



200802250167

Skagit County Auditor

2/25/2008 Page

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2 3:16PM

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.#: 66012779

The undersigned **ON POINT PROPERTIES, LLC, a Utah 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:

**PROPERTY DESCRIPTION:**

**Lots 3 and 4, Short Plat No. 91-089, approved April 8, 1992 and recorded April 8, 1992, under Auditor's file No. 9204080020, in Volume 10 of Short Plats, page 72, records of Skagit County, Washington; being a portion of the Northeast ¼ of the Northwest ¼ and a portion of the North ½ of the Northwest ¼ of the Northwest ¼ of Section 34, Township 35 North, Range 3 East, W.M.**

**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 NUMBERS: P35331, P35343, 105955**

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.

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 24 day of JANUARY 2008.

**ON POINT PROPERTIES, LLC**

*Sterling Gardner*  
**STERLING GARDNER**

Its: Manager

State of Utah )  
Washington )  
County of Utah ) ss.

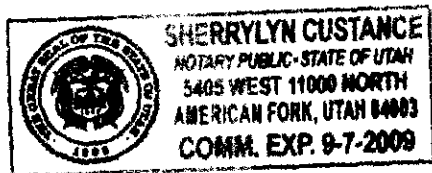
SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

FEB 25 2008

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

I certify that I know or have satisfactory evidence that **STERLING GARDNER** known to be the Manager of **ON POINT 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: 24 January 2008



*Sherrylyn Custance*

Notary Public

Print Name Sherrylyn Custance

My commission expires 9-7-2009



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