

KATHY HILL
SKAGIT COUNTY AUDITOR

99 MAY -6 A9:33

RECORDED _____ FILED _____
REQUEST OF _____

RETURN TO:

Public Utility District No. 1 of Skagit County
1415 Freeway Drive
P.O. Box 1436
Mount Vernon, WA 98273-1436

9905060002

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax

WATER PIPELINE EASEMENT

MAY 6 - 1999

THIS AGREEMENT is made this 4th day of MAY 1999, between Daniel R. Mitzel and Patricia R. Burkland, Husband and Wife, and Donald G. Debode and Patricia J. Debode, Trustees of the Donald G. Debode and Patricia J. Debode Trust, hereinafter referred to as "Grantor", and **PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY, WASHINGTON**, a Municipal Corporation, hereinafter referred to as "District". Witnesseth:

WHEREAS, Grantor is the owner of certain lands and premises situated in the County of Skagit, and

WHEREAS, the District wishes to acquire certain rights and privileges along, within, across, under, and upon the said lands and premises.

NOW, THEREFORE, Grantor, for and in consideration of mutual benefits and other valuable consideration, receipt of which is hereby acknowledged, conveys and grants to the District, its successors or assigns, the perpetual right, privilege, and authority enabling the District to do all things necessary or proper in the construction and maintenance of a water line, lines or related facilities, including the right to construct, operate, maintain, inspect, improve, remove, restore, alter, replace, relocate, connect to and locate at any time a pipe or pipes, line or lines or related facilities, along with necessary appurtenances for the transportation of water over, across, along, in and under the following described lands and premises in the County of Skagit, State of Washington, to wit:

P112022

See Attached Exhibit "A"

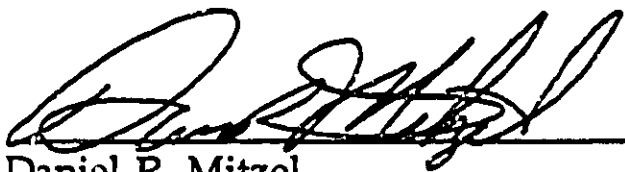
together with the right of ingress to and egress from said lands across adjacent lands of the Grantor; also, the right to cut and/or trim all brush, timber, trees or other growth standing or growing upon the lands of the Grantor which, in the opinion of the District, constitutes a menace or danger to said line or to persons or property by reason of proximity to the line. The Grantor agrees that title to all timber, brush, trees, other vegetation or debris trimmed, cut, and removed from the easement pursuant to this Agreement is vested in the District.

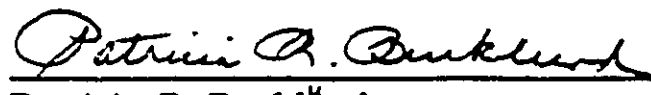
Grantor, its heirs, successors, or assigns hereby conveys and agrees not to construct or permit to be constructed structures of any kind on the easement area without written approval of the General Manager of the District. Grantor shall conduct its activities and all other activities on Grantor's property so as not to interfere with, obstruct or endanger the usefulness of any improvements or other facilities, now or hereafter maintained upon the easement or in any way interfere with, obstruct or endanger the District's use of the easement.


9905060002

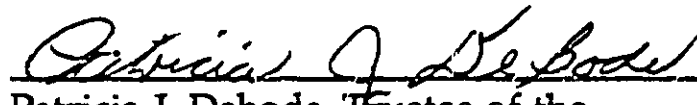
BK1985PG0631

In Witness Whereof, the Grantor hereunto sets his hand and seal this 4th
day of MAY, 1999.


Daniel R. Mitzel


Patricia R. Burkland



Donald G. Debode, Trustee of the
Donald G. Debode & Patricia J. Debode Trust


Patricia J. Debode, Trustee of the
Donald G. Debode & Patricia J. Debode Trust

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that Daniel R. Mitzel
is the person who appeared before me, and said person acknowledged that he signed
this instrument and acknowledged it to be his free and voluntary act for the uses
and purposes mentioned in the instrument.

Date: May 4th, 1999



Notary Public in and for the State of Washington

My appointment expires: 06-15-01

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that Patricia R. Burkland
is the person who appeared before me, and said person acknowledged that she
signed this instrument and acknowledged it to be her free and voluntary act for the
uses and purposes mentioned in the instrument.

Date: May 4th, 1999


Notary Public in and for the State of Washington

My appointment expires: 06-15-01

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that Donald G. Debode
is the person who appeared before me, and said person acknowledged that he signed
this instrument and acknowledged it to be his free and voluntary act for the uses
and purposes mentioned in the instrument.

Date: May 4th, 1999

Pauline M. Martin
Notary Public in and for the State of Washington

My appointment expires: 10-15-01

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that Patricia I. Debode
is the person who appeared before me, and said person acknowledged that she
signed this instrument and acknowledged it to be her free and voluntary act for the
uses and purposes mentioned in the instrument.

Date: May 4th, 1999

Pauline M. Martin
Notary Public in and for the State of Washington

My appointment expires: 10-15-01

Exhibit "A"

The North 20 feet of Lots 1 and 2, Short Plat No. BURL-4-94, according to the map thereof recorded in Book 11 of Short Plats at pages 204 and 205, under Auditor's File No. 9505240069, records of Skagit County, Washington, and all that portion of the East 1.13 feet of said Lot 2 and the West 37.61 feet of Lot 3, said Short Plat No. BURL-4-94, lying within a strip of land, varying in width, lying 5.00 feet on the South side and parallel to and contiguous with the Andis Road right-of-way line on the North side of the following described center line:

BEGINNING at the Southwest corner of the North 15 feet of the East 1.13 feet of said Lot 2; thence South $86^{\circ}42'51''$ East for a distance of 38.77 feet to the East line of said West 37.61 feet of Lot 3 and the end of said center line.

TOGETHER WITH the East 20.00 feet of the West 72.18 feet of the North 32 feet of said Lot 1.

The margins of said strip of land to be lengthened or shortened to intersect with the West line of said East 1.13 feet of Lot 2 and with said East line of the West 37.61 feet of Lot 3.

Situate in the County of Skagit, State of Washington.