FILED FOR RECORD AT THE REQUEST OF/RETURN TO: Martin Lind 127 E. Fairhaven Burlington, WA 98233



## **EASEMENT**

Grantor (s) LANDRY M. CORKERY SR. & SUSAN M. CORKERY, husband and wife; LANDRY M. CORKERY JR. and JON LEIF CORKERY HERB J. GOLDSTON and THERESA L. GOLDSTON, husband and wife

Grantee (s) FOSTER FAIR and MARLEEN FAIR, husband and wife GENE MOE and JANENE MOE, husband and wife

Additional Grantor(s) on page(s)

Additional Grantee(s) on page(s)

Abbreviated Legal: Ptn Section 28 Township 36 North, Range 2 East, W.M.

Additional Legal on page(s) 1-3

Assessor's Tax Parcel No's: P47305, P 47285, P47290, P47299

WHEREAS, LANDRY M. CORKERY SR. and SUSAN MARIE CORKERY, husband and wife; LANDRY M. CORKERY JR. and JON LEIF CORKERY are the owner's of the following described real property located in Skagit County, Washington:

That portion of Government Lot 2 of Section 28 Township 36 North, Range 2 East, W.M., described as follows:

commencing at the East quarter corner of said Section 28, which is a 3/4-inch iron pipe; thence North 0°30'00" West along the East line of said Government Lot 2 a distance of 264.03 feet to a 1/2-inch iron pipe; thence continue North 0°30' 00" West a distance of 1055.97 feet; thence North 89°34'30" West a distance of 1214.90 feet to the TRUE POINT OF BEGINNING; thence South 46°30'00" East a distance of 200.00 feet; thence East 614.07 feet; thence South 923.82 feet; thence South 89°34'30" East parallel to the South line of said Government Lot 2 a distance of 25.00 feet; thence South 0°25'30" West a distance of 264.00 feet to said South line of Government Lot 2; thence North 89°34'30" West along said South

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line a distance of 165.00 feet; thence North 0°25'30" East a distance of 264.00 feet; thence North 89°34'30" West a distance of 627.00 feet; thence North 0°25'30" East a distance of 198.00 feet; thence North 89°34'30" West a distance of 82.50 feet; thence South 0°25'30" West a distance of 264.00 feet; thence North 89°34'30" West a distance of 82.50 feet; thence North 0°25'30" East a distance of 111.24 ft.; thence North 89°34'30" West a distance of 125 feet more or less to the line of ordinary high tide; thence in a Northwesterly and Northerly direction along the line of ordinary high tide to a point which bears North 89°34'30" West from the true point of beginning; thence South 89°34'30" East to the true point of beginning; EXCEPT any portion lying within the South 264 feet of said Government Lot 2.

Situate in the County of Skagit, State of Washington

**AND WHEREAS**, HERB J. GOLDSTON and THERESA L. GOLDSTON, husband and wife, are the owner's of the following described real property located in Skagit County, Washington:

That portion of Government Lot 2, Section 28, Township 36 North, Range 3 East, W.M., described as follows:

Beginning at the Southeast corner of said Government Lot 2; thence West 20 rods (330 feet); thence North 16 rods (264 feet); thence East 20 rods (330 feet) to the East line of said Government Lot 2; thence South to the point of beginning; except the East 20 feet thereof conveyed to Skagit County for road purposes by deed dated July 29, 1952, and recorded August 12, 1952, under Auditor's File No. 478748.

## TOGETHER WITH

TRACT 5A of SHORT PLAT NO. 30-84, APPROVED FEBRUARY 14, 1985 AND RECORDED FEBRUARY 15, 1985 IN VOLUME 7 OF SHORT PLATS, AT PAGE 5, UNDER AUDITOR'S FILE NO. 8502150018, RECORDS OF SKAGIT COUNTY, WASHINGTON. (BEING A PORTION OF SECTIONS 27 AND 28 TOWNSHIP 36 NORTH, RANGE 2 EAST, W.M.)

Situate in the County of Skagit, State of Washington.

AND WHEREAS, FOSTER FAIR and MARLEEN FAIR, husband and wife, and GENE MOE and JANENE MOE, husband and wife, are the owner's of the following describ

Easement Page - 2 - 200109270110 200109270110 Skagit County Auditor Skagit County Auditor 12:51:55PM property located in Skagit County, Washington:

That portion of Government Lot 2 of Section 28 Township 36 North, Range 2 East W.M., described as follows:

Beginning at a point 5 rods (82.5 feet) East and 12 rods (198 feet) North of a post established on the beach due West of the ¼ section corner between Sections 27 and 28, Township 36 North, Range 2 East W.M. (as said post is referred to in deed recorded March 16, 1891 under Auditor's File No. 1282, in Volume 17 of Deeds, page 731, records of Skagit County, Washington); thence West 15 rods (247.5 feet); thence North 40° West, a distance of 127 feet; thence North 51°30' West, a distance of 154 feet; thence East 449.6 feet; thence South 193.2 feet, more or less, to the point of beginning: EXCEPT any portion thereof lying westerly of the Easterly line of ordinary high tide; AND ALSO EXCEPT the North ½ thereof, as said North ½ was conveyed to P.B. Wright by Deed recorded March 16, 1891, under Auditor's File No. 1283, in Volume 17 of Deeds, page 733, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

NOW THEREFORE, THE UNDERSIGNED, LANDRY M. CORKERY SR. and SUSAN MARIE CORKERY, husband and wife; LANDRY M. CORKERY JR. and JON LEIF CORKERY; HERB J. GOLDSTON and THERESA L. GOLDSTON, husband and wife, herein after referred to as "Grantors," in consideration of the covenants and conditions hereinafter set forth, establish, give, grant and convey to FOSTER FAIR and MARLEEN FAIR, husband and wife, and GENE MOE and JANENE MOE, husband and wife, hereinafter referred to as "Grantees," a non-exclusive easement for ingress and egress over and across the following described tract:

That portion of Government Lot 2, Section 28, Township 36 North, Range 2 E.W.M., described as follows:

Beginning at the Northeast corner of a tract of land conveyed to Ronald L. Keller etux., by deed recorded September 8, 1992, as Auditor's File No. 9209080011, records of Skagit County, Washington; thence South 89 degrees 34'30" East along the Easterly extension of the Northerly line of said Keller tract to the Westline of the Samish Point Road No. 302 extension and the true point of beginning; thence North 89 degrees 34'30" West to the top of the cliff; thence Northerly along the top of the cliff to a point which is 30 feet North when measured at right angles to and parallel with the last described course; thence South 89 degrees 34'30" East to the said West line of the Samish Point Road No. 302 extension; thence South along said road to the

See Attached Map Exhibit "A"

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, Skagit County Auditor 9/27/2001 Page 3 of 10 12:51 true point of beginning. ALSO, a continuation of said easement from the Westerly end thereof, by footpath only, 300 feet in a North-then-northwesterly direction, thence Southerly following the existing trail to a point where it intersects the boundary of the property of the grantee herein.

The easement granted herein shall be binding upon and inure to the benefit of the parties and their successors-in-interest and shall constitute a covenant and encumbrance running with the land unless otherwise extinguished by unanimous consent of said parties and/or their successors.

## **PARKING**

IN ADDITION TO GRANTING SAID EASEMENT, Grantors LANDRY M. CORKERY SR. and SUSAN MARIE CORKERY, husband and wife; LANDRY M. CORKERY JR. and JON LEIF CORKERY, grant a license to Grantee to park Grantee's motor vehicle(s) in that area of Grantor's property which is designated by mutual agreement for such parking, and which area is to be adjacent to the easement granted herein.

At all such times as the license granted above is in effect and has not been terminated by Grantor, then Grantors LANDRY M. CORKERY SR. and SUSAN MARIE CORKERY, husband and wife; LANDRY M. CORKERY JR. and JON LEIF CORKERY shall have a first right of refusal to purchase the real property of Grantees which is benefited by said easement and license, and which property is legally described as:

That portion of Government Lot 2 of Section 28 Township 36 North, Range 2 East W.M., described as follows:

Beginning at a point 5 rods (82.5 feet) East and 12 rods (198 feet) North of a post established on the beach due West of the ½ section corner between Sections 27 and 28, Township 36 North, Range 2 East W.M. (as said post is referred to in deed recorded March 16, 1891 under Auditor's File No. 1282, in Volume 17 of Deeds, page 731, records of Skagit County, Washington); thence West 15 rods (247.5 feet); thence North 40° West, a distance of 127 feet; thence North 51°30′ West, a distance of 154 feet; thence East 449.6 feet; thence South 193.2 feet, more or less, to the point of beginning: EXCEPT any portion thereof lying westerly of the Easterly line of ordinary high tide; AND ALSO EXCEPT the North ½ thereof, as said North ½ was conveyed to P.B. Wright by Deed recorded March 16, 1891, under Auditor's File No. 1283, in Volume 17 of Deeds, page 733, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

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In the event said Grantees desire to sell the real property herein described, Grantors LANDRY M. CORKERY SR. and SUSAN MARIE CORKERY, husband and wife; LANDRY M. CORKERY JR. and JON LEIF CORKERY shall have the first right to purchase the said premises on the same terms and conditions of any such third party offer. Upon receipt of an acceptable offer of purchase from a third (3rd) party, Grantees shall submit the same in writing to Grantors who shall have thirty (30) days from receipt of such offer in which to decide to purchase on the terms and conditions of the offer. Grantors shall have first right of refusal as to each and every such bona fide offer received by Grantees.

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Essement SKAGIT COUNTY WASHINGTON Real Estate Excise Tax

ISFP 2 7 2001

**Grantors:** 

**Grantees:** 

Amount Paid

SUSAN MARIE CORKERY

GENE MOE

LEIF CORKER

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4	COUNTY OF WHATEE AT )
***	
	On this day personally appeared before me LANDRY M. CORKERY SR. and
	SUSAN MARIE CORKERY, to me known to be the individuals described in and who
	executed the within and foregoing instrument, and acknowledged that they signed the same as
	their free and voluntary act and deed, for the uses and purposes therein mentioned.
	CINITED 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
	GIVEN under my hand and official seal this
	Market List
	NOTARY PUBLIC Printed Name: Nancy KEEL
	STATE OF WASHINGTON Notary Public in and for the State of
	NANCY KEEL Washington, residing at: Pallingham
	My Appointment Expires October 6, 2001 My commission expires: 10-tle-01
	my repositation Expires October 0, 2001
	STATE OF WASHINGTON
	country of lukateum) ss.
	COUNTY OF COROCICOM)
	On this day personally appeared before me LANDRY M. CORKERY JR., to me
	known to be the individual described in and who executed the within and foregoing
	instrument, and acknowledged that he signed the same as his free and voluntary act and deed,
	for the uses and purposes therein mentioned.
	N. M.
	GIVEN under my hand and official seal this H day of May, 2001.
	Mix a Carlo To
	Printed Name of the Color of the
ſ	Printed Name: DHNA CHAUENTE Notary Public in and for the State of
	NOTARY PUBLIC Notary Public in and for the State of Washington, residing at: 600 F-400 State of Washington, residing at:
	DIANA CHALLENDER
	My Appointment Expires NOV. 27, 2004 My commission expires:

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purpos	ses therein mentioned.				
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	GIVEN under my hand and office	cial seal this	ry day of 1967	<u>. U,</u> 2001.	
		DIANA	CANIT		_

NOTARY PUBLIC STATE OF WASHINGTON DIANA CHALLENDER My Appointment Expires NOV. 27, 2004

DIANA	CHALLENDA	
Printed Name (	Viaia Cha	tleider
Notary Public in ar	nd for the State of	· Al
Washington, residi	ng at: 600 € H	My P and
My commission ex	pires: 11-11-04	Bhan 9823

STATE OF WA	SHINGTON	)	
COUNTY OF	SKAGIT	)	22.

On this day personally appeared before me HERB J. GOLDSTON and THERESA L. GOLDSTON, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

STATUTE NUMBER for hand and official seal this 1314 day of Jeptember 2001.

PUBLIC 2-1-2005 Printed Name: Christing J. Dilley
Notary Public in and for the State of

Washington, residing at: <u>Ledw wholley</u>
My commission expires: 2-1-2005

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, Skagit County Auditor 9/27/2001 Page 7 of 10 12:51:55₽₩

STATE OF WASHINGTON	)
1	) ss.
COUNTY OF SKAg, +	)
	eared before me FOSTER FAIR and MARLEEN FAIR, to
	scribed in and who executed the within and foregoing
	t they signed the same as their free and voluntary act and
deed, for the uses and purposes the	erein mentioned.
GIVEN under my hand and	d official seal this 19 day of Sept., 2001.
	,
	Mary E. Slam
and the second second	Printed Name: Mary E-Slvan
	Notary Public in and for the State of
	Washington, residing at: Mount Vernon
	My commission expires: 11-4-03
STATE OF WASHINGTON	
1	) ss.
COUNTY OF Skagit	) //

On this day personally appeared before me JANENE MOE, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 25th day of September, 2001

Printed Name: Melinda S. Wannamak

Notary Public in and for the State of

Washington, residing at: Mt. Vernon
My commission expires: 8-1-04

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, Skagit County Addition 2001 Page 8 of 10 12:51:55PM

STATE OF WASHINGTON	)	
	)	SS
COUNTY OF	)	

On this day personally appeared before me GENE MOE, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 25th day of September 2001.

Printed Name Melida S. Warne

Notary Public in and for the State of

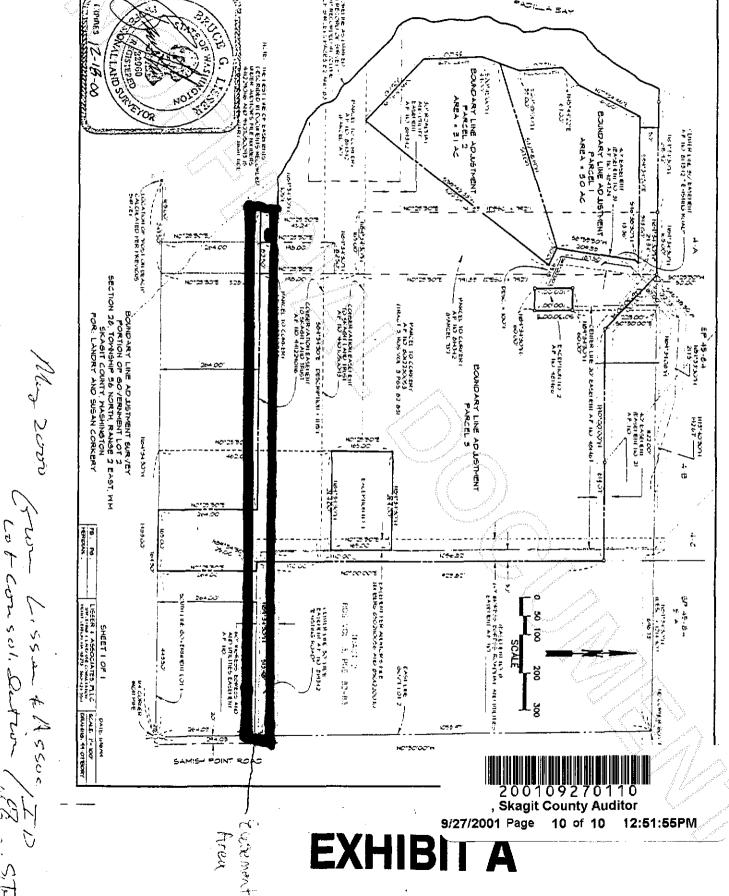
Washington, residing at: mt. Verno

My commission expires: 8-1-04

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