

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



200110230072

, Skagit County Auditor

10/23/2001 Page 1 of 4 2:49:32PM

Please print or type information

**Document Title(s)**

1. Memorandum of Easement — Ridgewood Apts

**Grantor(s)**

1. David T McPeake

**Grantee(s)**

TCI Cablevision of Washington Inc

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

lot 6, Ridgewood 2nd Edition



Additional legal is on page \_\_\_\_\_ of document.

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

**Unrecorded**



Additional numbers on page \_\_\_\_\_ of document.

**Assessor's Property Tax Parcel/Account Number**



P79463

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.

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

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

**MDU BROADBAND SERVICES AGREEMENT**  
**Exhibit B**  
**MEMORANDUM OF EASEMENT**

Property Owner: <u>David T. McPeake</u>	Complex Name: <u>RIDGEWOOD APARTMENTS</u>
Address: <u>910 Plaza Prop Mgmt</u>	Address: <u>406 Stanford Dr</u>
City, State, Zip: <u>120 E. George Hopper Burlington WA</u>	City, State, Zip: <u>Mt Vernon, WA 98273</u>
Contact Person: <u>Dottie</u>	Contact Person: <u>Property Manager</u>
Telephone 1: <u>360-424-7368</u>	Telephone 1: <u>(360) 424-7368</u>
Telephone 2: _____	Telephone 2: _____
Fax: _____	Fax: _____

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, David T. McPeake on behalf of itself, its successors and assigns, with an office at 120 E. George Hopper Rd., Suite 200 Burlington, WA 98233 (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 6/25/01 (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 the parties as set forth in the Agreement. The easement and this memorandum shall terminate ninety



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

(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 25 day of June

Owner:

David T. McPenske

By:

Name:

DAVID T. McPenske

(Print or type)

Title:

owner

STATE OF

Washington

COUNTY OF

Skagit

ss.

On this 25 day of June, 2001, before me, a Notary Public in and for the State of Washington, personally appeared DAVID T. McPenske 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.

Leah M. Meissner  
Notary Public

My Commission Expires:

8/7/2001

Easement  
SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

OCT 23 2001

Amount Paid \$ 0  
Skagit Co. Treasurer  
By AS Deputy



200110230072

, Skagit County Auditor

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

**MDU BROADBAND SERVICES AGREEMENT**

**Exhibit A**

**LEGAL DESCRIPTION OF PREMISES**

Property Owner: David T. McPeake Complex Name: RIDGEWOOD APARTMENTS  
Address: 90 Plaza Realty Corp Mt Vernon Address: 406 Stanford Dr  
City, State, Zip: 120 E. George Hagen #200 City, State, Zip: Mt Vernon, WA 98273  
Contact Person: Butch Contact Person: Property Manager  
Telephone 1: 360-424-7368 Telephone 1: (360) 424-7368  
Telephone 2: \_\_\_\_\_ Telephone 2: \_\_\_\_\_  
Fax: \_\_\_\_\_ Fax: \_\_\_\_\_

\_\_\_\_ 1/4 of the \_\_\_\_ 1/4 of Section \_\_\_\_ , Township \_\_\_\_ , Range \_\_\_\_

Parcel or Tax Account Number(s): P79463 & P79477

*Lot 6, Ridgewood Second addition  
according to the plat  
recorded in Vol. 11 of plats,  
pg. 40, records of Skagit  
County, Washington*



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