

After recording return to:

Adelstein, Sharpe & Serka LLP
400 North Commercial Street
Bellingham, WA 98225



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Skagit County Auditor

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Document Title: Amendment to Grant of Easement

Reference No. of Documents Assigned or Released: AF 507940, Vol. 266, Pgs. 21-24

Grantor: Sakuma 3G, L.L.C., a Washington Limited Liability Company

Grantee: Terasen Pipelines (Puget Sound) Corporation, a Delaware Corporation,
formerly known as Trans Mountain Oil Pipe Line Corporation

Abbreviated Legal Description: Ptn 26-35-03

Assessor's Parcel/Tax I.D. Number: P34834

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

MAR 08 2005

03/03/05
terasen/sakuma/cover sheet grant of easement

Amount Paid \$ 0
By JP Skagit Co. Treasurer Deputy

AMENDMENT TO GRANT OF EASEMENT

This agreement is entered into on the 9 day of December, 2004 by and between Sakuma 3G, L.L.C., a Washington Limited Liability Company (the "Grantor") and Terasen Pipelines (Puget Sound) Corporation, a Delaware corporation, formerly known as Trans Mountain Oil Pipe Line Corporation (the "Grantee").

This Agreement is made with reference to the following facts:

A. Grantor is the owner of certain real property situated in Skagit County, Washington, more particularly described as follows:

The East half of the Northeast quarter of Section 26, Township 35 North, Range 3 East of W.M., except roads and drainage ditch right-of-way situated in Skagit County, Washington.

(the "Property").

B. On September 15, 1954, the predecessor in interest to Grantee executed a Grant of Easement (the "Easement") over a portion of the Property in favor of Grantee which Easement was recorded on October 14, 1954 under Skagit County Auditor's File Number 507940 appearing in Volume 266, Pages 21 through 24.

C. The Easement confers upon the Grantee a right-of-way for the laying down, construction, operation, maintenance, inspection, alteration, removal, replacement, reconstruction and repair of one pipeline, together with all works necessary for its undertaking for the carriage, conveyance, transportation, storage and handling of oil and any product or by-product thereof on a strip of land fifty feet (50') in width located on a portion of the Property depicted on a survey map which is attached to and a part of the Easement.

D. Grantee, with the consent of the Grantor, has relocated a portion of the pipeline located on the Property. It is the desire of the Grantor and Grantee to amend the legal description contained in the Easement in order to bring the right-of-way in conformity with the pipeline as relayed.

Now, therefore, in consideration of the mutual benefits to be derived hereby, the receipt and sufficiency of which are hereby acknowledged, Grantor and Grantee agree as follows:

1. Correction of Legal Description. The legal description of Tract #2 contained in the Easement is stricken and the following is substituted in its place:



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The East half of the Northeast quarter of Section 26,
Township 35 North, Range 3 East of the Willamette
Meridian, except drainage and road rights-of-way.
Situated in the County of Skagit, State of Washington.

2. Replacement of Survey Map. The survey map dated 9/24/54 depicting the location of the pipeline as laid which is attached to the Easement and identified as "Drawing No. E-P-W-126 Survey Plan - RA - 930" is hereby stricken and substituted in its place is the survey map dated 10/26/04 prepared by Larry Steele and Associates, Inc., identified as "Easement Amendment Exhibit Map" attached hereto as **Exhibit 1**.

3. Legal Description of Right-of-Way. The legal description of the fifty foot (50') right-of-way which is the subject of the Easement is that set forth in the "Legal Description for Easement Amendment Terasen Pipelines (Puget Sound) Corporation - Sakuma 3G, L.L.C." prepared by Larry Steele and Associates, Inc. dated September 8, 2004 attached hereto as **Exhibit 2**.

4. Reaffirmation of Terms of Easement. All other terms and conditions of the Easement not expressly modified herein are reaffirmed and shall continue in full force and effect.

GRANTOR:

Sakuma 3G, L.L.C.,
a Washington Limited Liability Company

By: Glenn Sakuma, its Member

GRANTEE:

Terasen Pipelines (Puget Sound) Corporation,
a Delaware corporation

By: H. Harden, its Vice President



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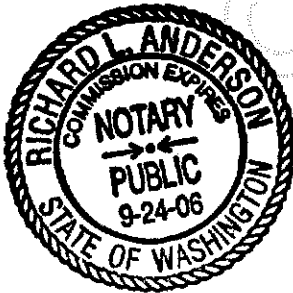
STATE OF WASHINGTON)

)ss.

COUNTY OF SKAGIT)

On this 9 day of December, 2004, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Glenn Sakuma, to me known to be the **Member/Manager of Sakuma 3G, L.L.C.**, the company that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said company, for the uses and purposes therein mentioned, and on oath stated that she/he is authorized to execute said instrument on behalf of the company.

Witness my hand and official seal hereto affixed the day and year first above written.



Printed Name: RICHARD L. ANDERSON

Notary Public in and for the state of

Washington, residing at Burlington

My commission expires: Sept 24, 2006

STATE OF WASHINGTON)

Province of Alberta)ss.

COUNTY OF _____)

On this 14th day of February, ²⁰⁰⁵~~2004~~, before me, the undersigned, a Notary Public in and for the ~~State of Washington~~, duly commissioned and sworn, personally appeared Hugh Hendon, to me known to be the Vice President, Operations of **Terasen Pipelines (Puget Sound) Corporation**, the corporation that executed the foregoing instrument, and acknowledged the said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that she/he is authorized to execute said instrument on behalf of the corporation.

Witness my hand and official seal hereto affixed the day and year first above written.

Printed Name: MICHAEL BOYLE

Notary Public in and for the state of Province of Alberta

Washington, residing at Calgary

My commission expires: at the pleasure of the
Executive Council - Governor

10/27/04
terasen pipelines/sakuma bros easement revision/amendment to grant of easement



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Exhibit 1

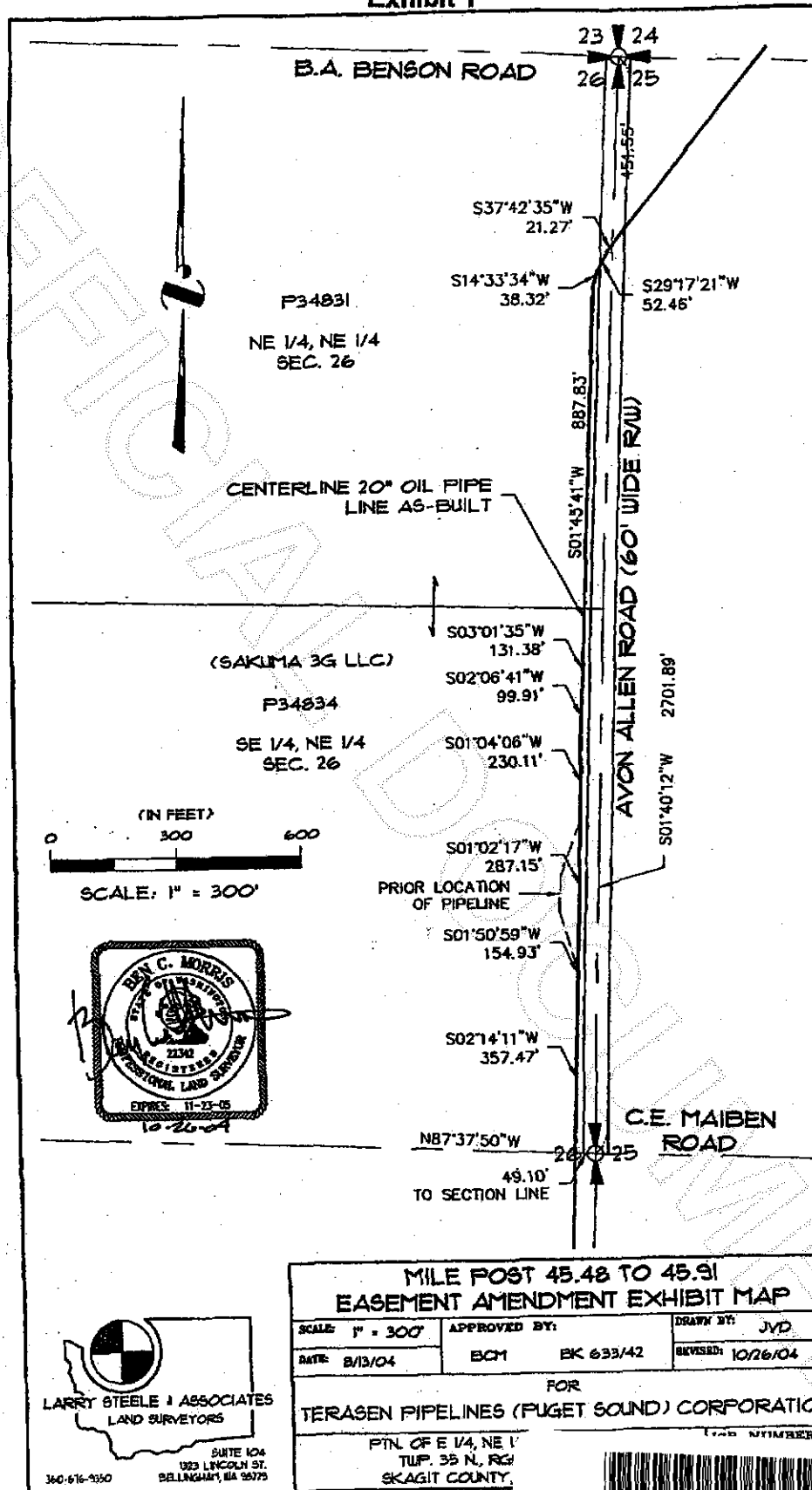


Exhibit 2

**Legal Description
For Easement Amendment
Terasen Pipelines (Puget Sound), Corporation
Sakuma 3G, LLC**

A 50 foot wide easement for oil pipeline being 20 feet Easterly and 30 feet Westerly as measured at right angles to the existing oil pipeline lying over, under and across a portion of the East half of the Northeast quarter of Section 26, Township 35 North, Range 3 East of W.M., Except roads and drainage ditch Right-of-Way.

Said pipeline being particularly described as follows:

Commencing at a cased monument marking the Northeast corner of said Section 26; Thence South 01°40'12" West along the East line of said Northeast Quarter for a distance of 451.55 feet to said existing pipeline, and Point of Beginning; Thence following said pipeline as follows;

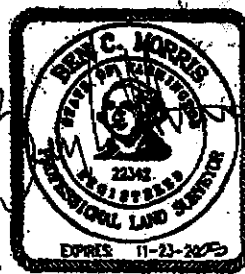
South 37°42'35" West for a distance of 21.27 feet;
South 29°17'21" West for a distance of 52.46 feet;
South 14°33'34" West for a distance of 38.32 feet;
South 01°45'41" West for a distance of 887.83 feet;
South 03°01'35" West for a distance of 131.38 feet;
South 02°06'41" West for a distance of 99.91 feet;
South 01°04'06" West for a distance of 230.11 feet;
South 01°02'17" West for a distance of 287.15 feet;
South 01°50'59" West for a distance of 154.93 feet;
South 02°14'11" West for a distance of 357.47 feet;

To a point on the South line of said Northeast quarter of Section 26, being North 87°37'50" West a distance of 49.10 feet from the Southeast corner of said Northeast quarter, and terminus of herein described easement.

Situate in Skagit County, Washington.

SUBJECT TO AND TOGETHER WITH easements, agreements, covenants, conditions, rights, restrictions and reservations of record.

Prepared by Larry Steele & Associates, Inc.
Land Surveyors
1323 Lincoln St.
Bellingham WA 98229
360-676-9350
Job #07404
Revised 10/26/04



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