



200010240025

, Skagit County Auditor

10/24/2000 Page 1 of 3 9:44:07AM

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

WATER PIPELINE EASEMENT

THIS AGREEMENT is made this 30 day of September, 2000, between **FAST BREAK ENTERPRISES**, 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, Grantors are the owners 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, Grantors, 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:

Property ID: P36909

The South 20.00 feet of the West 40.00 feet of Tract A of Skagit County Short Plat 22-82, recorded July 29, 1982, Auditor's File No. 8207290006.

together with the right of ingress to and egress from said lands across adjacent lands of the Grantor.

Grantors, their 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. Grantors shall conduct their 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.

The Grantors also agree to and with the District that the Grantors lawfully own the land aforesaid, has a good and lawful right and power to sell and convey same, that same is free and clear of encumbrances except as indicated in the above legal description, and that Grantors will forever warrant and defend the title to said easement and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

Any mortgage on said land held by a mortgagee is hereby subordinated to the rights herein granted to the District; but in all other respects the mortgage shall remain unimpaired.

In Witness Whereof, the Grantor hereunto sets his hand and seal this 23rd
day of OCTOBER, 2000.

James A. Duffy
James A. Duffy

James J. "Jay" Duffy
James J. "Jay" Duffy

Michael R. Duffy
Michael R. Duffy

Dan G. Russel
Dan G. Russel

Jon D. Rickert
Jon D. Rickert

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

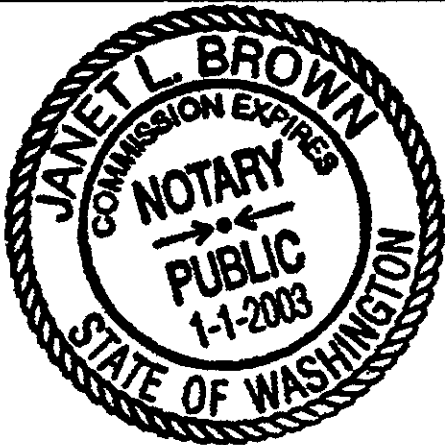
OCT 24 2000

Amount Paid \$ 0
Skagit County Treasurer
By: Man Deputy

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that **James A. Duffy** 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: 10/23/00



Janet L. Brown
Notary Public in and for the State of Washington

My appointment expires: 1/1/03

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that **James J. "Jay" Duffy** 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: 10/23/00



Janet L. Brown
Notary Public in and for the State of Washington

My appointment expires: 1/1/03

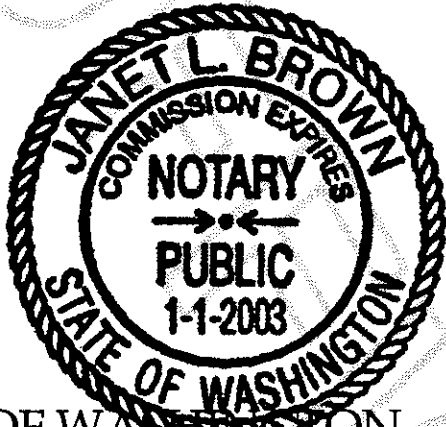


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STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that **Michael R. Duffy** 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: 10/23/00



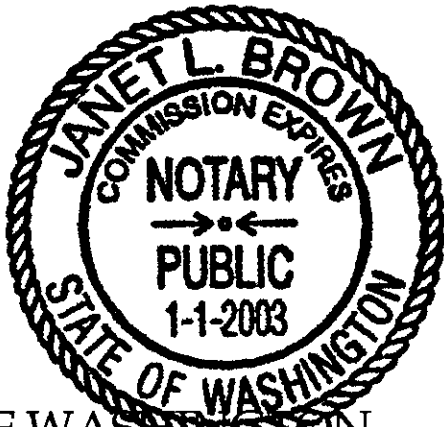
Janet L. Brown
Notary Public in and for the State of Washington

My appointment expires: 1/1/03

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that **Dan G. Russell** 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: 10/23/00



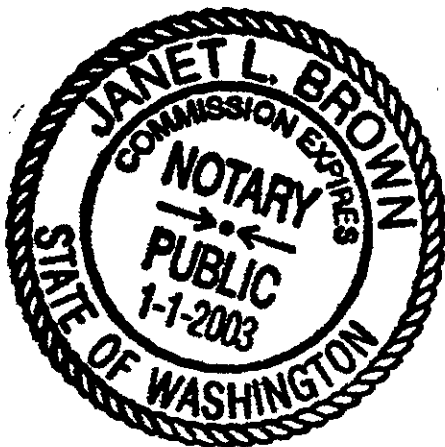
Janet L. Brown
Notary Public in and for the State of Washington

My appointment expires: 1/1/03

STATE OF WASHINGTON
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that **Jon D. Rickert** 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: 10/23/00



Janet L. Brown
Notary Public in and for the State of Washington

My appointment expires: 1/1/03



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Skagit County Auditor