

WHEN RECORDED RETURN TO:

SRFB/IAC

Interagency Committee for Outdoor Recreation
Natural Resources Building
PO Box 40917
Olympia, WA 98504-0917



200705310192
Skagit County Auditor

5/31/2007 Page 1 of 3 3:47PM

**DEED OF RIGHT TO USE LAND FOR
SALMON RECOVERY AND CONSERVATION PURPOSES**

B90916E

Grantor:
Grantee:

The Nature Conservancy
State of Washington

FIRST AMERICAN TITLE CO.

ACCOMMODATION RECORDING ONLY

Legal Description

Abbreviated form:

Section 30, Township 33, Range 4, Ptn East 1/2 ; and section 29,
Township 33, Range 4, Ptn West 1/2

Additional legal on Page 2

Assessor's tax Parcel Number: 330429-0-005-0009 and 330430-0-030-0005

The Grantor, The Nature Conservancy, a District of Columbia non-profit corporation for and in consideration of monies coming in whole or in part from the Salmon Recovery Funding Board of the State of Washington and in fulfillment of terms of the Project Agreement identified below, conveys and grants to the State of Washington individually and as the representative of the people of the State, the right to use the real property described below forever for salmon recovery and conservation purposes.

Those purposes are described in the Project Agreement entered into between the Grantor and the State of Washington through the Salmon Recovery Funding Board, titled Fisher Slough Acquisition & Feasibility Project Number 04-1624P signed by the Grantor on September 13, 2005 and by the State of Washington on behalf of the Salmon Recovery Funding Board on March 28, 2005 and the application and supporting materials which are on file with the Grantor and the State in connection with the Project Agreement.

The Grantor will not make or permit to be made any use of the real property described in this deed, or any part of it, which is inconsistent with the right to use for salmon recovery and conservation purposes herein granted unless the State, through the Salmon Recovery Funding Board or its successors, consents to the inconsistent use. This consent shall be granted only upon the following conditions, which will ensure other land will be substituted:

The conditions are that the substituted salmon recovery and conservation land must be of at least equal fair market value at the time of change of use and of as nearly as feasible equivalent qualities, characteristics and location for salmon recovery and conservation purposes for which state assistance was originally granted.

The real property covered by this deed is in the State of Washington, County of Skagit and is described as follows:

All those portions of the South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 30, Township 33 North, Range 4 East, W.M., and of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 30, Township 33 North, Range 4 East, W.M., lying East of the following described line:

Commencing at the Northeast corner of said South $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 30, Township 33 North, Range 4 East, W.M., as said point is shown on that certain Record of Survey recorded under Auditor's File No. 200503310106, records of Skagit County, Washington; thence North $88^{\circ}38'24''$ West along the North line of said subdivision, 608.86 feet to the true point of beginning of said described line; thence South $03^{\circ}29'20''$ West, 1316.37 feet to the South line of said North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 30, Township 33 North, Range 4 East, W.M., said point being the end of said described line, said point lying North $88^{\circ}43'04''$ West, 653.82 feet from the Southeast corner of said North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 30;

TOGETHER WITH that portion of the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 29, Township 33 North, Range 4 East, W.M., described as follows:

Beginning at the Southwest corner of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence East along the South line thereof a distance of 293 feet; thence North, parallel to the West line of said subdivision, to the Southerly right-of-way line of the English Lumber Company Logging Railroad; thence Westerly along the Southerly right-of-way line of said logging railroad right-of-way to its intersection with the West line of said Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence South along said West line to the point of beginning; and also

TOGETHER WITH that portion of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 29, Township 33 North, Range 4 East, W.M., described as follows:

Beginning at the Northwest corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$; thence East along the North line thereof a distance of 293 feet; thence Southwesterly in a straight line to a point on the East line of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 30, Township 33 North, Range 4 East, W.M., midway between the Northeast corner and the Southeast corner thereof; thence North along the West line of said Section 29 to the point of beginning.

EXCEPT from all of the above Diking and Drainage Districts rights-of-way, if any.

TOGETHER WITH a non-exclusive easement for vehicle access as established by document recorded as Auditor's File No. 200705010093. Said document is a re-recording of Auditor's File No. 200610170131.

SUBJECT TO matters of record.



200705310192
Skagit County Auditor

