

AFTER RECORDING RETURN TO:



200312290166

Skagit County Auditor

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Name _____

Address _____

City, State, Zip _____

Abbrev. Leg.	Ptn SW ¼ of Sec. 23, T34N, R4E, WM
Tax Parcel Nos.	340423-0-031-0002/P27634; 340423-3-004-00009/P27674; 340423-3-003-0000/P27673
Grantor.	Livers, Thomas and DeRose Debra
Grantee.	Livers, Thomas and DeRose Debra

DECLARATION OF EASEMENT

This declaration of easement for electrical power is made this 26th day of December, 2003, by Thomas L. Livers, who also appears of record as Tom L. Livers, a single man, and Debra S. DeRose, who acquired title as Debra S. Erickson, as her separate estate, hereafter referred to as "declarants."

RECITALS

Thomas L. Livers is owner of property located in Skagit County, Washington, and more fully described as Parcels A and B on EXHIBIT I, attached hereto and incorporated by this reference (Livers property).

Debra S. DeRose is owner of property located in Skagit County, Washington, and more fully described on EXHIBIT II, attached hereto and incorporated by this reference (DeRose property).

There is an existing electrical power vault located near the northwest corner of Parcel A of the Livers property. An underground electrical power line runs from the power vault north to the DeRose property and south to an existing driveway. The driveway runs from a point on Mountain View Road near the southwest corner of Parcel B of Livers property northeasterly across said Parcel B to Parcel A of the Livers property. The power vault provides electrical power to both the Livers property and the DeRose property.

The Declarants want to create an easement in favor of the of the present and future owners of both the Livers and the DeRose properties for underground electrical power line or lines in the location of the existing underground line which runs from the power vault north to the DeRose property and south to the existing driveway across Parcel B of the Livers property and then southwesterly along the driveway to Mountain View Road.

THEREFORE, in consideration of the mutual covenants and obligations contained herein, the Declarants establish and convey to themselves and the future owners of the real property described on EXHIBITS I and II, attached hereto, the following easement, and declares that the present and future owners of the Livers and DeRose properties described on EXHIBITS I and II shall take and hold title to said properties with the benefit of and subject to the following utility easement.

1. Declarants hereby establish and convey to themselves and the present and future owners of the real property described on EXHIBITS I and II, attached hereto, an easement for the installation, repair and maintenance of an underground electrical power line or lines through a strip of land, 10 feet in width, being 5 feet each side of the centerline of the existing underground power line which runs from the above referenced power vault on the Livers property north to the DeRose property and south to the existing driveway across Parcel B of the Livers property and then southwesterly along the driveway to Mountain View Road.

2. The repair, maintenance and/or replacement of any utility electrical power line or lines shall be the responsibility of the owner(s) of the property or properties served by the line or lines. In the event of repair or replacement of any utility line, following such repair or replacement, the surface of the land shall be repaired and returned to the condition it was in prior to the line repair or replacement.

3. The easements and covenants contained herein shall run with lands described herein and shall extend to and be binding on the heirs, successors, and assigns of the owner of said lands.

IN WITNESS WHEREOF, the undersigned declarants have executed this document the day and date first above written.



Thomas L. Livers



Debra S. DeRose

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

DEC 29 2003

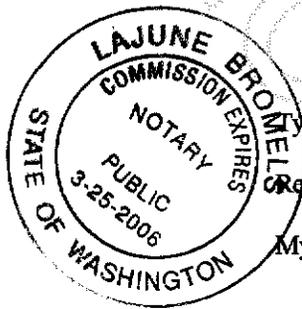
Amount Paid \$
Skagit County Treasurer
By: Deputy



STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Thomas L. Livers is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in this instrument.

Dated Dec 19th, 2003.



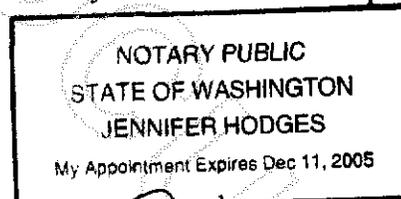
Typed/printed notary name
Residing at
My appointment expires

Lajune Bromels
Lajune Bromels
MT Vernon WA
3-25-2006

STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

I certify that I know or have satisfactory evidence that Debra S. DeRose is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in this instrument.

Dated December 26, 2003.



Typed/printed notary name
Residing at
My appointment expires

Jennifer Hodges
Jennifer Hodges
Mount Vernon, WA
December 11, 2005

LiversDeRoseEasement

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EXHIBIT I
Livers Property

Parcel A, Tax Parcel P 27674

The North 200 feet of the South 1,200 feet of the East ½ of the West ½ of Southwest ¼ of Section 23, Township 34 North, Range 4 East, W.M., EXCEPT road, AND EXCEPT the West 40 feet thereof conveyed to Skagit County by deed recorded September 8, 1965, under Auditor's File No. 671415, records of Skagit County, Washington.

Situate in Skagit County, Washington.

Parcel B, Tax Parcel P 27634

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**EXHIBIT II
DeRose Property**

Tax Parcel 27673

The North 200 feet of the South 1,400 feet of the East ½ of the West ½ of Southwest ¼ of Section 23, Township 34 North, Range 4 East, W.M., EXCEPT road, AND EXCEPT the West 40 feet thereof conveyed to Skagit County for road.

Situate in Skagit County, Washington.

LiversDeRoseEasement



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