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WHEN RECORDED RETURN TO: CASCADE NATURAL GAS CORPORATION PO BOX 24464 SEATTLE, WA 98124-0464 ATTENTION: Engineering / Right of Way

RIGHT OF WAY EASEMENT

CNG317

City:

Burlington

County: Skagit

W.O.#:

The undersigned LDV BURLINGTON PROPERTIES LLC, a Washington Limited Liability Company (hereinafter referred to as the "Grantor"), for and in consideration of mutual benefit of the parties and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, convey, and warrant to CASCADE NATURAL GAS CORPORATION, a Washington corporation (hereinafter referred to as the "Grantee"), a nonexclusive easement over the following described property of the Grantor:

ABBREVIATED LEGAL: Section 7, Township 34, Range 4; Ptn. NW-NE

PROPERTY DESCRIPTION:

That portion of Tract 1 of Revised Short Plat No. 48-76, recorded in Volume 2 of Short Plats, page 11, under Auditor's File No. 848370, records of Skagit County, Washington, being a portion of the Northwest ¼ of the Northeast ¼ of Section 7, Township 34 North, Range 4 East, W.M., Skagit County, Washington described as follows:

Commencing at the Southwest corner of said Tract 1; thence along the south line of said Tract 1, South 88°33'59" East, 328.76 feet to the point of beginning; thence North 1°18'42" East, 339.00 feet; thence parallel with the South line of said Tract 1, South 88°33'59" East, 283.80 feet to the east line of that parcel described in the Quit Claim Deed conveying to LDV Associates, recorded under Auditor's File No. 9510270072, said records; thence along said East line, South 1°18'42" West, 339.00 feet to the South line of said Tract 1; thence along said South line, North 88°33'59" West, 283.80 feet to the point of beginning.

SUBJECT TO: Paragraphs A through E, inclusive of Schedule B-1 of First American Title Company's Preliminary Commitment for Title Insurance No. B64114.

"THE ABOVE DESCRIBED PROPERTY WILL BE COMBINED OR AGGREGATED WITH CONTIGUOUS PROPERTY OWNED BY THE GRANTEE. THIS BOUNDARY ADJUSTMENT IS NOT FOR THE PURPOSES OF CREATING AN ADDITIONAL BUILDING LOT."

EASEMENT DESCRIPTION:

A STRIP OF LAND TEN (10) FEET IN WIDTH HAVING FIVE (5) FEET ON EACH SIDE OF THE CENTER LINE OF GRANTEE FACILITIES AS CONSTRUCTED, TO BE CONSTRUCTED, EXTENDED OR RELOCATED WITHIN THE ABOVE DESCRIBED PROPERTY.

TAX PARCEL NUMBER: P117699

The Grantee is granted the right to construct, install, operate, maintain, protect, improve, repair, and abandon in place a natural gas pipeline or pipelines, regulation devices, and metering equipment under, over, through, and across the above-described property. The Grantee is further granted an easement for the nonexclusive right of access to and from said property for the purpose of utilizing the rights herein granted.

Cascade Natural Gas Corporation Right of Way Easement Page 2

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The term "pipeline" includes gas lines, services, machinery, equipment, and facilities related to the operation or maintenance of said gas lines. The Grantor, on behalf of itself and its agents, invitees and licensees, agrees not to impair or interfere with the full use and enjoyment by the Grantee of the rights herein granted.

Without limiting the generality of the foregoing, the Grantor shall not erect any structure within the easement area, or conduct or permit any activities that may impair or interfere with the rights herein granted.

Grantor agrees to cooperate with Grantee to obtain all necessary permits, licenses and governmental action so that Grantee may enjoy the full use and benefit of this right-of-way easement.

The Grantee agrees to hold the Grantor harmless from any loss, cost, or damage resulting from the Grantee's negligence in connection with the operation or maintenance of any pipelines installed under or over the easement premises and the Grantor agrees to hold the Grantee harmless from any loss, cost, or damage caused by the Grantor, its agents, invitees, or licensees or from any breach of this easement.

This easement shall be binding upon the heirs, executors, administrators, personal representatives, successors, and assigns of the parties hereto.

In witness whereof, the undersigned have executed this easement this 17th day of Ember 2007. LDV BURLINGTON PROPERTIES LLC SKAGIT COUNTY WASHINGTON REAL ESTATE EXCISE TAX SEP 2 7 2007 Its: Amount Paid & State of Washington) SS. County of I certify that I know or have satisfactory evidence that Vem Sims to be the Manager of LDV BURLINGTON PROPERTIES LLC is the person who appeared before me, and said person acknowledged that he/she signed this instrument, and acknowledged it to be his/her free and voluntary act for the uses and purposes mentioned in the instrument. Dated: Clinabith Print Name Elizabeth Hammack

> 200709270097 Skagit County Auditor

My commission expires

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