

FILED FOR RECORD AT
REQUEST OF:
TICOR TITLE INSURANCE
2221 Riverside Drive, Mount Vernon, WA

85 APR 15 1985

REQUEST OF _____

AGREEMENT REGARDING USE OF WELL AND EASEMENT

8504150048

The Grantors, R. K. GORDON and JEANNINE O. GORDON, husband and wife, of 1057 Persons Road, Mount Vernon, Washington, for and in consideration of the sum of ONE DOLLAR (\$1.00) and the purchase by Grantees of a portion of Grantors' property, hereby grant, sell, convey and deliver to DAVID^{F.} ASHBACH and KIM M. ASHBACH, husband and wife, of 489 Carolina Street, Anacortes, Washington, Grantees, a non-exclusive, perpetual and irrevocable easement and right of way for installation, construction, maintenance, repair and replacement of water pipeline or lines, together with the right to connect to an existing drilled well and to withdraw water therefrom, up to one-half of the production of said well, for domestic use, irrigation and watering of livestock purposes, subject to the responsibility of sharing equally with the Grantor the cost of maintenance, operation repair, and replacement of said well, well parts, pump, pressure tank, fittings and accessories, over, along, under and across property situated in Skagit County, Washington, and described as follows:

Location of Well:

Commencing at the South Quarter corner of Section 19, Township 35 North, Range 3 East W.M., thence North 89°16'17" East 405.58 feet along the South line of said Section; thence North 1°24' West 64 feet to well site, with the easement area to be a circle with a radius of six feet (6') measured from said well site;

Easement Area for Pipeline:

Commencing at the Southeast corner of the West 10 acres of the Southwest ¼ of the Southeast ¼ of Section 19, Township 35 North, Range 3 East, W.M.; thence North 30 feet to the North line of the Persons County Road and the true point of beginning of this description; thence East along the North line of said road 83.5 feet; thence North 40 feet; thence West 10 feet; thence South 30 feet; thence West 73.5 feet to a point 10 feet North of the true point of beginning; thence South 10 feet to the true point of beginning.

Grantee by acceptance hereof agrees to share equally with the Grantors the cost of maintenance, repair and replacement of said well, well parts, pump, pressure tank, fittings and accessories.

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This easement and right to withdraw water from well shall be appurtenant to and run with land described as follows:

The West 10 acres of the Southwest 1/4 of the Southeast 1/4 of Section 19, Township 35 North, Range 3 East W.M., EXCEPT the South 30.0 feet thereof conveyed to Skagit County for road purposes by deed recorded July 8, 1965, under Auditor's File No. 668640, situated in the County of Skagit, State of Washington.

Dated this 10th day of April, 1985.

R. K. Gordon (SEAL)

Jeannine O. Gordon (SEAL)

ACCEPTED:

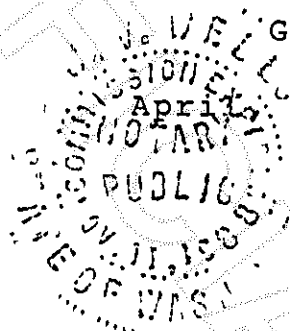
David R. Abel

Kim M. Ashbach

STATE OF WASHINGTON)
:SS
COUNTY OF SKAGIT)

On this day personally appeared before me R. K. GORDON and JEANNINE O. GORDON, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 10th day of April, 1985.



W. U. Wells
Notary Public in and for the State of Washington, residing at Anacortes