

RETURN TO:

Stewart Title Guaranty Company- NIS.

Attn: Elvira Fuentes

1980 POST OAK BLVD, SUITE 610
HOUSTON, TEXAS 77056



200101240086

, Skagit County Auditor

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DOCUMENT TITLE(S) (or transactions contained herein):

MEMORANDUM OF RIGHT-OF-WAY AGREEMENT

REFERENCE NUMBER(S) OF DOCUMENTS ASSIGNED OR RELEASED:

[| ADDITIONAL REFERENCE NUMBERS ON PAGE ____
OF DOCUMENT.

GRANTOR(S) (Last name, first name and initials):

1. EQUILON ENTERPRISES LLC.

2.

3.

4.

[| ADDITIONAL NAMES ON PAGE ____ OF DOCUMENT.

GRANTEE(S) (Last name, first name and initials):

1. AIR LIQUIDE AMERICA CORPORATION

2.

3.

4.

[| ADDITIONAL NAMES ON PAGE ____ OF DOCUMENT.

LEGAL DESCRIPTION (Abbreviated: i.e., lot, block, plat or quarter, quarter, section, township and range):

34-35-2

[| ADDITIONAL LEGAL(S) ON PAGE 3 OF DOCUMENT.

ASSESSOR'S PARCEL/TAX I.D. NUMBER:

32989 and 32990

[| TAX PARCEL NUMBER(S) FOR ADDITIONAL LEGAL(S) ON PAGE ____ OF DOCUMENT.

MEMORANDUM OF RIGHT-OF-WAY AGREEMENT

STATE OF WASHINGTON

COUNTY OF SKAGIT

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§
§

This Memorandum of Right-of-Way Agreement is made this 22nd day of November, 2000, between Equilon Enterprises LLC, a Delaware limited liability company ("Equilon"), and Air Liquide America Corporation, a Delaware corporation ("Air Liquide").

Equilon and Air Liquide have entered into a Right-of-Way Agreement dated April 8, 1999 (the "Agreement") with respect to a pipeline easement over and across the property described in Exhibit A, attached hereto and made apart hereof. Equilon and Air Liquide wish to give public notice of the Agreement. The initial term of the Agreement commenced on April 8, 1999 and terminates concurrently with the Land Lease dated April 8, 1999 between the parties. The terms of this short form Memorandum of Right-of-Way Agreement are subject to any amendments, renewals, or extensions of the Agreement and the Land Lease.

Equilon Enterprises LLC

Air Liquide America Corporation

By: [Signature]

Name: JOHN C. MCCORD

Title: PRESIDENT - ASRC

By: [Signature]

Name: Gary McDow

Title: Vice President

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax

JAN 17 2001

Amount Paid \$
Skagit Co. Treasurer
By [Signature] Deputy

After recording return to:
Stewart Title Guaranty Company
Attn: Elvira Fuentes
1980 Post Oak, Suite 610
Houston, Texas 77056



200101240086

, Skagit County Auditor

THE STATE OF TEXAS

COUNTY OF HARRIS

Before me, the undersigned, a Notary Public, on this day personally appeared Gary McDow, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of said Air Liquide America Corporation, a Delaware corporation, and that he has executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office, this 3rd day of October, 2000.

Donna G. Daila
Notary Public, State of Texas

Print name of Notary Public

My commission Expires: _____



THE STATE OF Washington
COUNTY OF Skagit

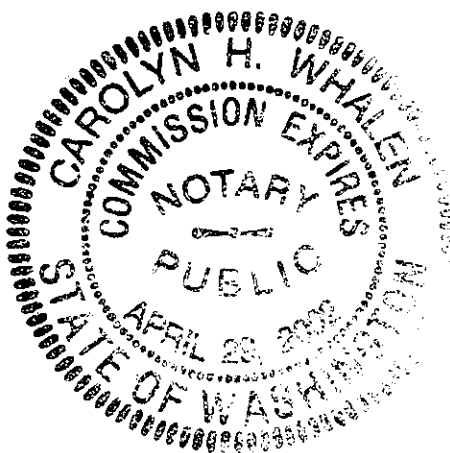
Before me, the undersigned, a Notary Public, on this day personally appeared JC Mourad, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of said Johns Manville International, Inc., a Delaware corporation, and that he has executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office, this 22nd day of November, 2000.

Carolyn H. Whalen
Notary Public, State of Washington

Carolyn H. Whalen
Print name of Notary Public

My commission Expires: 4/29/2002
Residing at Mount Vernon



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Leonard, Boudinot & Skodje Inc.
PROFESSIONAL ENGINEERS & LAND SURVEYORS

JOHN E. LEONARD, JR., P.E. & P.L.S.

ROBERT C. BOUDINOT, JR., P.E.

JEFFREY A. SKODJE, P.L.S.

March 3, 2000

LEGAL DESCRIPTION FOR: Air Liquide

An easement within the Euqilon March Point, Anacortes Refinery for the construction and maintenance of a pipeline, the centerline of said pipeline being more particularly described as follows:

Beginning at a point within said Euqilon Refinery, with coordinate values based upon the refinery's grid system of, N 10770 and E 11922; **thence** along the centerline of said easement, West 4.5 feet to grid line E 11917.5; **thence** North 126 feet to grid line N 10896; **thence** West 327.5 feet to grid line E 11590; **thence** North 270 feet to grid line N 11166; **thence** West 242 feet to grid line E 11348; **thence** North 2,069 feet to grid line N 13235; **thence** West 108 feet to grid line E 11240; **thence** North 84°17'22" West 40.20 feet to a point with the coordinate values of N 13239 and E 11200; **thence** West 1,146 feet to grid line E 10054; **thence** North 66 feet to grid line N 13305 and the terminus of this centerline description.

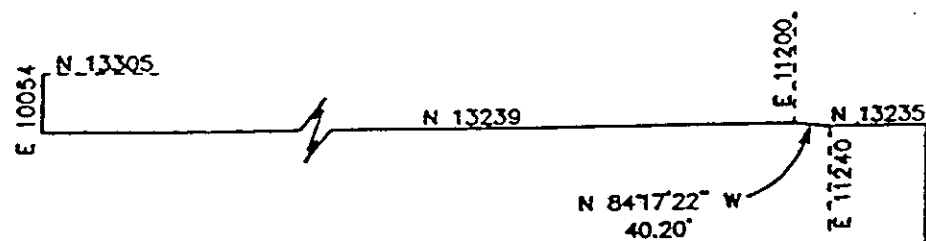
Said easement being located on the property owned by Equilon Enterprises LLC as more fully described in Special Warranty Deed recorded in Book 1839 Page 0178, et seq. in the real property records of Skagit County, Washington



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REDUCED - NOT TO SCALE



SCALE: 1" = 200'

EXHIBIT FOR
AIR LIQUIDE
PIPELINE EASEMENT LOCATION
WITHIN
EQUILON REFINERY
ANACORTES, WASHINGTON

LEONARD, BOUDINOT and SKODJE, INC.
CIVIL ENGINEERS AND LAND SURVEYORS
603 SOUTH FIRST ST., MOUNT VERNON, WA 98273 (360)



3/3/2000

N 11166

E 11590

N 10896

N 10860
AIR LIQUIDE
SITE
N 10770

N 10770



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