



200012070011

, Skagit County Auditor

12/7/2000 Page 1 of 4 10:36:58AM

Return Name and Address:

AT&T Cable Services
ATTN: April Krebsler
3119 S Center St.
Tacoma, WA 98409

Please print or type information

Document Title(s)

1. Memorandum of Easement—Lazy Hazel Apartments
- 2.
- 3.

Grantor(s)

1. Lazy Hazel LLC
- 2.
- 3.

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax

DEC 07 2000

Grantee(s)

1. TCI Cablevision of Washington, Inc.
- 2.
- 3.

Amount Paid \$
Skagit Co. Treasurer
By *KA* Deputy

Legal Description (abbreviated: i.e. lot, block, plat OR section, township, range, qtr.)
NW, NE ¼ SEC 30, T34N, R4E

Additional legal is on page 4 of document.

Reference Number(s) (Auditor File Numbers) of Documents assigned or released:
Unrecorded

Additional numbers on page _____ of document.

Assessor's Property Tax Parcel/Account Number
P29040

Property Tax Parcel ID is not yet assigned.

Additional parcel numbers on page _____ of document.

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

Attn: Business Services Group
AT&T Broadband
777 W. Horton Road
Bellingham, Wa. 98226
(360)734-5522

MDU BROADBAND SERVICES AGREEMENT
Exhibit B
MEMORANDUM OF EASEMENT

| | |
|---|--|
| Property Owner: <u>LAZY HAZEL, LLC.</u> | Complex Name: <u>LAZY HAZEL APARTMENTS</u> |
| Address: <u>725 W. Hazel</u> | Address: <u>725 W. Hazel</u> |
| City, State, Zip: <u>Mount Vernon, Wa. 98273</u> | City, State, Zip: <u>Mount Vernon, WA 98273</u> |
| Contact Person: <u>Jennifer</u> | Contact Person: <u>Jennifer</u> |
| Telephone 1: _____ | Telephone 1: <u>336-5979</u> |
| Telephone 2: _____ | Telephone 2: _____ |
| Fax: _____ | Fax: _____ |

This MEMORANDUM OF EASEMENT is to provide public notice that, for and in consideration of the mutual covenants made by the parties hereto, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, LAZY HAZEL, LLC. on behalf

of itself, its successors and assigns, with an office at 725 W. Hazel,
Mount Vernon, Wa. 98273 (hereinafter called "Grantor") has granted
TCI Cablevision of Washington, Inc., with an office at 777 W. Horton Road,
Bellingham, Wa. 98226 (hereinafter in the aggregate called "Grantee"), and its successors
and assigns, a non-exclusive easement in gross, which easement runs with the land and is subject
to, and more particularly defined in, the terms of that certain MDU Broadband Services Agreement
dated 7/14/2000 (the "Agreement") between Grantor and Grantee.

The purpose of the easement is to permit Grantee and any entity which owns or controls, is owned or controlled by or is under common ownership or control with Grantee, and to which Grantee has assigned, sublet or apportioned any right granted it under the Agreement, to provide Services, as defined in the Agreement, and to permit Grantee and such affiliated entities to operate and maintain the Facilities, as defined in the Agreement, necessary to provide those Services, to, over and upon the property described on Exhibit "A" attached to the Agreement, and all improvements thereon; together with the rights of ingress, entry and egress to and over the described property, solely in accordance with, and as provided in, the Agreement. The easement shall continue in effect for a fifteen (15) year term and shall automatically renew for consecutive five (5) year terms unless otherwise terminated by



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the parties as set forth in the Agreement. The easement and this memorandum shall terminate ninety (90) days after the expiration or earlier termination of the Agreement. No easement or other rights are created in Grantee, or given by Grantor, in this Memorandum of Easement, as this Memorandum of Easement is for notification purposes only. In the event of any conflict between the terms and conditions of this Memorandum and the terms of the Agreement, as between the parties, their successors and assigns, the Agreement shall control.

EXECUTED on this 14th day of JULY, 2000

Owner:

LAZY HAZEL, LLC.

By:

T.M. Rowe

Name:

T. M. Rowe

(Print or type)

Title:

CO-OWNER

STATE OF WASHINGTON)
COUNTY OF WHATCOM) ss.

On this 14th day of JULY, 2000 before me, a Notary Public in and for the State of WASHINGTON, personally appeared T.M. ROWE to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he/she signed the same as his/her free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

Notary Public

[Signature]



My Commission Expires:

9/22/01



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MDU BROADBAND SERVICES AGREEMENT
Exhibit A
LEGAL DESCRIPTION OF PREMISES

Property Owner LAZY HAZEL, LLC.
Address: 725 W. Hazel
City, State, Zip Mount Vernon, Wa. 98273
Contact Person: Jennifer
Telephone 1: _____
Telephone 2: _____
Fax: _____

Complex Name: LAZY HAZEL APARTMENTS
Address: 725 W. Hazel
City, State, Zip: Mount Vernon, WA 98273
Contact Person: Jennifer
Telephone 1: 336-5979
Telephone 2: _____
Fax: _____

NW 1/4 of the NE 1/4 of Section 30 , Township 34N , Range 4E

Parcel or Tax Account Number(s): P29040

LEGAL DESCRIPTION

THE E 84 FT OF A PTN OF THE NW 1/4 OF THE NE 1/4 BEG ON THE
N LI OF HAZEL STREET 108 FT W OF INT OF THE N LI OF
SAID STREET AND THE W LI OF WALTER ST THENCE W ALG
THE N LI OF HAZEL ST 168 FT THENCE N AT A RT ANGLE PARALLEL
TO THE W LI OF WALTER ST TO THE S LI OF 1ST ST THENCE NELY
ALG SAID S LI TO A POINTN OF POB AND BEING 108 FT W OF W
MARGIN LI OF WALTER ST THENCE S TO POB BEING LOTS 1 TO 9 BLK 9
SOUTHERN ADD TOMOUNT VERNON TOG WI A PTN OF
VAC DOUGLAS ST AND ADJ TRACTS AND TOG WI W 1/2 OF VAC
ALLEY AND ADJ TRACTS



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