



200401050137
Skagit County Auditor

1/5/2004 Page 1 of 4 1:34PM

After recording return document to:

State of Washington
Department of Transportation
Real Estate Services Office
P.O. Box 47338
Olympia, WA 98504-7338

Document Title: Temporary Easement

Reference Number of Related Document: N/A

Grantor(s): Atlantic Avenue, L.L.C.

Grantee: State of Washington

Legal Description: Ptn Lots 9 and 10, Block 11, Vernon Heights Addition to Mount Vernon, Vol. 1 of Plats, page 108

Additional Legal Description is on Page(s) 4 of Document

Assessor's Tax Parcel Number(s): 3763-011-010-0006 (P54557)

FIRST AMERICAN TITLE CO.

61817

TEMPORARY EASEMENT

State Route 5, Mount Vernon: Blackburn St. to Skagit River

The Grantor, ATLANTIC AVENUE, L.L.C., a Washington limited liability company, for and in consideration of TEN AND NO/100 (\$10.00) DOLLARS, and other valuable consideration, convey and warrant unto the **STATE OF WASHINGTON**, and its assigns, a Temporary Easement over, under, upon and across the hereinafter described lands for the purpose of constructing a retaining wall together with the right to place personnel, machinery and equipment on the lands to perform these purposes, under the imminent threat of the Grantee's exercise of its rights of Eminent Domain.

The temporary rights herein granted shall terminate on December 31, 2006.

Said lands being situated in Skagit County, State of Washington, and described as follows:

See Exhibit A attached hereto and made a part hereof.

TEMPORARY EASEMENT

It is understood and agreed that delivery of this Temporary Easement is hereby tendered and that the terms and obligations hereof shall not become binding upon the State of Washington unless and until accepted and approved hereon in writing for the State of Washington, Department of Transportation, by the Director of Real Estate Services.

Dated Dec 1, 2003

Accepted and Approved:

ATLANTIC AVENUE, L.L.C., a Washington
limited liability company

STATE OF WASHINGTON
Department of Transportation

By: George T. Strong-Roberts
GEORGE T. STRONG-ROBERTS,
Manager

By: Gerald L. Gallinger
Gerald L. Gallinger
Director, Real Estate Services

By: Nancy Strong-Roberts
NANCY STRONG-ROBERTS,
Manager

Date: Dec 31, 2003

SKAGIT COUNTY WASHINGTON
Real Estate Excise Tax
PAID

JAN 05 2004

Amount Paid \$
Skagit County Treasurer
By: Deputy

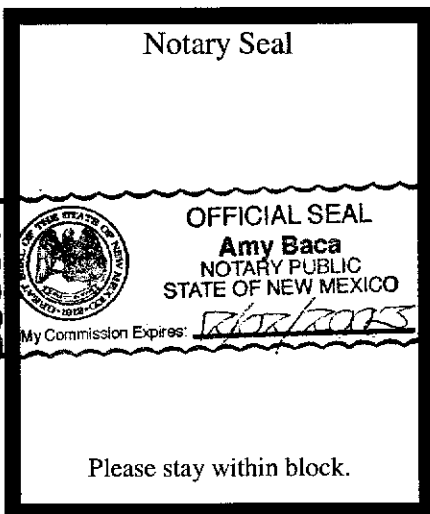


TEMPORARY EASEMENT

STATE OF New Mexico : ss.
County of Santa Fe

On this 1st day of December, 2003, before me personally appeared GEORGE T. STRONG-ROBERTS and NANCY STRONG-ROBERTS, to me known to be the Managers of ATLANTIC AVENUE, L.L.C., the limited liability company that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said limited liability company, for the uses and purposes therein mentioned, and on oath stated that they were authorized to execute the said instrument, and on oath further stated that said limited liability company is the managing member of ATLANTIC AVENUE, L.L.C., and that said instrument was the free and voluntary act and deed of said limited liability company for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.



Amy Baca
Notary (print name) Amy Baca
Notary Public in and for the State of Washington, New Mexico
residing at Santa Fe County
My Appointment expires 12/01/2005



TEMPORARY EASEMENT

EXHIBIT A

All that portion of the hereinafter described PARCEL "A" lying northerly and westerly of a line beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) A 19+31± on the A line survey of the SR 5, Mount Vernon: Blackburn St. to Skagit River and 47.39 feet easterly therefrom, said point being on the southwesterly corner of said PARCEL "A"; thence easterly to a point opposite HES A 19+33± on said A line survey and 62.17 feet easterly therefrom, said point being on the southerly line of said PARCEL "A"; thence northerly to a point opposite HES A 22+22 on said A line survey and 45.02 feet easterly therefrom and the end of this line description.

PARCEL "A"

Lots 9 and 10, Block 11, Vernon Heights Addition to Mount Vernon, as per plat recorded in volume 2 of Plats, page 108, records of Skagit County, Washington.

The lands herein described contain an area of 900 square feet, more or less, the specific details concerning all of which are to be found in that certain map of definite location now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval February 25, 1971, revised February 14, 2003.

Reviewed:

George T. Strong-Robert

Dated: 12/1/03

FOR ATLANTIC AVE. LLC

