

Return Name and Address:
AT&T Cable Services
ATTN: Elizabeth Caudillo
400 Sequoia Dr
Bellingham WA 98226



200110010016

, Skagit County Auditor

10/1/2001 Page 1 of 4 8:47:59AM

Please print or type information

Document Title(s)

1. Memorandum of Easement

Maddox Highlands Condos

Grantor(s)

1. Intervest Properties

Grantee(s)

1. TCI Cablevision of Washington
2.

Legal Description (abbreviated: i.e. lot, block, plat OR section, township, range, qtr.),

Lot B10 Maddox Creek Pud Ph III



Additional legal is on page 4 of document.

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



Additional numbers on page _____ of document.

Assessor's Property Tax Parcel/Account Number



4773-001-101-0000

Additional parcel numbers on page 4 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.

**AT&T BROADBAND
400 SEQUOIA DR.
BELLINGHAM, WA 98226**

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

Attn: Business Services Group
AT&T Broadband
12535 15th Ave. NE
Seattle, WA 98125
(206) 268-8325

MDU BROADBAND SERVICES AGREEMENT
Exhibit B
MEMORANDUM OF EASEMENT

Property Owner: Interwest Properties

Address: 275 SE Pioneer Way PO Box 1649
City, State, Zip: Oak Harbor, WA 98277
Contact Person: Scott Southwick
Telephone 1: (360) 279-4515
Telephone 2: _____
Fax: (360) 675-8860

Complex Name: MADDOX HIGHLANDS CONDOS

Address: 1422 Digby Place & 1508 Lindsay Loop
City, State, Zip: Mount Vernon, WA 98274
Contact Person: Scott Southwick
Telephone 1: (360) 279-4515
Telephone 2: _____
Fax: (360) 675-8860

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, Interwest Properties, on behalf of itself, its successors and assigns, with an office at 275 SE Pioneer Way PO Box 1649, Oak Harbor, WA 98277 (hereinafter called "Grantor") has granted TCI Cablevision of Washington, Inc., with an office at 400 Sequoia Drive, Bellingham 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 3/14/01 (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 one (1) year terms unless otherwise terminated by



AT&T BROADBAND
400 SE QUOIA DR.
BELLINGHAM, WA 98226

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 MARCH, 2001

Owner:

Interwest Properties

By:

Name:

Title:

SCOTT W. SOUTHWICK
(Print or type)

STATE OF WASHINGTON)
COUNTY OF ISLAND) ss.

On this 14th day of MARCH, 2001, before me, a Notary Public in and for the State of WASHINGTON, personally appeared SCOTT W. SOUTHWICK 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.

Juanita M. Morris-Andres
Notary Public

My Commission Expires: 5/10/2002

Juanita M. Morris-Andres

Easement
SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

SEP 28 2001

Amount Paid \$0
Skagit County Treasurer
By: [Signature] Deputy

JUANITA M. MORRIS-ANDRES
STATE OF WASHINGTON
NOTARY --- PUBLIC
MY COMMISSION EXPIRES 5-10-02



200110010016

, Skagit County Auditor

360 527
8300

AT&T BROADBAND
400 SEQUOIA DR.
BELLINGHAM, WA 98226

MDU BROADBAND SERVICES AGREEMENT

Exhibit A

LEGAL DESCRIPTION OF PREMISES

Property Owner: Interwest Properties

Address: 275 SE Pioneer Way PO Box 1649
City, State, Zip Oak Harbor, WA 98277
Contact Person: Scott Southwick
Telephone 1: (360) 279-4515
Telephone 2: _____
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Complex Name: MADDOX HIGHLANDS CONDOS

Address: 1422 Digby Place & 1508 Lindsay Loop
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Contact Person: Scott Southwick
Telephone 1: (360) 279-4515
Telephone 2: _____
Fax: (360) 675-8860

____ 1/4 of the ____ 1/4 of Section ____ , Township ____ , Range ____

Parcel or Tax Account Number(s): see below

[Enter Legal Description of Premise Here]

1508 LINDSAY LOOP:

*LOT B10 MADDOX CREEK PUD PHASE III,
SKAGIT CO.*

1422 DIGBY PLACE

*LOT B11 MADDOX CREEK PUD PHASE III,
SKAGIT CO.*

PARCEL #:

*4773-001-101-0000 through 4773-001-105-0000
and*

4773-002-101-0000 through 4773-002-105-0000



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