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Kathy Hill, Skagit County Auditor
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NOTICE OF ENCROACHMENT AND TRESPASS

To all present and future owners of that property commonly known as
Fidalgo Bay Recreational Vehicle Park (as described in attached EXHIBIT A):

Lonnie A. Perkins and Pamela J. Perkins, husband and wife, as owners of that certain real property described in attached EXHIBIT B, do hereby declare that that portion of that certain waterline currently servicing the Fidalgo Bay Recreational Vehicle Park which crosses the Perkins property, except the north 10 feet thereof, does not have legal easement rights and does therefore constitute an encroachment and trespass upon the Perkins property. Further, the Perkins do hereby demand that all transmission of water through said encroaching waterline immediately cease; that all said waterline pipe be removed; and that all portions of the property upon which the waterline trespasses be restored to that natural condition existing prior to the construction of said waterline.

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

FEB - 7 2000

Amount Paid \$
Skagit County Treasurer
By: Deputy

Tax Account Number: 833276 DATED February 7, 2000

[Signature] By _____
(Individual) (President)
Pamela Perkins By _____
(Individual) (Secretary)

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

On this day personally appeared before me
Lonnie & Pamela Perkins
to me known to be the individual 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.

7th GIVEN under my hand and official seal this day of Feb, 2000.

Laura L. Iles
Notary Public in and for the State of Washington,
residing at Anacortes

On this day of _____, 19____
before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared _____
and _____
to me known to be the _____ President and
Secretary, respectfully, of _____
the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that _____ authorized to execute the said instrument and that the seal affixed is the corporate seal of said corporation.

Witness my hand and official seal hereto affixed the day and year first above written.

Notary Public in and for the State of Washington,
residing at _____

EXHIBIT A

The land referred to herein is situated in the County of SKAGIT, State of Washington, and is described as follows:

PARCEL "A":

Those portions of Government Lot 6, Section 31, Township 35 North, Range 2 East, W.M., and Government Lot 1, Section 32, Township 35 North, Range 2 East, W.M., described as follows:

Beginning at a point on the North line of the Burlington Northern Railroad right-of-way, which is 75 feet West of the right-of-way change (from 100 feet to 75 feet); at Station 325 + 85; thence South along the Easterly line of that certain tract of land conveyed to Olympic V Associates, etal, by Deed recorded under Auditor's File No. 8011200029, records of Skagit County, Washington, to the South line of said Railroad right-of-way and the true point of beginning; thence Easterly along the South boundary of the Burlington Northern right-of-way, crossing the Section line common to Sections 31 and 32, continuing Easterly along the Burlington Northern right-of-way in Lot 1, Section 32, to the Government Meander Line; thence South along the Meander Line to the North boundary of Fidalgo Bay Road as it now exists; thence Westerly along the North boundary of Fidalgo Bay Road, crossing Weaverling Road, and continuing to a point that is a distance of 525 feet from the West boundary of Weaverling Road (being also on the East line of the Olympic V Associates tract as set forth herein above); thence North along the East line of said Olympic V Associates tract to the true point of beginning, less County Roads, ALSO EXCEPT any portion thereof lying Easterly of the Weaverling Road.

PARCEL "A-1":

That portion of Government Lot 6 of Section 31, Township 35 North, Range 2 East, lying Southeasterly of the Southeasterly line of the Weaverling Road and lying Northeasterly of the Northeasterly line of the Fidalgo Bay Road.

PARCEL "B":

That portion of Government Lot 1, Section 32, Township 35 North, Range 2 East, W.M., described as follows:



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Beginning at the Section corner common to Sections 29, 30, 31 and 32, Township 35 North, Range 2 East, W.M., situated in Skagit County, State of Washington; thence Easterly along the Government Meander Line a distance of 172.68 feet, which is the true point of beginning; thence Easterly along said Government Meander Line, 415 feet, more or less, to the Northwest corner of a tract owned by Richard Stockwell; thence Southerly along the West boundary of said Tract, (which is 125 feet West and parallel to the "Old Fence Line" as established in Skagit County Superior Court Cause No. 23670), to the North line of the Burlington Northern right-of-way; thence Westerly along said right-of-way to the intersection of the Section Line common to Section 31 and 32, and the North boundary of the Burlington Northern right-of-way; thence North to the true point of beginning, EXCEPT the County Road.

TOGETHER WITH those portions of Tideland Tract 7, Plat 14, Section 29, Township 35 North, Range 2 East, W.M., and Tideland Tract 18, Plat 12, Section 32, Township 35 North, Range 2 East, W.M., described as follows:

Beginning at the common corner of Sections 29, 30, 31 and 32, Township 35 North, Range 2 East, W.M.; thence Easterly along the High Tide Line a distance of 172.68 feet to the true point of beginning; thence Northerly, crossing Tract 18 and continuing in Tract 7, parallel to the "Old Fence Line", if produced to the Inner Harbor Line and being also along the Easterly line of that certain tract conveyed to Olympic V Associates, etal, by Deed recorded under Auditor's File No. 8011200029; thence Easterly along the boundary of the Inner Harbor Line in Tract 7, to a point which is 125 feet West and parallel to the "Old Fence Line" (as established in Skagit County Superior Court Cause No. 23670), if extended; thence Southerly across Tract 7 and 18, to the Government Meander Line (Government Lot 1); thence West, 415 feet, more or less, to the true point of beginning.

PARCEL "C":

That portion of Government Lot 1, Section 32, Township 35 North, Range 2 East, W.M., described as follows:

The East 125.00 feet of that portion of Government Lot 1, Section 32, Township 35 North, Range 2 East, W.M., lying South of the Government Meander Line, and North of the North right-of-way line of the Great Northern Railway and West of that old fence property line established by that certain judgment entered September 6, 1956, in Skagit County Superior Court Cause No. 23670.



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UNZOTIFIED

TOGETHER WITH vacated portion of Weaverling Road #107 which portion of said road was vacated on June 14, 1948, under Commissioner's File No. 7828, EXCEPT that portion lying within the existing Weaverling Road.

PARCEL "D":

That portion of Tideland Tract 7, Plat 14, of Section 29, Township 35 North, Range 2 East, W.M., more particularly described as follows:

Commencing at the Southwest corner of said Section 29; thence due East 603.321 feet to the true point of beginning; thence continuing due East 271.679 feet to the Inner Harbor Line of Fidalgo Bay; thence North 47 degrees 19' 00" West along said Inner Harbor Line 291.946 feet; thence South 16 degrees 05' 00" West parallel with said old fence property line, (as established in Skagit County Superior Court Cause No. 23670); 205.986 feet to the true point of beginning; EXCEPT any portion thereof lying within the boundaries of that portion of said Tract 7, Plat 14, conveyed by Deed recorded under Auditor's File No. 8007220032, from Richard Stockwell, et ux, to Richard Stockwell as Trustee.

PARCEL "E":

The East 125 feet of that portion of Tract 18, Plat 12, Tide and Shore land of Section 32, Township 35 North, Range 2 East, W.M., Anacortes Harbor, according to the recorded plat thereof, lying Northeasterly of the North line of the right-of-way of the Seattle and Northern (now Burlington Northern) Railway, and Westerly of the "Old Fence Line" as established by decree dated August 27, 1962, in Skagit County Superior Court Cause No. 23670, produced Northerly through Tract 18.



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EXHIBIT B

THAT PORTION OF GOVERNMENT LOT 6, IN SECTION 31, TOWNSHIP 35 NORTH, RANGE 2 EAST, W.M.; LAYING WESTERLY OF THE WESTERLY BOUNDARY OF THAT CERTAIN STRIP OF LAND FOR HIGHWAY PURPOSES AS CONVEYED TO THE STATE OF WASHINGTON BY DEED FILED AS AUDITOR'S FILE NO. 542115 AND RECORDED IN VOLUME 281 OF DEEDS, PAGE 527, AND BY DEED FILED UNDER AUDITOR'S FILE NO. 562840 AND RECORDED IN VOLUME 293 OF DEEDS, PAGE 119, AND EXCEPT THOSE PORTIONS OF SAID GOVERNMENT LOT 6 DESCRIBED AS FOLLOWS:

1) THAT PORTION OF SAID GOVERNMENT LOT 6, LAYING WESTERLY OF THE STATE HIGHWAY RIGHT-OF-WAY AND EASTERLY OF A LINE PARALLEL TO AND 495 FEET WESTERLY OF THE STATE HIGHWAY AS IT EXISTED ON JUNE 9, 1932 AND SOUTH OF A LINE RUNNING DUE EAST AND WEST CROSSING SAID STATE HIGHWAY AS IT SO EXISTED AT A CULVERT UNDER SAID HIGHWAY SOUTH OF ITS INTERSECTION WITH THE OLD WEAVERLING ROAD.

2) BEGINNING AT A POINT 1,121.8 FEET WEST AND 308.8 FEET SOUTH OF THE NORTHEAST CORNER OF SAID GOVERNMENT LOT 6; THENCE WEST 198.2 FEET; THENCE SOUTH 1,008.2 FEET; THENCE EAST 198.2 FEET; THENCE NORTH 1,008.2 FEET TO THE POINT OF BEGINNING, EXCEPT THE FOLLOWING DESCRIBED TRACT: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 31, TOWNSHIP 35 NORTH, RANGE 2 EAST, W.M.; THENCE EASTERLY ALONG THE NORTH SECTION LINE OF SAID SECTION A DISTANCE OF 660 FEET; THENCE SOUTH 579.0 FEET; THENCE EASTERLY PARALLEL WITH THE NORTH SECTION LINE 633.56 FEET, MORE OR LESS, TO THE WEST LINE OF THAT CERTAIN TRACT OF LAND CONVEYED TO CLAUDE STEWART, ET UX, BY DEED DATED APRIL 3, 1954 AND RECORDED APRIL 16, 1954 UNDER AUDITORS FILE NO. 500446, RECORDS OF SKAGIT COUNTY, IN GOVERNMENT LOT 6 IN SAID SECTION 31; THENCE CONTINUING EASTERLY, PARALLEL WITH THE NORTH SECTION LINE, 198.2 FEET, MORE OR LESS, TO THE EAST LINE OF THE STEWART LAND IN GOVERNMENT LOT 6 IN SAID SECTION 31; THENCE NORTHERLY ALONG SAID EAST LINE OF STEWART LAND 270.2 FEET, MORE OR LESS, TO THE NORTH LINE OF THE STEWART LAND IN SAID GOVERNMENT LOT 6; THENCE WESTERLY ALONG THE NORTH LINE OF SAID STEWART LAND 198.2 FEET, MORE OR LESS, TO THE WEST LINE OF SAID GOVERNMENT LOT 6; THENCE SOUTH 270.2 FEET, MORE OR LESS, ALONG SAID WEST LINE OF GOVERNMENT LOT 6 TO THE POINT OF BEGINNING.

SITUATE IN THE COUNTY OF SKAGIT, STATE OF WASHINGTON.



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