



200509140026

Skagit County Auditor

Return Name and Address:

Company**ATTN: Business Services Group**

400 Sequoia Dr.

Bellingham, WA 98226

360-527-8310

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Please print or type information

Document Title(s)

1. Memorandum of Easement—**Where the Heart Is, Assisted Living**
- 2.

Grantor(s)

1. **WHERE THE HEART IS at BURLINGTON, LLC.**
- 2.
- 3.

Grantee(s)

1. **COMCAST OF WASHINGTON IV, INC.**
- 2.
- 3.

Legal Description (abbreviated: i.e. lot, block, plat OR section, township, range, qtr.)**R 04E, T 35N, S 31**☐Additional legal is on page 5 of document.**Assessor's Property Tax Parcel/Account Number****P 109266**☐

Property Tax Parcel ID is not yet assigned.

☐

Additional parcel numbers on page _____ of document.

☒ NO MONETARY COMPENSATION PROVIDED FOR EASEMENT.

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

COMCAST OF WASHINGTON IV, INC.
400 Sequoia Dr.
Bellingham, WA 98226
Attn: Business Services Group

GRANT OF EASEMENT

EXHIBIT A

This Grant of Easement (the "Easement") dated 6th of April 2005 by and between COMCAST OF WASHINGTON IV, INC., its successors and assigns, hereinafter referred to as "Grantee" and WHERE THE HEART IS at BURLINGTON, LLC., hereinafter referred to as "Grantor".

Grantor and Grantee are parties to a Care Facility Bulk Services Agreement dated 4/6/, 2005, pursuant to which Grantee provides certain cable communications services to the Premises commonly known as Where the Heart Is, Assisted Living.

Now, for good and valuable consideration, Grantor(s), owner(s) of the property described below, hereby grant(s) to Grantee, its successors and assigns, an easement in gross and right-of-way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect and remove at any time and from time to time a broadband communications system (hereinafter referred to as the "System") consisting of wires, underground conduits, cables, pedestals, vaults, and including but not limited to above ground enclosures, markers and concrete pads or other appurtenant fixtures and equipment necessary or useful for distributing broadband services and other like communications, in, on, over, under, across and along that certain real property (the "Property") located in the County of Skagit, State of Washington, described as follows:

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

LEGAL DESCRIPTION: (See Attached Exhibit A) SEP 13 2005

Amount Paid \$
By Skagit Co. Treasurer
By Deputy



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Grantor(s) agree for themselves and their heirs and assigns that the System on the Property shall be and remain the personal property of the Grantee and may not be altered, obstructed or removed without the express written consent of the Grantee. The Grantee, and its contractors, agents and employees, shall have the right to trim or cut trees and/or roots which may endanger or interfere with said System and shall have free access to said System and every part thereof, at all times for the purpose of exercising the rights herein granted: provided, however, that in making any excavation on said Property of the Grantor, the Grantee shall make the same in such manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the area to as near the same condition as it was prior to such excavation as is practical.

This easement shall commence on the date appearing in the first paragraph hereof and shall continue until August 15, 2010. Thereafter, this easement shall be automatically renewed for consecutive terms of three (3) years each, unless otherwise terminated by the parties as set forth in the Agreement.

Executed this 6th day of April, 2005.

WITNESS/ATTEST:

OWNER: WHERE THE HEART IS
at BURLINGTON, LLC.

By: Donna Moody
Print: DONNA MOODY

By: Nancy Gentry
Name: Nancy Gentry
Title: President

ATTEST:

COMPANY: COMCAST OF WASHINGTON IV,
INC.

By: _____

By: John Dietrich

Name: John Dietrich

Print: _____

Title: Vice President, NW Region



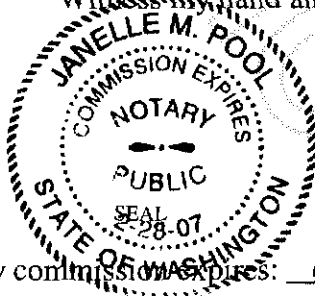
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Skagit County Auditor

STATE OF WASHINGTON) NOTARY for WHERE THE HEART IS
) ss. at BURLINGTON, LLC.
COUNTY OF SKAGIT)

The foregoing instrument was acknowledged before me this 6th day of April, 2005 by Nancy Gentry, of Where the Heart Is, Assisted Living on behalf of the WHERE THE HEART IS at BURLINGTON, LLC.. He/she is (personally known to me) or (has presented _____ (type of identification) as identification and did/did not take an oath.

Witness my hand and official seal.



Janelle M. Pool

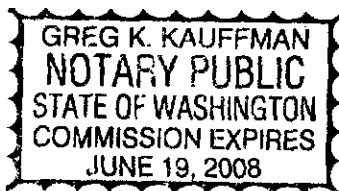
Janelle M. Pool Notary Public
(Print Name)

My commission expires: 02/28/07

STATE OF WASHINGTON) NOTARY for COMCAST
) ss.
COUNTY OF KING)

The foregoing instrument was acknowledged before me this 8 day of August, 2005 by John Dietrich of COMCAST OF WASHINGTON IV, INC., on behalf of the corporation. He/She is personally known to me and did not take an oath.

Witness my hand and official seal.



SEAL

Greg Kauffman
Greg Kauffman Notary Public
(Print Name)

My Commission expires: 6-19-2008

PLEASE DO NOT WRITE IN THE MARGINS. THE COUNTY AUDITOR'S OFFICE WILL NOT RECORD THE DOCUMENT IF THERE IS ANY WRITING IN THE MARGINS.



GRANT OF EASEMENT
Exhibit A
LEGAL DESCRIPTION

Where the Heart Is, Assisted Living

410-498 S. Norris Street, Burlington, Skagit County

Quarter, Quarter, Section, Township and Range: R 04E, T 35N, S 31

Parcel or Tax Account Number(s): P 109266

LEGAL DESCRIPTION REQUIRED

LOT 1 SHORT PLAT BURL - 1 - 95 RECORDED

UNDER AF#9504200032, IN VOLUME 11

OF SHORT PLATS, PAGES 194, & 195....

Plat Name: Burlington Ac



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