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, Skagit County Auditor
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Terri Bentley
Burlington Northern Santa Fe
P.O. Box 961050
Ft. Worth, TX 76161

COVER SHEET

Document Title: Partial Release

Reference Number(s) of Document assigned or released: Filed on March 3, 1970, in Book 43, Pg. 112, Document No. 736513

Additional reference numbers on page _1__ of document(s)

Grantor(s) (Last name first, then first name and initials): First Trust of New York

Additional names on page _1_ of document(s)

Grantee(s) (Last name first, then first name and initials): Burlington Northern and Santa Fe Railway Company

Additional names on page _1_ of document(s)

Legal Description (abbreviated: i.e., lot, block, plat or section, township, range):
Additional legal on page 3 of document(s)

The Westerly 159.50' of BNSF Railroad Co.'s (formerly GN Railway Co.) 300.0' wide Station Ground property, as acquired by Deed recorded November 1, 1892, in Volume 25 of Deeds, Page 149, at Burlington, WA, being 200' wide on the Westerly side and 100.0' wide on the Easterly side of said Railroad Co.'s Main Track centerline as now located and constructed upon, over and across the NW1/4NE1/4NW1/4 of Section 5, Township 34 N, Range 4 E, Willamette Meridian, and the SW1/4SE1/4SW1/4 of Section 32, Township 35 N, Range 4 East, Willamette Meridian, Skagit Co., WA

The Westerly 29' of BNSF Railroad Co.'s (formerly GN Railway Co.) ROW in the W1/2W1/2SW1/4SW1/4 of Section 20, Township 34 N, Range 4 E, Willamette Meridian, at Mt. Vernon, Skagit Co., WA

Assessor's Property Tax Parcel/Account Number(s): P110607, P110634

PARTIAL RELEASE

THIS INDENTURE made JUN 2 9 2000, by and among CITIBANK, N.A., a national banking association incorporated and existing under the laws of the United States of America, as Trustee, FIRST TRUST OF NEW YORK, NATIONAL ASSOCIATION, NOW U.S. BANK TRUST NATIONAL ASSOCIATION, a national banking association organized and existing under the laws of the United States of America, as Trustee (successor to Morgan Guaranty Trust Company of New York), and THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY, a corporation organized under the laws of the State of Delaware, WITNESSETH:

WHEREAS, the property or real estate described in Exhibit "A" attached hereto, is subject to the lien of the following described mortgages:

1. General Gold Bond Mortgage of Great Northern Railway Company, dated January 1, 1921, to Citibank, N.A. (formerly named First National City Bank, successor by merger to The First National Bank of the City of New York), Trustee, as supplemented.

2. Consolidated Mortgage of Burlington Northern Inc., dated March 2, 1970, to First Trust of New York, National Association, now U.S. Bank Trust National Association, and Laura Roberson (successor to W.A. Johnson), Trustees, as supplemented.

WHEREAS, said mortgages were filed for record, among other places, in the office of the County Auditor, County of **Skagit**, State of **Washington**, as follows:

Mortgage	Filed	Book	Page	Document No.
General Gold Bond	05/11/21	80 of Mtgs.	211	N/A
Consolidated	03/03/70	43	112	736513

WHEREAS, by virtue of and as a result of an agreement of merger which became effective March 2, 1970, Great Northern Railway Company, the mortgagor named in said General Gold Bond Mortgage, was merged into and with Great Northern Pacific & Burlington Lines, Inc., the name of which company was changed to Burlington Northern Inc. on March 2, 1970, and

WHEREAS, by Supplemental Indenture (No. 11), dated as of March 2, 1970, to said General Gold Bond Mortgage, Burlington Northern Inc. assumed and agreed to be bound by all the covenants and conditions of said mortgage therein agreed to be kept and performed by Great Northern Railway Company and succeeded to and was substituted for Great Northern Railway Company in said mortgage; and

WHEREAS, subsequent to the name change of Burlington Northern Inc. to Burlington Northern Railroad Company on May 14, 1981, by two Supplemental Indentures, each dated May 14, 1981, Burlington Northern Railroad Company assumed and agreed to be bound by all of the covenants and conditions of said General Gold Bond Mortgage, said Consolidated Mortgage and supplements thereto; and

WHEREAS, in accordance with permissive authorization to merge as set forth in the Interstate Commerce Commission decision effective as of September 22, 1995 and by Agreement and Plan of Merger dated December 31, 1996, The Atchison, Topeka and Santa Fe Railway Company merged with and into Burlington Northern Railroad Company and the corporate name of said company was changed to The Burlington Northern and Santa Fe Railway Company;

WHEREAS, in connection with the merger of The Atchison, Topeka and Santa Fe Railway Company with and into Burlington Northern Railroad Company and the name change of Burlington Northern Railroad Company to The Burlington Northern and Santa Fe Railway Company on December 31, 1996, The Burlington Northern and Santa Fe Railway Company by two Supplemental Indentures, each dated as of December 31, 1996, has ratified, confirmed and continued uninterrupted all obligations enforceable as of December 31, 1996 in the General Gold Bond Mortgage of Great Northern Railway Company and the Consolidated Mortgage of Burlington Northern Inc. and all supplements to such mortgages and has succeeded to and been substituted for Great Northern Railway Company and Burlington Northern Inc., respectively, in said mortgages;

WHEREAS, The Burlington Northern and Santa Fe Railway Company, duly and in accordance with the provisions of said two mortgages, has made application to the Trustees thereof for the release of said property from the lien thereof; and

NOW, THEREFORE, THIS INDENTURE WITNESSETH that Citibank, N.A., as Trustee of said General Gold Bond Mortgage, and First Trust of New York, National Association, now U.S. Bank Trust National Association, as Trustee of said Consolidated Mortgage, in consideration of the sum of One Dollar ($1.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby forever release and discharge from the lien of said mortgages and all supplements thereto, respectively, and remise, release and quitclaim unto The Burlington Northern and Santa Fe Railway Company, all said right, title, interest, claim or demand whatsoever said Citibank, N.A., and First Trust of New York, National Association, now U.S. Bank Trust National Association, respectively, may have acquired in, through, or by said Trust Mortgages, as such Trustees, in and to the property situate in the County of **Skagit**, and State of **Washington**, more fully described in said Exhibit "A", hereto attached.

TO HAVE AND TO HOLD said property or real estate unto The Burlington Northern and Santa Fe Railway Company, its successors and assigns, free and clear and discharged of and from all liens and claims under said mortgages.

The recitals made herein are to be taken only as recitals made by The Burlington Northern and Santa Fe Railway Company, and not by Citibank, N. A., or First Trust of New York, National Association, now U.S. Bank Trust National Association, respectively, as mortgage trustees. The reservations and exceptions, if any, set forth in said Exhibit "A" are intended to be for the benefit of Citibank, N. A., and First Trust of New York, National Association, now U.S. Bank Trust National Association, respectively, as mortgage trustees as well as The Burlington Northern and Santa Fe Railway Company and the liens of the aforesaid mortgages on the rights and interests so reserved and excepted, if any, are not released, and nothing herein contained shall in anywise affect, alter or diminish the liens or encumbrances of the aforesaid mortgages or any supplements thereto on any of the properties covered by said mortgages which are not hereby specifically released.

This release is made and accepted respectively by Citibank, N.A., and First Trust of New York, National Association, now U.S. Bank Trust National Association as mortgage trustees without covenants or warranties, either expressed or implied in law or in equity, and shall be without recourse against Citibank, N.A., or First Trust of New York, National Association, now U.S. Bank Trust National Association, respectively, as mortgage trustees in any event or in any contingency.

IN WITNESS WHEREOF, said corporate mortgage trustees have caused this indenture to be signed and acknowledged or approved by one of their respective authorized officers, and have caused their respective corporate seals to be hereunto affixed, and the same to be attested by the signatures of one of their respective authorized officers, all as of the day and year first above written.

Signed, sealed and delivered on behalf of Citibank, N.A., as Trustee, in presence of:	CITIBANK, N.A., as Trustee under General Gold Bond Mortgage of Great Northern Railway Company, dated January 1, 1921
L. Mills	By P. DeFelice
WAFAA ORFY	ATTEST:
	Nancy Forte

STATE OF NEW YORK)
COUNTY OF NEW YORK)§
CITY OF NEW YORK)

On JUN 29 2000, before me, JEFFRY BERGER, a notary public personally appeared P. DeFelice, to me known to be Vice President of Citibank, N.A., as Trustee, one of the corporations which executed the foregoing instrument and who being duly sworn did say that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and acknowledged said instrument to be the free act and deed of said corporation.

Given under my hand and official seal on JUN 29 2000.

JEFFRY BERGER NOTARY PUBLIC STATE OF NEW YORK

Notary Public

JEFFRY BERGER
Notary Public, State of New York
No. 01BE5015814
Qualified in Kings County
Commission Expires July 26, 2001

Signed, sealed and delivered on behalf of First Trust of New York, National Association, now U.S. Bank Trust National Association, as Trustee, in presence of:	FIRST TRUST OF NEW YORK, NATIONAL ASSOCIATION, NOW U.S. BANK TRUST NATIONAL ASSOCIATION, as Trustee under Consolidated Mortgage of Burlington Northern, Inc., dated March 2, 1970
Janet P. O'Hara	By ______ Vice President Robert Radich
Gerardo Cruz	ATTEST: ______ Assistant Secretary Cindy Brown

STATE OF NEW YORK)
COUNTY OF NEW YORK) §
CITY OF NEW YORK)

On this 28th day of June, in the year 2000, before me, Patricia V. Cowart, a notary public personally appeared Robert Radich, to me known to be a Vice President of First Trust of New York, National Association, now U. S. Bank Trust National Association, as Trustee, one of the corporations which executed the foregoing instrument and who being duly sworn did say that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and acknowledged said instrument to be the free act and deed of said corporation.

Given under my hand and official seal this 28th day of June, 2000.

Patricia V. Cowart
Notary Public, City, County
and State of New York.
My commission expires:

PATRICIA V. COWART
Notary Public, State of New York
No. 01CO5085376
Qualified in Kings County
Commission Expires Sept. 22, 2001

Burlington and Mount Vernon, Skagit County, Washington. Former Great Northern Railway Company property conveyed to The TF Land Company, Inc., et al.

Exhibit "A"

BN 11718 **The Westerly 159.50 feet of Burlington Northern Railroad Company's (formerly Great Northern Railway Company) 300.0 foot wide Station Ground property, as acquired by Deed recorded November 1, 1892, in Volume 25 of Deeds, Page 149, at Burlington, Washington, being 200.0 feet wide on the Westerly side and 100.0 feet wide on the Easterly side of said Railroad Company's Main Track centerline, as now located and constructed upon, over and across the NW¼NE¼NW¼ of Section 5, Township 34 North, Range 4 East, Willamette Meridian, and the SW¼SE¼SW¼ of Section 32, Township 35 North, Range 4 East, Willamette Meridian, Skagit County, Washington, lying between two lines drawn parallel with and distant, respectively, 40.50 feet and 200.0 feet Westerly, as measured at right angles from said Main Track centerline, bounded on the North by the South line of Greenleaf Avenue and bounded on the South by a line drawn at right angles to said Main Track centerline through a point on the Easterly line of Lot 1, Block 134 of the First Addition to Burlington, Washington, distant 100.0 feet Southerly of the Northeast corner of said Lot 1, as measured along the Easterly line of said Lot 1, as per plat recorded in Volume 3 of Plats, Page 11, records of Skagit County, Washington.**

TOGETHER WITH that portion of said Railroad Company's property described as follows:

Commencing at said Northeast corner of Lot 1; thence Southerly along said Easterly line of Lot 1, a distance of 100.0 feet to the **TRUE POINT OF BEGINNING**; thence continuing Southerly, along said Easterly line, 29.0 feet; thence Easterly at a right angle to said Main Track centerline, 5.50 feet; thence Northerly, parallel with said Easterly line of Lot 1, a distance of 29.0 feet; thence Westerly, at a right angle to said Main Track centerline, 5.50 feet to the **TRUE POINT OF BEGINNING.**

Situate in the County of Skagit, State of Washington.

Also;

BN 11687 **The Easterly 29.0 feet of Burlington Northern Railroad Company's (formerly Great Northern Railway Company) right of way in the W½W½SW¼SW¼ of Section 20, Township 34 North, Range 4 East of the Willamette Meridian, at Mt. Vernon, Skagit County, Washington, lying between two lines drawn parallel with and distant, respectively, 25.0 feet and 54.0 feet Easterly, as measured at right angles from said Railroad Company's Main Track centerline, as now located and** constructed, said 54.0 foot parallel line also being on the Westerly boundary of that certain parcel of land described in Quitclaim Deed from Burlington Northern Railroad Company to Alfco, Inc. dated July 27, 1992 and recorded as Document No. 9209030031 in and for Skagit County, Washington, being on the Westerly boundaries of two parcels of land described in Warranty Deed from the Great Northern Railway Company to Libby, McNeill & Libby, a Maine corporation, dated May 8, 1955, being on the Westerly boundary of that certain parcel of land described in Warranty Deed from the Great Northern Railway Company to S. A. Moffett and wife dated November 14, 1944 and being on the Westerly boundary of that certain parcel of land described in Quitclaim Deed from Burlington Northern Railroad Company to Glacier Park Company dated October 17, 1988, bounded on the South by the North line of Section Street and bounded on the North by the Easterly extension of the South line of Broadway Street, according to the recorded plat of Mt. Vernon, Washington.

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