



200708200123

Skagit County Auditor

After recording return document to:

8/20/2007 Page 1 of 5 9:35AM

State of Washington
Department of Transportation
Real Estate Services Office
P O Box 47338
Olympia WA 98504-7338

Document Title: Easement

Reference Number of Related Document: N/A

Grantor(s): Leslie O. Visten; Joan M. Visten

Grantee: State of Washington, Department of Transportation

Legal Description: Ptn N¹/₂ of the NE¹/₄ of Section 24, T36N, R4E, WM

Additional Legal Description is on Pages(s) 4 & 5 of Document.

Assessor's Tax Parcel Number: 360424-0-005-0001 (P49805); 360424-0-002-0004 (P49800); 360424-1-008-0006 (P49831)

GUARDIAN NORTHWEST TITLE CO.

89012

EASEMENT

State Route 9, Sedro Woolley Vicinity to Whatcom County Line

The Grantors, LESLIE O. VISTEN and JOAN M. VISTEN, husband and wife, for and in consideration of the sum of TEN AND NO/100 (\$10.00) DOLLARS, and other valuable consideration, hereby convey and grant unto the **State of Washington, Department of Transportation**, and its assigns, under the imminent threat of the Grantee's exercise of its right of Eminent Domain, an easement over, under, upon and across the hereinafter described lands for the purpose of constructing, operating and maintaining an area for improving stream flow of Thunder Creek.

Said lands being situated in Skagit County, State of Washington, and described as follows:

For legal description and additional conditions, see Exhibit A attached hereto and made a part hereof.

It is understood and agreed that delivery of this Easement is hereby tendered and that the terms and obligations hereof shall not become binding upon the State of

EASEMENT

Washington unless and until accepted and approved hereon in writing for the State of Washington, Department of Transportation, by its Director of Real Estate Services.

Date: 7/20/07, 2007

Leslie O. Visten
LESLIE O. VISTEN

Joan M. Visten
JOAN M. VISTEN

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

AUG 20 2007

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

Accepted and Approved

STATE OF WASHINGTON
Department of Transportation

By: Gerald L. Gallinger
Gerald L. Gallinger
Director, Real Estate Services

Date: August 15, 2007



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EASEMENT

EXHIBIT A

All that portion of the hereinafter described TRACT "X" lying within a tract of land beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 433+30± on the SR 9 line survey of SR 9, Sedro Woolley Vicinity to Whatcom County Line and 86 feet northeasterly therefrom, said point being on the southerly line of the below described TRACT "X" and the centerline of Thunder Creek; thence northwesterly parallel with said line survey to a point opposite HES 433+73 on said line survey; thence northwesterly to a point opposite HES 434+17 on said line survey and 40 feet northeasterly therefrom; thence northwesterly parallel with said line survey to a point opposite HES 434+80 thereon; thence southwesterly to a point opposite said HES 434+80 and 25 feet northeasterly therefrom; thence southeasterly parallel with said line survey to the centerline of Thunder Creek, said point being on the southerly line of the below described TRACT "X"; thence southeasterly along said centerline of Thunder Creek to the point of beginning.

TRACT "X"

PARCEL A

Beginning at a point 341.5 feet southwesterly from the northwest corner of the northeast quarter of the northeast quarter of the Section 24, Township 36 North, Range 4 East, W.M., in Skagit County, Washington, on a direct line to intersect the south line of the northwest quarter of the northeast quarter of said Section 24, 191 feet west of the southeast corner of said northwest quarter of the northeast quarter of said section; thence southerly on said line 104 feet; thence North 71°49' West 329 feet more or less to the east line of the County Road; thence north along the east line of said County Road 40.5 feet; thence in an easterly direction 336 feet; more or less, to the place of beginning; EXCEPT that portion thereof, if any, conveyed to Skagit County for a right of way by deed recorded October 8, 1924 as Auditor's File No. 177778 in Volume 131 of Deeds, page 524.

PARCEL B

Beginning at a point in the center of the creek in the northwest quarter of the northeast quarter, Section 24, Township 36 North, Range 4 East, W.M., in Skagit County, Washington, where the said center of creek intersects the west line of that certain tract conveyed to Marshall M. Clothier by deed dated January 9, 1893 and recorded April 1,



EASEMENT

EXHIBIT A
(continued)

1893 in Volume 27 of Deeds, page 578, records of Skagit County, Washington; thence northerly along the west line of said Clothier tract to the southeast corner of that certain tract conveyed to Edward J. Canavan by deed dated May 17, 1899, and recorded June 8, 1899 in Volume 36 of Deeds, page 517, records of Skagit County, Washington; thence northerly on a line, which, if produced would intersect the north line of the section at a point 1 1/2 rods east of the northeast corner of said northwest quarter of the northeast quarter, to a concrete fence (otherwise) described as the southwest corner of a tract conveyed to Edward J. Canavan by deed dated December 26, 1928 and recorded January 3, 1929 in Volume 149 of Deeds, page 28, records of Skagit County, Washington; thence easterly on the south line of said last mentioned Canavan Tract 76 feet to the southeast corner of said Canavan Tract; thence southerly in a straight line to a point in the center of the creek which is 5 rods east of the place of beginning; thence west along the center of the creek 5 rods to the place of beginning.

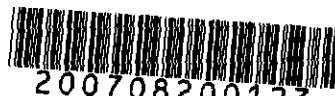
PARCEL C

A portion of the northwest quarter of the northeast quarter of Section 24, Township 36 North, Range 4 East, W.M., in Skagit County, Washington, particularly described as follows:

Beginning at a point on the east side of the Wickersham Highway now known as State Route 9, which lies South 18°45' East 376.5 feet from a point on the section line which is 871.6 feet South 88°20' East from the north quarter corner of said Section 24, said point being in the intersection of the section line with the east edge of the paved road; thence South 71°19' East 326.5 feet; thence South 5°37' West 346 feet; thence North 47° West 204.7 feet; thence North 22°7' West 334 feet to the place of beginning; EXCEPT any portion thereof lying southerly of the centerline of Thunder Creek; EXCEPT those portions conveyed to Skagit County for road purposes by deeds recorded June 10, 1926 as Auditor's File Nos. 194968 and 194969 in Volume 141 of Deeds, pages 3 and 4.

The lands herein described contain an area of 4,411 square feet, more or less, the specific details concerning all of which are to be found in that certain map of definite location now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval April 6, 1990, revised December 14, 2006.

Grantors' Initials



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