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Kathy Hill, Skagit County Auditor

1/14/2000 Page 1 of 2 3:56:24PM

When recorded return to:

City of Anacortes

P.O. Box 547

Anacortes, WA 98221

ISLAND TITLE COMPANY

QA-3425

ACCOMMODATION RECORDING

ENCROACHMENT AGREEMENT

This Agreement is made and entered into by and between the City of Anacortes, a municipal corporation, hereinafter referred to as "CITY" and, ANACORTES SCHOOL DISTRICT #103, hereinafter referred to as "OWNER".

Whereas, OWNER are the owners of the following described real estate located within the City of Anacortes, Skagit County, Washington, also known as 2202 M Avenue, Anacortes, WA 98221

ptn-24-35-1 P3175B

Whereas, the Owner has placed certain improvements in the right of way adjacent to said property consisting of two signs, one at the corner of 22nd & M Avenue and the other mid-block between 22nd & 24th streets on the west side of M Avenue.

Whereas, the City is agreeable to allowing said encroachment on certain terms and conditions;

Now, therefore, parties hereby agree as follows:

1. Owner agrees to construct said signs in accordance with City of Anacortes Zoning Code requirements and remove said encroachment within a reasonable time upon request by the City of Anacortes or a duly franchised public utility and further understands and agrees that all costs incurred in removing said improvements shall be at the Owner's sole expense.
2. Owner agrees to indemnify and hold the City harmless from any claims for damages resulting from the construction, maintenance or existence of those improvements encroaching into said right-of-way.

Dated this 12th day of January, 2000.

OWNER: By:

Gary Wargo
Gary Wargo, Anacortes Middle School

OWNER: By:

H. Dean Maxwell

APPROVED BY:

H. Dean Maxwell
H. Dean Maxwell, Mayor

