

After Recording Return to:
Jack R. Wallace
P.O. Box 372
Burlington, WA 98233



200201070175
Skagit County Auditor

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AMENDMENT TO SEWER EASEMENT

Grantor(s): **Drainage District No. 19 Of Skagit County**

Grantee(s): **City of Burlington**

Abbreviated Legal Description: Ptn NW1/4 NE1/4 S-10, T-34 N, R-3E

Additional legal description on page EX "A" of document.

Assessor's Tax Parcel Number(s): P21330

This Amendment to Sewer Easement is made this 27th day of Sept., 2000, by **Drainage District No. 19 Of Skagit County, a municipal corporation** (hereinafter "Grantor").

RECITALS

A. Grantor previously granted to Puget Sound Energy, a Washington corporation, formerly known as "Puget Sound Power & Light Company" ("PSE"), a 50-foot easement for the installation of utilities, including, but not limited to, a sewer pipeline. Said easement agreement was dated December 23, 1982 and was recorded January 21, 1983 under Skagit County Auditor's file #8301210051. PSE subsequently assigned to the City of Burlington a 20-foot easement for the installation of a sewer line. Said sewer easement shall be hereinafter referred to as the "original easement".

B. Grantor has agreed to amend the original easement to provide that the City of Burlington shall have the right to install a second sewer line in the existing 20-foot right-of-way which crosses the drainage ditch located on Grantor's property.

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Now, Therefor, Grantor hereby amends the original easement as follows:

1. **Description of Grantor's Property.** Grantor is the owner of a 60-foot wide parcel of real property located in *Section 10, Township 34 N., Range 3 E., W.M., in Skagit County, Washington, more particularly described on Exhibit "A"*.

2. **Amendment of Easement.** Grantor hereby amends the original easement and grants and quit claims to Grantee, the right to install a second sewer line in the existing right-of-way, subject to the same terms and conditions as the original easement. Except as modified by this amendment, the terms of the original easement shall remain in full force and effect.

3. **Construction, Maintenance and Replacement.** Grantee shall have the right to enter upon Grantor's Property for the purpose of constructing, operating, maintaining, inspecting, altering, removing, and replacing or repairing said sewer line or lines and related components.

4. **Restoration of Grantor's Property.** Grantee covenants and agrees to restore the surface of Grantor's Property to the condition it was in prior to the installation and/or maintenance of any utility lines installed in the easement.

5. **Assignment.** The Grantee shall have the right to assign this easement in whole or in part. This easement shall run with the land and bind the Grantor, his heirs, successors and assigns.

6. **Excise Tax.** No monetary consideration shall be paid for this amendment. Accordingly, no excise tax is or shall be due.

Easement
SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

JAN 07 2002

Amount Paid \$ *0*
Skagit Co. Treasurer
By *[Signature]* Deputy



7. **Enforcement.** This easement shall be construed according to the laws of the State of Washington.

DATED THIS 27th day of Sept., 2000.

DRAINAGE DISTRICT NO. 19

By: Henry Vander Veen
Commissioner

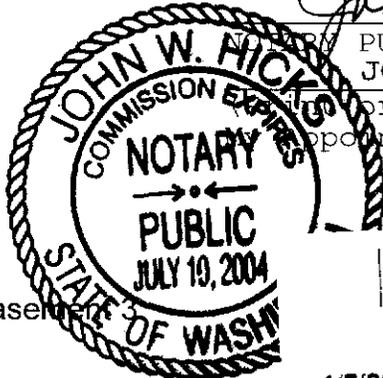
By: Earl Ruth
Commissioner

By: William M. Ross
Commissioner

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that HENRY VANDER VEEN is the person who appeared before me, and said person acknowledged that he/~~she~~ signed this instrument, on oath stated that he/~~she~~ was authorized to execute the instrument and acknowledged it as the Commissioner of **DRAINAGE DISTRICT NO. 19**, a Washington Municipal Corporation, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: Sept. 27, 2000., 2000.



John W. Hicks
PUBLIC
JOHN W. HICKS
(or Type Name of Notary)
Appointment Expires 7-11-2004

Amendment to Sewer Easement
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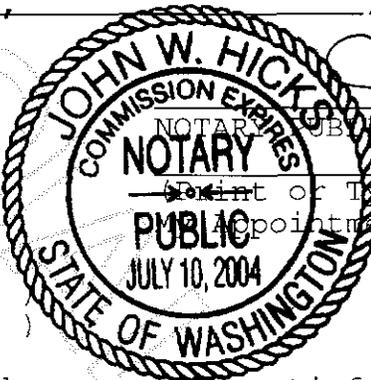
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STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that EARL PETH is the person who appeared before me, and said person acknowledged that he/~~she~~ signed this instrument, on oath stated that he/~~she~~ was authorized to execute the instrument and acknowledged it as the Commissioner of **DRAINAGE DISTRICT NO. 19**, a Washington Municipal Corporation, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: Sept. 27, , 2000.

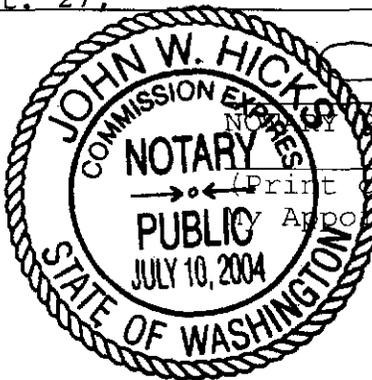


John W. Hicks
JOHN W. HICKS
(Print or Type Name of Notary)
Appointment Expires 7-10-2004

STATE OF WASHINGTON)
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that WILLIAM M. ROOZEN is the person who appeared before me, and said person acknowledged that he/~~she~~ signed this instrument, on oath stated that he/~~she~~ was authorized to execute the instrument and acknowledged it as the Commissioner of **DRAINAGE DISTRICT NO. 19**, a Washington Municipal Corporation, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED: Sept. 27, , 2000.



John W. Hicks
JOHN W. HICKS
(Print or Type Name of Notary)
Appointment Expires 7-10-2004



EXHIBIT 'A'
Legal Description of Grantor's Property

A tract of land 60 feet in width, the centerline of which is described as follows:

Beginning at the north quarter corner of Section 10, Township 34 North, Range 3 East W.M.; thence South $89^{\circ}16'39''$ East for a distance of 686 feet, more or less, to a point 30 feet east of the Northeast corner of the Northwest Quarter of the Northwest Quarter of the Northeast Quarter of said Section 10, which is the true point of beginning; thence South $0^{\circ}48'$ East for 468.0 feet, more or less; thence South $65^{\circ}21'$ West for 290.0 feet; thence South $23^{\circ}55'$ West for 241.0 feet; thence South $55^{\circ}34'$ West for 356.0 feet; thence South $15^{\circ}12'$ West for 190 feet to a point on the North-South centerline of said Section 10.

Situate in the County of Skagit, State of Washington.

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