

After recording return to:  
**SKAGIT COUNTY PUBLIC WORKS**  
**1800 CONTINENTAL PLACE**  
**MOUNT VERNON, WA 98273**



200607110123  
Skagit County Auditor

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**DOCUMENT TITLE: Easement for McElroy Slough/Blanchard Road Culverts and Tidegates**

**GRANTOR: Joan E. Smithman, as her separate property**

**GRANTEE: Skagit County**

**EASEMENT FOR McELROY SLOUGH/BLANCHARD ROAD  
CULVERTS AND TIDEGATES**

The undersigned, Joan E. Smithman, as her separate property, her Trustee(s), Trustor(s) and Beneficiaries, Successors, Heirs, and Assigns, hereinafter called the "Owner," hereby grants to Skagit County, Washington, a Municipal Corporation, hereinafter called the "County", and its assigns, a perpetual, non-exclusive easement for culverts, tidegates and appurtenances, over, across, upon, within and under the lands described in Exhibit "A"; and depicted on Exhibit "B", attached hereto, which are hereby incorporated by reference, according to the following terms and conditions:

SW NW 22-36-3  
P48057

1. The Owners hereby grant a perpetual, non-exclusive easement to the County for access to the described property below to inspect, repair and maintain the McElroy Slough/Blanchard Road culverts and tidegates.
2. All work shall conform to Skagit County standards and requirements for similar work at other locations. The County shall have the right of reasonable, temporary use of the property adjacent to the easement during the installation of the culverts, associated wingwalls and tidegates for construction activities. Such temporary use shall expire upon completion of the work.
3. The land shall be restored to a as good a condition as before, matching and blending to the original grade and reseeded to grass by the County upon completion of any work. Care will be taken not to disturb or damage the septic drainfield.
4. The County shall give the Owners reasonable advance notice any time it

needs to enter the easement area for any reason, except in the case of emergency.

The right to all other lawful uses of said lands shall remain with the Owners so long as such uses do not interfere with the County's easement.

Accepted and agreed by the parties hereto on the date set forth below.

WITNESS my hand this 7 day of June, 2006.

By: Joan E. Smithman  
Owner

STATE OF WASHINGTON )  
                                          ) ss.  
COUNTY OF SKAGIT )

I certify that I know or have satisfactory evidence that Joan E. Smithman is(are) the person(s) who appeared before me, and said person(s) acknowledged that she (he) signed this instrument and acknowledged it to be her (his) free and voluntary act for the uses and purposes mentioned in the instrument.

Date: 6-7-06

Alanna Alexander  
(Signature)

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

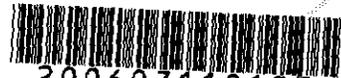
NOTARY PUBLIC in and for the State of  
Washington, residing at

JUL 11 2006

Amount Paid 0  
By [Signature]  
Skagit Co. Treasurer  
Deputy

ALANNA A. ALEXANDER  
Notary Public, State of Texas  
My Commission Expires 08-28-08

Barbara Hathaway, 360-419-3429  
Skagit County Staff Contact



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IN WITNESS WHEREOF, the parties have executed this Agreement this 10<sup>th</sup>  
day of July, 2006.

SKAGIT COUNTY, WASHINGTON

Dated this 10<sup>th</sup> day of July, 2006.

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

Kenneth A. Dahlstedt  
Kenneth A. Dahlstedt, Chairman

Ted W. Anderson  
Ted W. Anderson, Commissioner

Don Munks  
Don Munks, Commissioner

Approved:

By: Chal A. Martin  
Chal A. Martin, P.E.  
Director, County Engineer

By: Billie Kadrmas  
Billie Kadrmas  
Risk Manager

By: Trisha Logue  
Trisha Logue, CPA  
Budget & Finance Director

Approved as to Form Only:

By: [Signature]  
Civil Deputy

Attest: JoAnne Giesbrecht  
JoAnne Giesbrecht, Clerk of the Board

  
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**EXHIBIT A**

**Legal Description:**

That portion of the following described strip lying between the right of way of the Great Northern Railway Company on the West; the County Road to Blanchard on the East; South of McElroy Slough and Northerly of a County Road running from the Blanchard Road to the State Highway within the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 22, Township 36 North, Range 3 East, W.M., as follows:

Beginning at the West  $\frac{1}{4}$  Corner of said Section 22, Township 36 North, Range 3 East, W.M., running thence South  $88^{\circ}12'41''$  East along the Center Section line of said Section 22 a distance of 507.06 feet;  
thence North  $1^{\circ}57'37''$  East a distance of 528.75 feet to a point on the Westerly right of way line of Blanchard Road and the point of beginning of this description;  
thence Northerly along the westerly right of way line of Blanchard Road North  $4^{\circ}29'34''$  East a distance of fifty (50) feet;  
thence North  $85^{\circ}30'26''$  West a distance of thirty (30) feet;  
thence running South  $4^{\circ}29'34''$  West and parallel with the West right of way line of said Blanchard Road a distance of fifty (50) feet;  
thence South  $85^{\circ}30'26''$  East a distance of thirty (30) feet to the point of beginning and the end of this description.

Situate in the County of Skagit, State of Washington.

Parcel Number P48057



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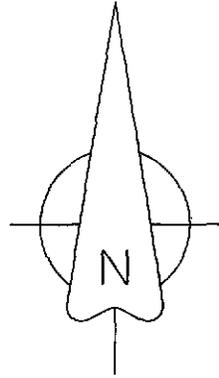
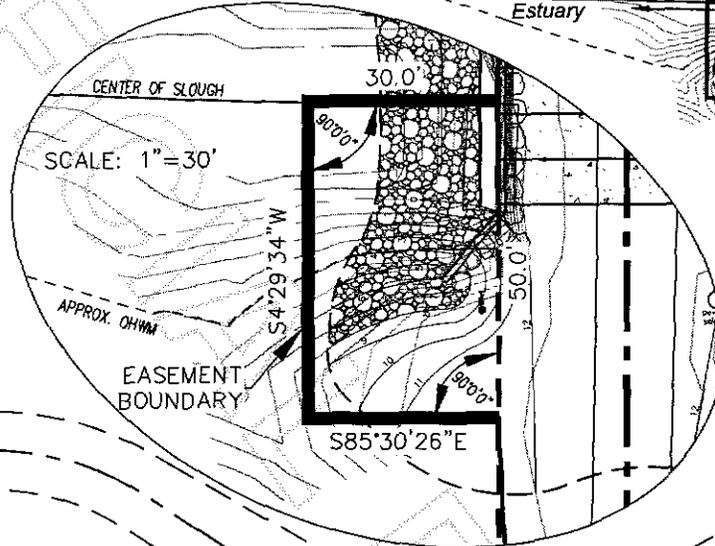
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X 1/16th CORNER

P48057  
JOAN E. SMITHMAN  
3442 BLANCHARD ROAD  
BOW, WA 98232

NEW CULVERTS

Samish Bay Estuary



SCALE: 1"=100'

1329.72'  
N01°22'10"E

507.06'

S88°12'41"E

W 1/4 CORNER 22-36-3

Legg Road

528.75'  
N01°57'37"E

SKAGIT COUNTY

BLANCHARD-McELROY SLOUGH

**PUBLIC**  
**WORKS**  
MOUNT VERNON, WASHINGTON

DATE: 5/9/06

SHEET 1 OF 1

SKAGIT COUNTY  
Contract # C20060303

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