



200206120136

Skagit County Auditor

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AFTER RECORDING MAIL TO:

**Mt. Baker Ranger District
810 Highway 20
Sedro Woolley, WA 98284**

DOCUMENT TITLE: Right of Way Easement

GRANTOR:

Cugini Land and Timber Co.

GRANTEE:

**United States of America
USDA Forest Service**

ABBREVIATED LEGAL DESCRIPTION AS FOLLOWS:

**W1/2NW1/4SW1/4, Section 17,
NE1/4SE1/4, Section 18,
T35N R09E, W. Mer.**

Complete legal description is on page(s) 1 of document

ASSESSOR'S PROPERTY TAX PARCEL OR ACCOUNT NUMBER:

P 44473, P 44440

REFERENCE NUMBERS OF DOCUMENTS ASSIGNED OR RELEASED:

Right of Way Easement Deed

THIS EASEMENT, dated this 21 day of May, 2002, from Cugini Land and Timber Company, a Washington general partnership composed of Alex Cugini, Jr., Robert Cugini, Crissa Cugini, and Cathy Cugini, each as their sole and separate property; herein called "Grantor", to the United States of America, hereinafter called "Grantee",

WITNESSETH:

Grantor, for and in consideration of reciprocal rights received by Grantor, does hereby grant to Grantee and its assigns, subject to existing easements and valid rights, a perpetual easement for a road along and across a strip of land, hereinafter defined as the "premises", over and across the following described lands in the County of Skagit, State of Washington:

Jackman Creek Road No. 14 (Relocation)

T. 35 N., R. 9 E., W. M.

Section 17, W1/2NW1/4SW1/4,
Section 18, NE1/4SE1/4,

Said premises are shown on the plat attached hereto marked Exhibit A.

The word "premises" when used herein means said strip of land, whether or not there is an existing road located hereon. Except where it is defined more specifically, the word "road" shall mean roads now existing or hereafter constructed on the premises or any segment of such roads.

Said premises shall be 10 meters on each side of the centerline with such additional width as required for accommodation and protection of cuts and fills. If the road is located substantially as described herein, the centerline of said road, as constructed, is hereby deemed accepted by Grantor and Grantee as the true centerline of the premises granted. If any subsequent survey of the road shows that any portion of the road, although located substantially as described, crosses lands of the Grantor not described herein, the easement shall be amended to include the additional lands traversed; if any lands described herein are not traversed by the road as constructed, the easement traversing the same shall be terminated in the manner hereinafter provided.

The acquiring agency is the U.S. Department of Agriculture, Forest Service.

This grant is made subject to the following terms, provisions, and conditions applicable to Grantee, its permittees, contractors, and assigns:



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A. Except as hereinafter limited, Grantee shall have the right to use the road on the premises without cost for all purposes deemed necessary or desirable by Grantee in connection with the protection, administration, management, and utilization of Grantee's lands or resources, now or hereafter owned or controlled, subject to such traffic-control regulations and rules as Grantor may reasonably impose upon or require of other users of the road. Grantee shall have the right to construct, reconstruct, and maintain roads within the premises.

Grantee alone may extend rights and privileges for use of the premises to other Government Departments and Agencies, States, and local subdivisions thereof, and to other users including members of the public.

B. Grantee shall have the right to cut timber upon the premises to the extent necessary for constructing, reconstructing, and maintaining the road. Timber so cut shall, unless otherwise agreed to, be cut into logs of length specified by the timber owner and decked along the roads for disposal by the owner of such timber.

This easement is granted subject to the following reservations by Grantor, for itself, its permittees, contractors, assigns, and successors in interest:

1. The right to cross and recross the premises and road at any place by any reasonable means and for any purpose in such manner as will not interfere unreasonably with use of the road.
2. The right to all timber now or hereafter growing on the premises, subject to Grantee's right to cut such timber as hereinbefore provided.

It is agreed that the Grantor shall have the right to use the existing road described herein for all purposes deemed necessary or desirable by Grantor in connection with the protection, administration, management, and utilization of Grantor's lands or resources now or hereafter owned or controlled, subject, however, to traffic control regulations as Grantee may reasonably impose under 36 CFR 261.12, and the bearing of road maintenance costs proportionate to use as provided in 36 CFR 212.7(d).

If, at any time, the Regional Forester determines that the road, or any segment thereof, is no longer needed, the easement traversed thereby shall terminate. In the event of such determination, the Regional Forester shall furnish to the Grantor, its successors, or assigns, a statement in recordable form evidencing termination.



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Certified correct as to conditions, description, and consideration

Forrest Shemmer

Forest Land Surveyor

12/4/2002

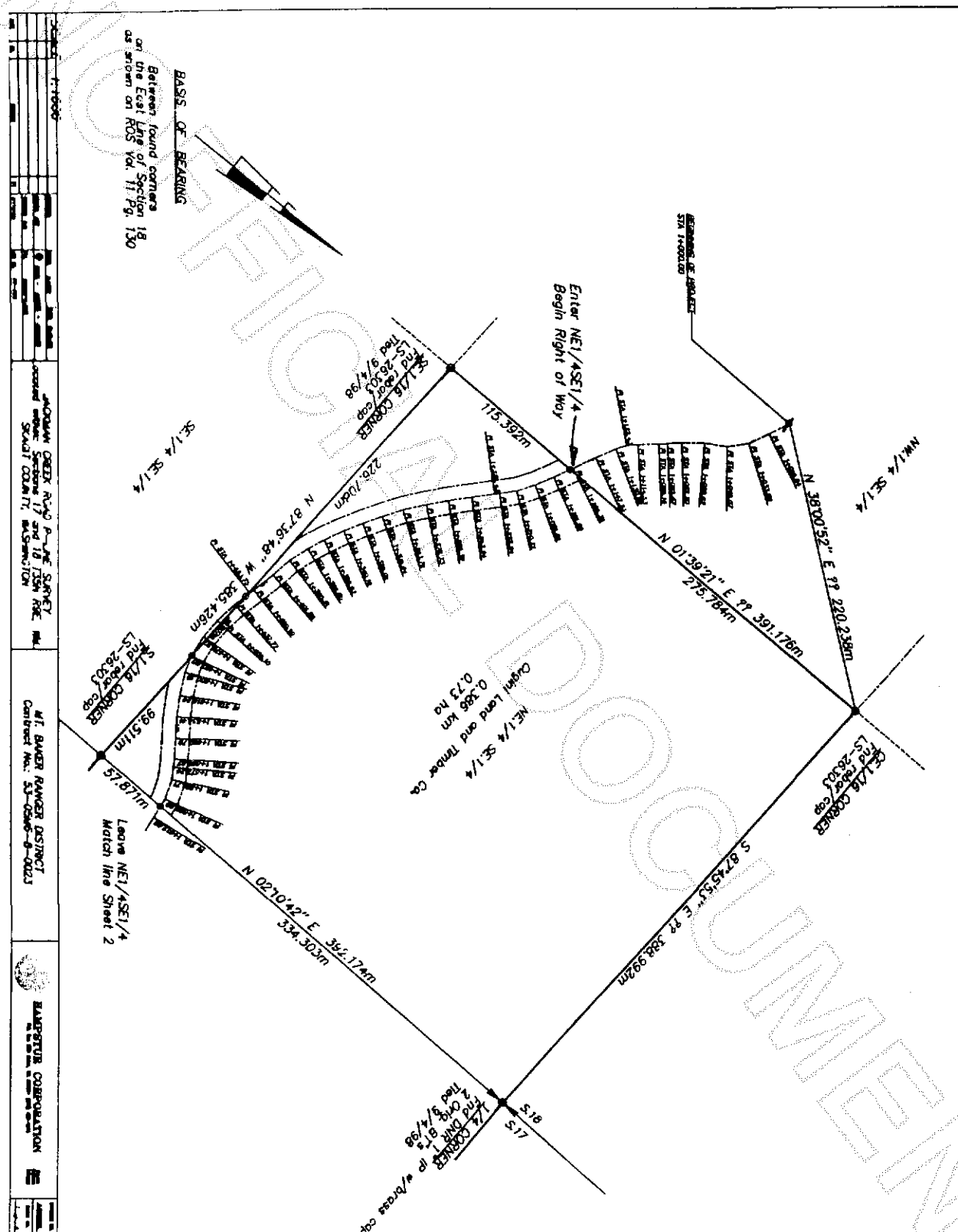
Date



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JACKMAN CREEK ROAD P-LINE SURVEY
 located within Sections 17 and 18 T35N R5E, NW,
 SKAGIT COUNTY, WASHINGTON

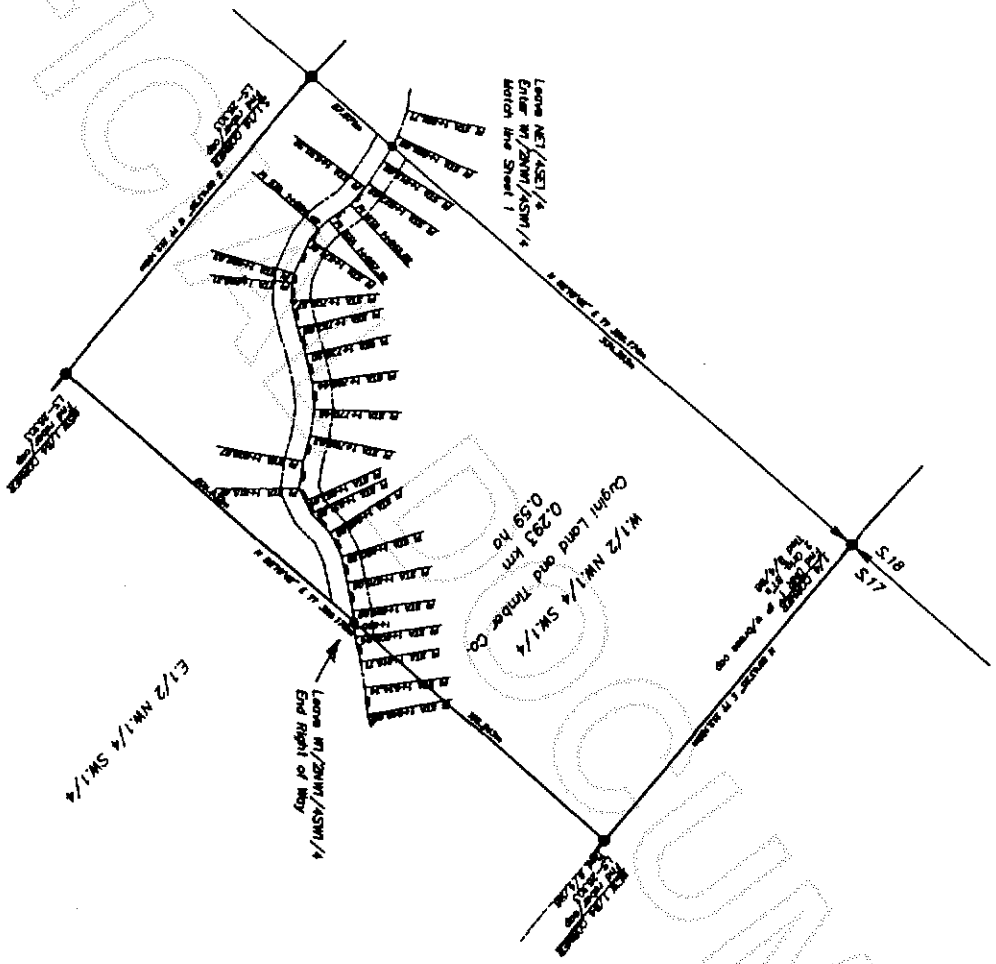
W.T. BAKER PLATNER DISTRICT
 Certificate No. 51-0596-B-0023



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SCALE 1:1000

BASE OF PLATNER
 Surveyed and shown
 in Section 18 of T35N
 R5E, NW, 180



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SCALE 1"=1600'

ADJOYAN DREX ROAD P-LINE SURVEY
 SECTION 17 AND 18 T35N R6E NW
 SKAGIT COUNTY, WASHINGTON

W.T. BAKER RANGER DISTRICT
 Contract No. 53-0546-8-0023

BLAIRTIDE CORPORATION

ROAD LINE TABLE

NUMBER	DIRECTION	DISTANCE
L1	S 65°42'42" E	16.64m
L2	S 64°46'12" E	16.44m
L3	S 47°26'50" E	15.99m
L4	S 30°09'07" E	16.55m
L5	S 38°25'21" E	16.58m
L6	S 42°45'43" E	10.67m
L7	S 40°10'02" E	6.30m
L8	S 42°01'43" E	15.36m
L9	S 43°25'10" E	7.90m
L10	S 56°34'39" E	8.56m
L11	S 63°24'24" E	16.24m
L12	S 65°15'51" E	18.15m
L13A	S 64°41'08" E	2.15m
L13B	S 64°41'08" E	13.52m
L14	S 62°07'31" E	14.82m
L15	S 57°11'52" E	14.36m
L16	S 47°53'04" E	12.72m
L17	S 47°53'02" E	3.49m
L18	S 47°06'27" E	16.81m
L19	S 48°04'58" E	17.15m
L20	S 49°56'53" E	16.34m
L21	S 52°18'57" E	17.03m
L22	S 57°12'21" E	15.88m
L23	S 58°56'18" E	15.41m
L24	S 60°41'18" E	15.10m
L25	S 63°47'23" E	15.77m
L26	S 67°13'54" E	13.57m
L27	S 71°43'19" E	16.01m
L28	S 80°00'12" E	16.39m
L29	S 77°39'56" E	18.22m
L30	S 76°59'22" E	3.65m

BOP

Enter NE1/4SE1/4
 Enter Right of Way Grant

ROAD LINE TABLE

L31A	S 76°39'14" E	3.74m
L31B	S 76°39'14" E	10.28m
L32	S 82°57'02" E	17.38m
L33	S 89°06'38" E	15.82m
L34A	N 81°54'28" E	16.24m
L34B	N 81°54'28" E	0.60m
L35	N 72°18'57" E	12.58m
L36	N 62°55'01" E	17.85m
L37	N 58°10'09" E	16.19m
L38	N 53°52'44" E	16.39m
L39	N 54°04'59" E	15.28m
L40	N 57°09'09" E	6.17m
L41	N 57°40'50" E	9.47m
L42	N 69°53'22" E	15.15m
L43A	N 82°08'23" E	6.46m
L43B	N 82°08'23" E	9.34m
L44	N 85°43'14" E	14.95m
L45	N 85°22'51" E	2.70m
L46	S 88°44'47" E	12.50m
L47	S 74°42'03" E	14.57m
L48	S 84°17'16" E	7.10m
L49	N 89°04'55" E	7.43m
L50	N 73°36'34" E	20.91m
L51	N 60°54'26" E	5.39m
L52	N 53°02'07" E	10.36m
L53	N 37°19'10" E	15.29m
L54	N 36°04'59" E	15.33m
L55	N 37°54'59" E	16.24m
L56	N 45°31'50" E	15.01m
L57	N 58°31'25" E	15.18m
L58	N 64°53'52" E	15.04m
L59	N 58°01'35" E	15.32m
L60	N 27°20'50" E	7.62m
L61	N 24°06'39" E	7.60m
L62	N 07°44'23" E	14.66m
L63	N 26°34'52" E	14.48m
L64	N 36°28'39" E	14.72m
L65	N 39°04'35" E	15.94m
L66A	N 45°04'31" E	5.97m
L66B	N 45°04'31" E	8.67m
L67	N 38°34'36" E	14.06m
L68	N 41°38'49" E	14.63m
L69	N 44°05'53" E	15.19m
L70	N 34°50'38" E	6.81m
L71	N 71°56'55" E	7.95m
L72	N 76°44'42" E	6.86m

Leave Right of Way
 Enter NE1/4SE1/4

SECTION-LINE
 Enter Section 17

Leave W1/2NW1/4SW1/4
 End Right of Way Grant