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Kathy Hill, Skagit County Auditor

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RETURN TO: NORTHWEST PIPELINE CORPORATION
ATTN: JULIE MC CLAIN, M/S 3MI
P.O. BOX 58900
SALT LAKE CITY, UT 84158-0900

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax

EASEMENT AGREEMENT

AUG 04 2000

STATE OF WASHINGTON
COUNTY OF SKAGIT

Amount Paid \$ 0
Skagit Co. Treasurer
By *JP* Deputy

WHEREAS, Northwest Pipeline Corporation (Northwest), a Delaware corporation, desires to obtain an easement for the purposes for installing a horizontal cathodic protection facility (Work), and

WHEREAS, Public Utility District No. 1 of Skagit County (District), is the owner of said parcel, and

NOW, THEREFORE, the parties agree as follows:

1. For and in consideration of one dollar and other good and valuable consideration, the receipt of which is hereby acknowledged; District does hereby grant to Northwest, its heirs, successors and assigns, an easement to construct, operate, and maintain a cathodic protection facility in the following described property located in Skagit County, State of Washington:

LEGAL DESCRIPTION:

SEE ATTACHED EXHIBIT "A"

32-35-5

Assessor Number: 323505-2-003-0009 / P40505

2. As partial consideration therefore, Northwest agrees, to the extent permitted by law, to protect, defend, indemnify, and hold harmless the District, its

officers, agents, and employees from damages, losses, expenses, demands, claims, and causes of action arising against Northwest whatsoever on account of personnel or property injuries, death claims, or any other claim arising from any cause whatsoever growing out of or incident to the granting of this easement resulting from the negligence or gross negligence or willful misconduct of Northwest. This indemnity and hold harmless provision does not apply where the District is found to have been solely negligent.

3. As further partial consideration therefore, Northwest agrees to carry the following insurance on forms acceptable to the District:

Worker's Compensation – Statutory limits with the laws of the State of Washington and Employer's Liability with limits of \$100,000, each accident, including occupational Disease coverage with a limit of \$100,000, each employee and \$500,000 disease policy limit. Northwest participates in the State Fund established Washington there and provides a stopgap endorsement.

General Liability - \$1,000,000 per occurrence/\$5,000,000 aggregate covering all obligations or operations performed or arising out of the installation and operation of the cathodic protection, including coverage for surrounding properties.

Auto Liability – with limits of \$1,000,000 combined single limit for Bodily Injury and Property Damage.

4. Northwest will be solely responsible for the management of any hazardous or toxic waste or materials or any component generated by Northwest or brought to the Work site by Northwest during the Work, Northwest will comply with all existing requirements of federal, state, and local laws, rules, regulations, and ordinances applicable to the management of waste. Northwest shall indemnify and hold the District harmless from all liability and responsibilities associated with any hazardous or toxic waste or materials or any component generated during the Work.

5. Northwest will assist in and support the District's effort to investigate and improve conditions where respective pipelines and infrastructure occupy the same general space.

Executed this 28th day of October, 1998.

PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY

By: James P. Kirkpatrick

James P. Kirkpatrick, General Manager

NORTHWEST PIPELINE CORPORATION

By: Debra P. Gregory



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ACKNOWLEDGMENT

STATE of WA

COUNTY of King

On the 9 day of November, 1998, personally appeared before me RODNEY P. GREGORY, of NORTHWEST PIPELINE CORPORATION, and stated that the foregoing instrument was signed in behalf of said Corporation and acknowledged to me that he/she, as its authorized signatory, executed the same.

WITNESS my hand and official seal hereto affixed the day and year in this certificate above written.

My Commission expires:

4/29/99



Terry F. Kassahn
Notary in and for King County,
State of WA



EXHIBIT "A"

Description of pipeline right of way across a portion of Section 29 and 32, Township 35 North, Range 5 East, Willamette Meridian, Skagit County, Washington, said right of way is 75 feet in width measured 20 feet to the left (westerly) and 55 feet to the right (easterly) of the centerline of the 26" pipeline.

BEGINNING at a point in the south line of the NW ¼ of said Section 32 from which the SE corner of the SW ¼ of the said NW ¼ bears in an easterly direction 863 feet;

THENCE, N 14°48' E, 14 feet to a point;

THENCE, N 1°28' E, 1614 feet to a point;

THENCE, N 18°58' E, 623 feet to a point;

THENCE, N 25°28' E, at 463 feet across the north line of said Section 32, continuing for a total distance of 495 feet to a point;

THENCE, N 41°07' E, 25 feet to a point of exit in the southwesterly right of way boundary line of the Bonneville power line.

Re-enter subject property at a point in the northeasterly right of way boundary line of the Bonneville power line which bears N 41°07' E, 135 feet from the said point of exit;

THENCE, N 41°07' E, 43 feet to a point;

THENCE, N 21°07' E, 40 feet to a point;

THENCE, N 01°22' E, 85 feet to a point;

THENCE, N 01°55' E, 729 feet to a point in the centerline of a county road (blacktop) from which the NE corner of the SE ¼ of the NW ¼ of said Section 29 bears N 01°55' E, 1140 feet; thence, N 10°15' E, 1776 feet; thence, in an easterly direction 1030 feet to said corner.

Said right of way contains 6.31 acres of land, more or less.



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