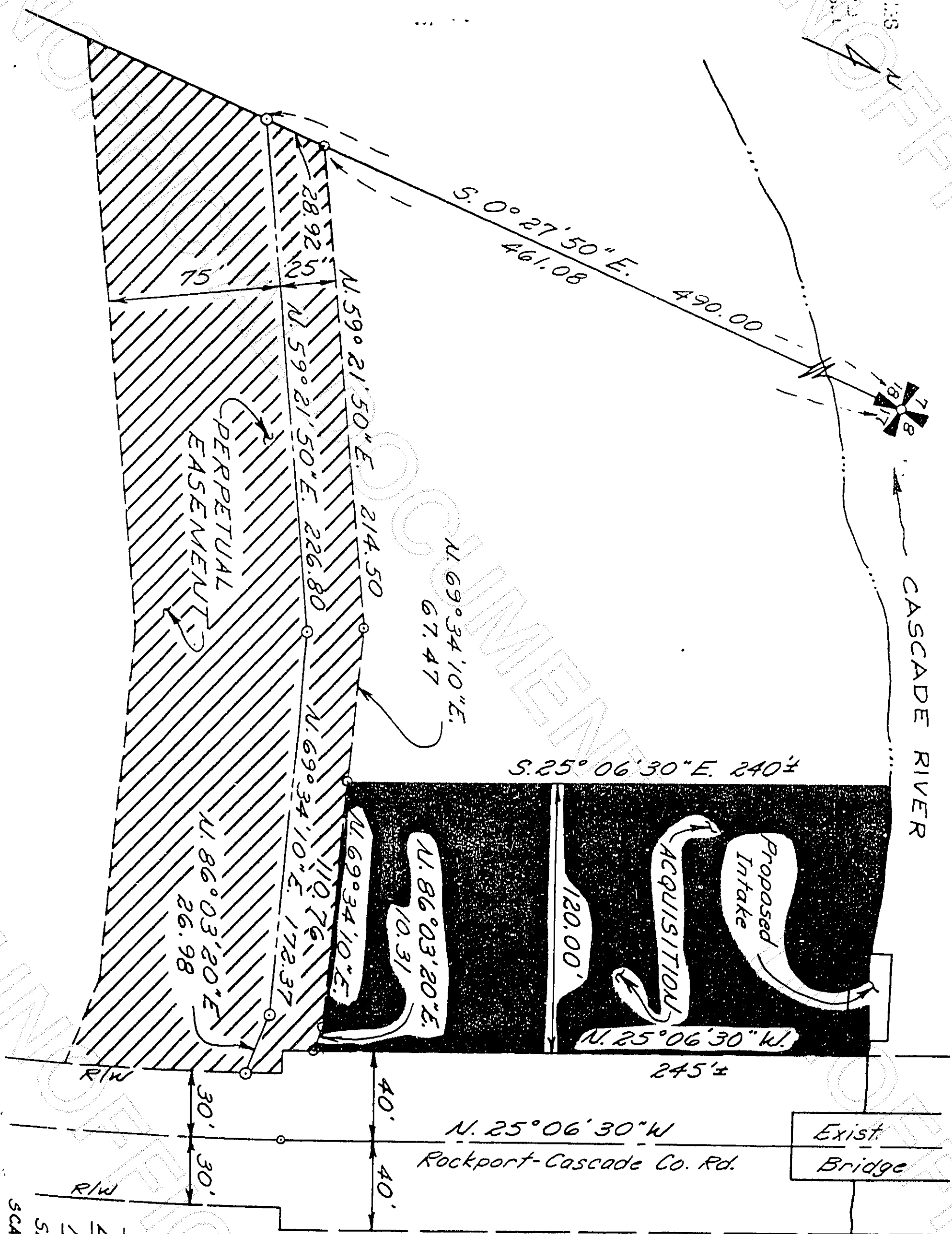
Given under my hand and official seal the day and year last above written.

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[Signature]
Notary Public in and for the state of Washington residing at Olympia

UNOFFICIAL

490.00
S. 0° 27' 50" E.
461.08



CASCADE RIVER



S. 25° 06' 30" E. 240'±

Exist. Bridge

N. 25° 06' 30" W
Rockport-Cascade Co. Rd.

R/W 30' 30' 40' 40'

DEPT. OF FISHERIES
SKAGIT HATCHERY
CASCADE RIVER
INTAKE
PROPERTY AND
EASEMENT
ACQUISITION

SEC. 17, T35N, R11E, W1W.
SCALE 1" = 50' SCJ 12/83

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