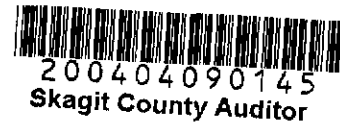


Return to:
City of Mount Vernon
Post Office Box 809
Mount Vernon, WA 98273



4/9/2004 Page 1 of 6 1:44PM

Document Title: Easement
Grantor(s): Safeway Inc.
Grantee: City of Mount Vernon
Abbrev. Legal Description: Ptn Lot 1C Binding Site Plan MV-1-94
Legal Description: Attached Exhibit "A" – Page 3
Tax Parcel ID: P107482

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that SAFEWAY INC., a Washington Corporation, for ten dollars (\$10) and good and valuable consideration hereby grant unto the CITY OF MOUNT VERNON, a Municipal Corporation of the State of Washington, refereed to herein as the City, an easement over, along and across the full width and length of the premises described as follows:

See Attached Exhibit "A"

With right, privilege and authority, to said City to construct, or cause to construct, maintain, replace, reconstruct, and remove underground sanitary sewage and storm drainage facilities, with all appurtenances incident thereto or necessary therewith, in and across the said premises, and to cut and remove from said easement any trees or obstructions which may endanger the safety or interfere with the use of such facilities or appurtenances in the easement; and the right of ingress and egress to and over said premises at any and all times for the purposes of doing anything necessary or useful or convenient for the enjoyment of the easement hereby granted; and the right of conveyance of said easement and privilege.

THERE IS RESERVED TO THE GRANTOR; their heirs and assigns, the right and privilege to use the above described land of the grantor, at any time, in any manner and for any purpose not inconsistent with the full use and enjoyment by the grantee, its successors and assigns, of the rights and privileges herein granted. The grantee is responsible for operating and maintaining the above-described works of improvement.

THE GRANTOR SHALL refrain from constructing or placing any buildings or other permanent improvements, including fencing, upon the above-described easement area, provided that Grantor shall be entitled to construct and maintain standard parking lot

improvements such as paving, light standards and curbs in the easement area. The City shall under no circumstances be held responsible for the restoration of any existing buildings or improvements upon the above described premises, if said improvements are in any way disturbed during the exercise of the above described easement privileges, but shall restore pavement surfacing that may be damaged by the City's exercise of its rights under this Easement.

Date this 19th day of March, 2004

SAFEWAY INC.
(a Delaware corporation)

By Wanda L. Thomas
Its Assistant Vice President

By [Signature]
Its Assistant Secretary

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

APR 09 2004

Amount Paid \$
Skagit Co. Treasurer
By Deputy

[illegible]

On this ____ day of _____, 2004, before me a Notary Public in and for the County and State personally appeared _____ to me known to be the _____ (title) of Safeway Inc. that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the purposes and uses therein mentioned, and on oath stated that he was authorized to execute said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public in and for the State of Washington
Residing at _____
My commission expires _____



200404090145
Skagit County Auditor

ACKNOWLEDGMENT

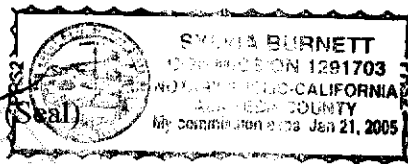
STATE OF CALIFORNIA)
)
COUNTY OF ALAMEDA) SS.

On March 19, 2004, before me, Sylvia Burnett, Notary Public, personally appeared Wendall Mitchell and Jerome P. Harrison personally known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacity, and that by their signatures on the instrument, the persons or the entity upon behalf of which the persons acted, executed the instrument.

WITNESS my hand and official seal.

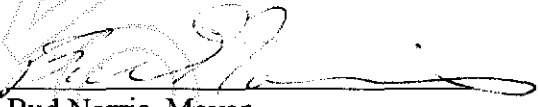
Signature

Sylvia Burnett

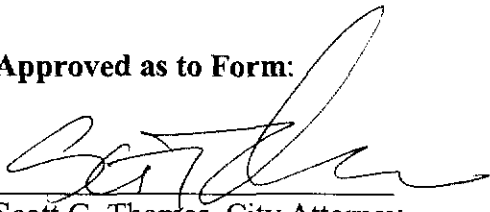


200404090145
Skagit County Auditor

CITY OF MOUNT VERNON


Bud Norris, Mayor

Approved as to Form:


Scott G. Thomas, City Attorney

Attest:


Alicia D. Huschka, Finance Director



200404090145

Skagit County Auditor

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EXHIBIT "A"

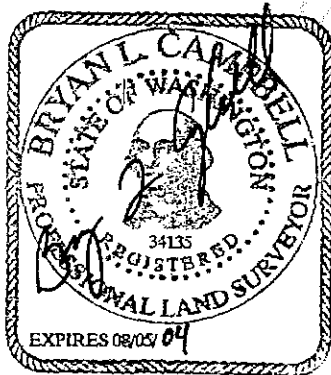
**INGRESS / EGRESS EASEMENT
DESCRIPTION**

THE NORTH 10.00 FEET OF LOT 1C OF CITY OF MOUNT VERNON BINDING
SITE PLAN NUMBER MV-1-94 AS RECORDED UNDER SKAGIT COUNTY
RECORDING NUMBER 9405310129;

SITUATE IN THE CITY OF MOUNT VERNON, COUNTY OF SKAGIT, STATE OF
WASHINGTON.

SAFEWAY, INC.
BRYAN L. CAMPBELL
BRH JOB NO. 2003144.01
FEBRUARY 26, 2004

BUSH ROED & HITCHINGS, INC
2009 MINOR AVENUE E.
SEATTLE, WA 98102
(206) 323-4144

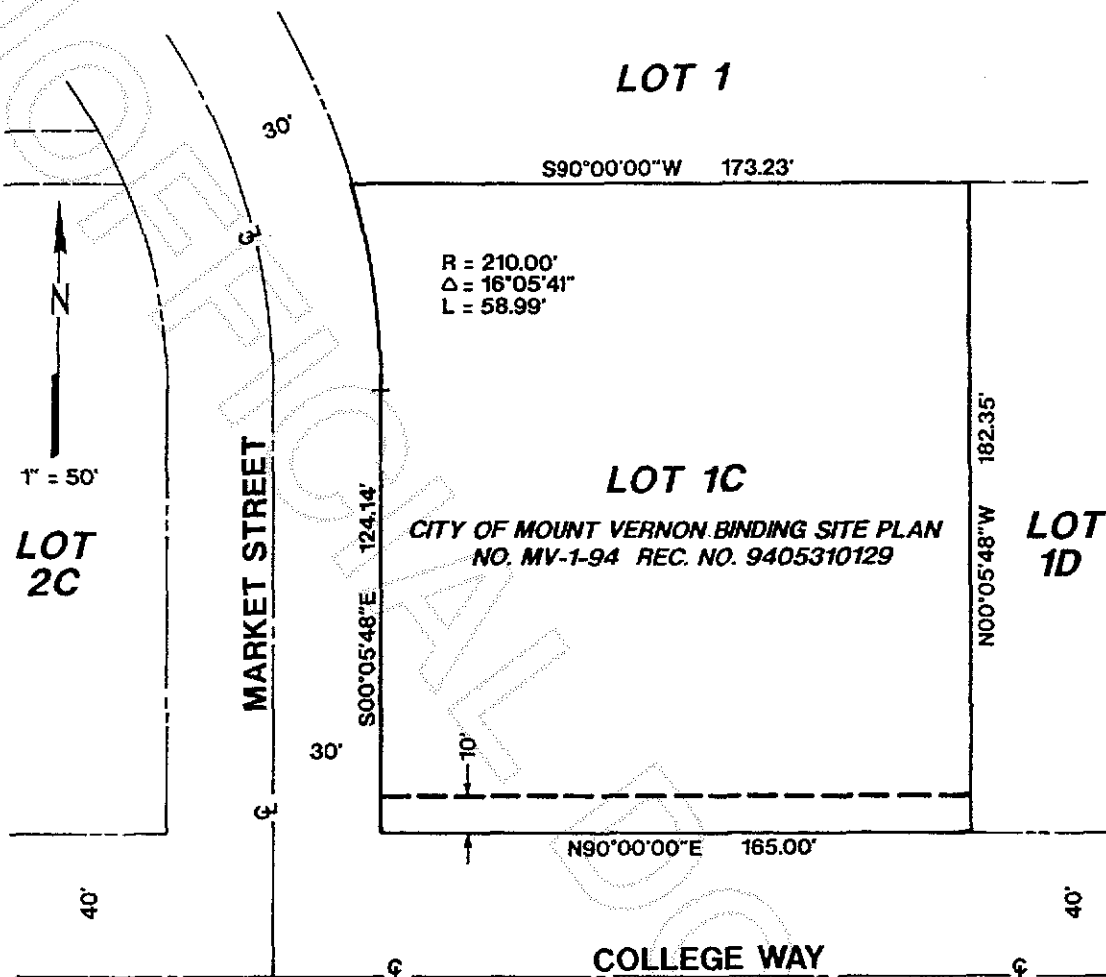


200404090145
Skagit County Auditor

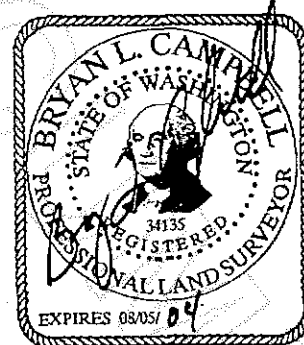
4/9/2004 Page

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6 1:44PM



BRH
BUSH, ROED & HITCHINGS, INC.
 CIVIL ENGINEERS & LAND SURVEYORS
 2009 MINOR AVE. E. (206) 323-4144
 SEATTLE, WA 98102-3513
 BRH JOB NO. 2003144.01 2-18-04



INGRESS/EGRESS EASEMENT SKETCH

PREPARED FOR: SAFEWAY, INC.

SAFEWAY STORE #1472 FUELING STATION

MT. VERNON, WA



200404090145
 Skagit County Auditor