


Upon Recording Return To:
Department of Natural Resources
Business Systems Support Division
Special Lands Acquisition
P. O. Box 47014
Olympia, WA 98504-7014


200108100332
Skagit County Auditor
8/10/2001 Page 1 of 4 3:46:49PM

ISLAND TITLE COMPANY
Alb27 bill only

**DEED OF RIGHT TO USE LAND FOR
NATURAL RESOURCES CONSERVATION AREA PURPOSES**

Cypress Island NRCA-Buggins

Grantor: State of Washington, acting by and through the Department of Natural Resources
Grantee: State of Washington
Legal Description: Ptn. Section 31, Township 36 North, Range 1 East, W.M.
Tax Parcel Number: Portion of 360131-1-001-0007

The Grantor, State of Washington, acting by and through the Department of Natural Resources, for and in consideration of monies coming in whole from the Habitat Conservation Account of the General Fund of the State of Washington and in fulfillment of terms of the Project Agreement identified below, conveys and grants to the State of Washington individually and as the representative of all the people of the State, the right to use the real property described below forever for the natural resources conservation area purposes described in RCW Chapter 79A.15 and managed in accordance with RCW Chapter 79.71. This dedication is in compliance with the Project Agreement entered into between the Grantor and the State of Washington through the Interagency Committee for Outdoor Recreation entitled Cypress Island Natural Resources Conservation Area, Project Number 96-1002C, signed by the Grantor on the 28th day of July, 1997, and by the Interagency Committee for Outdoor Recreation on the 21st day of July, 1997, and the application and supporting materials which are on file with the Grantor and the State in connection with the Project Agreement.

The Grantor will not make or permit to be made any use of the real property described in this deed, or any part of it, which is inconsistent with the right to use for natural resources conservation area purposes herein granted unless the State, through the Interagency Committee for Outdoor Recreation or its successors, consents to the inconsistent use, which consent shall be granted only upon conditions which will ensure that other natural resources conservation area land of at least equal fair market value at the time of change of use and of as nearly as feasible equivalent qualities, characteristics and location for natural resources conservation area purposes for which State assistance was originally granted, will be substituted in the manner provided in RCW Chapter 79A.25.100 for marine recreation land, whether or not the real property covered by this deed is marine recreation land.

**Deed of Right to Use Land For
Natural Resources Conservation Area Purposes
Cypress Island NRCA-Buggins**

RCW Chapter 79A.25.100 reads as follows:

"Marine recreation land with respect to which money has been expended under RCW 43.99.080 (recodified as RCW 79A.25.080) shall not, without the approval of the committee, be converted to uses other than those for which such expenditure was originally approved. The committee shall only approve any such conversion upon conditions which will assure the substitution of other marine recreation land of at least equal fair market value at the time of conversion and of as nearly as feasible equivalent usefulness and location."

The certain real property covered by this deed is located in Skagit County, Washington, the legal description of which is set forth on Exhibit A, attached hereto and incorporated by this reference herein.

This deed shall in no way modify or extinguish the functions of the Grantor under the Project Agreement, including the Grantor's functions to operate and maintain the land for natural resources conservation area purposes.

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

#42363
SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax

AUG 10 2001

Amount Paid \$
By Skagit Co. Treasurer Deputy

Judith Holter
Business Systems Support Division

Date: 7/9/01

Standard Deed of Right for Conservation Purposes
Approved as to Form in March, 2000
by the Interagency Committee for Outdoor Recreation
Acquisition Projects: Policies
IAC Manual #3



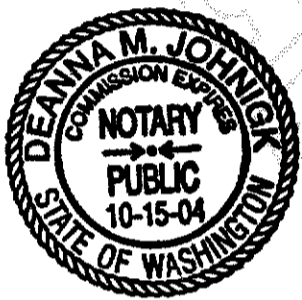
200108100332
, Skagit County Auditor

8/10/2001 Page 2 of 4 3:46:49PM

STATE OF WASHINGTON)
)ss
COUNTY OF Thurston)

On this 9th day of July, 2001, personally appeared before me Judith Holter, to me known to be the ^{acting} Business Systems Support Division Manager of the Department of Natural Resources, State of Washington, who executed the within and foregoing instrument on behalf of the State of Washington, and acknowledged said instrument to be the free and voluntary act and deed of the State of Washington for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the official seal of a Washington State Notary.

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



Deanna M. Johnigk

Notary Public in and for the State of Washington, residing at Toledo.

My appointment expires 10-15-04.

STATE OF WASHINGTON
DEPARTMENT OF NATURAL RESOURCES

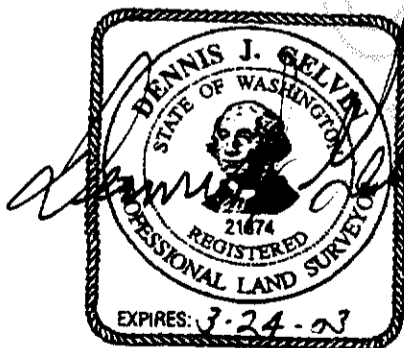
EXHIBIT A

A PORTION OF GOVERNMENT LOT 4, SECTION 31, TOWNSHIP 36 NORTH,
RANGE 1 EAST, WILLAMETTE MERIDIAN, SKAGIT COUNTY, WASHINGTON,
DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHWEST CORNER OF SAID GOVERNMENT LOT 4
WHICH IS MARKED WITH A REBAR AND PLASTIC CAP STAMPED "NEWMAN
RLS 4908" AND CONSIDERING THE EAST LINE OF THE N1/2 OF THE NE1/4 OF
SAID SECTION 31, TO BEAR S02°05'15"W, AS SHOWN ON DEPARTMENT OF
NATURAL RESOURCES (HEREAFTER DNR) FINAL MAP NUMBER 905,
RECORDED IN BOOK 15 OF SURVEYS AT PAGES 110-111, RECORDS OF
SKAGIT COUNTY, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE
THERETO, AND ALL DISTANCES CONTAINED HEREIN BEING GRID
DISTANCES RELATIVE TO THE WASHINGTON COORDINATE SYSTEM
NAD'83(1991) NORTH ZONE;

THENCE S87°49'37"E A DISTANCE OF 1307.85 FEET TO THE NORTHEAST
CORNER OF SAID GOVERNMENT LOT 4;
THENCE S02°05'15"W ALONG THE EAST LINE OF SAID GOVERNMENT LOT 4
A DISTANCE OF 204.03 FEET TO A 5/8" REBAR WITH YELLOW DNR PLASTIC
CAP WHICH MARKS THE NORTH MARGIN OF THAT TRAIL EASEMENT
DESCRIBED IN DOCUMENT RECORDED JANUARY 15, 1991 IN VOLUME 952
AT PAGE 461 UNDER AUDITOR'S FILE NUMBER 9101150051;
THENCE N69°05'29"W A DISTANCE OF 61.08 FEET TO A 5/8" REBAR WITH 2"
DIAMETER DNR ALUMINUM CAP;
THENCE N86°58'47"W A DISTANCE OF 999.48 FEET TO A 5/8" REBAR WITH 2"
DIAMETER DNR ALUMINUM CAP;
THENCE S27°30'55"W A DISTANCE OF 281.02 FEET TO A 5/8" REBAR WITH 2"
DIAMETER DNR ALUMINUM CAP;
THENCE S02°04'54"W PARALLEL WITH THE WEST LINE OF SAID
GOVERNMENT LOT 4, A DISTANCE OF 353.40 FEET, MORE OR LESS, TO THE
NORTH LINE OF LOT 12 OF MADRONA ESTATES, AS RECORDED IN VOL. 8 OF
PLATS AT PAGE 46 OF PLATS, RECORDS OF SKAGIT COUNTY;
THENCE N87°49'06"W ALONG THE NORTH LINE OF SAID MADRONA
ESTATES A DISTANCE OF 129.99 FEET MORE OR LESS TO A 5/8" REBAR WITH
2" DIAMETER DNR ALUMINUM CAP ON THE WEST LINE OF SAID
GOVERNMENT LOT 4;
THENCE N02°04'54"E ALONG THE WEST LINE OF SAID GOVERNMENT LOT 4
A DISTANCE OF 776.98 FEET TO THE POINT OF BEGINNING.

Dennis J. Gelvin, PLS 21674
Land Description & R/W Specialist
Land Survey Unit
Business Systems Support Division
PO Box 47060
Olympia, WA 98504-7060



Dated 3-15-01