



200805230061  
Skagit County Auditor

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Return Name and Address:  
**COMCAST Cable Communications, Inc.**  
**ATTN: Business Services Group**  
P.O. BOX 97007  
Redmond, WA 98037  
360-527-8310

Please print or type information

<b>Document Title(s)</b>	
1. Memorandum of Easement— <b>Villa Kathleen Apartments</b>	
2.	
<b>Grantor(s)</b>	
1. <b>MERCY PROPERTIES WASHINGTON III, LLC.</b>	
2.	
3.	
<b>Grantee(s)</b>	
1. <b>COMCAST OF WASHINGTON IV, INC.</b>	
2.	
3.	
<b>Legal Description</b> (abbreviated: i.e. lot, block, plat OR section, township, range, qtr.)	
<b>R 04E, T 35N, S 32</b>	
<input type="checkbox"/>	Additional legal is on page <u>5</u> of document.
SKAGIT COUNTY WASHINGTON REAL ESTATE EXCISE TAX	
<b>Assessor's Property Tax Parcel/Account Number</b>	
<b>P 72536</b>	
<input type="checkbox"/>	Property Tax Parcel ID is not yet assigned.
<input type="checkbox"/>	Additional parcel numbers on page _____ of document.

MAY 23 2008

Amount Paid \$  
Skagit Co. Treasurer  
By *WF*

☒ NO MONETARY COMPENSATION WAS PROVIDED FOR THIS EASEMENT.

The Auditor/Recorder will rely on the information provided on the form. The staff will not read the document to verify the accuracy or completeness of the indexing information.

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

**COMCAST OF WASHINGTON IV, INC.**

**P.O. Box 97007**

**Redmond, WA 98073**

**Attn: Business Services Group**

**425-867-7419**

**MEMORANDUM OF EASEMENT**

**EXHIBIT A**

This Grant of Easement (the "Easement") is made and entered into this 26<sup>th</sup> day of December, 2007, by and between **COMCAST OF WASHINGTON IV, INC.** its successors and assigns, hereinafter referred to as "Grantee" and **MERCY PROPERTIES WASHINGTON III, LLC.** hereinafter referred to as "Grantor".

Grantor and Grantee are parties to a Service Agreement dated December 26, 2007, pursuant to which Grantee provides certain broadband communications services to the Premises.

In consideration of One Dollar (\$1.00), Grantor(s), owner(s) of the property described below, hereby grant(s) to Grantee, its successors and assigns, an easement in gross and right-of-way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect and remove at any time and from time to time a broadband communications system (hereinafter referred to as the "System") consisting of wires, underground conduits, cables, pedestals, vaults, and including but not limited to above ground enclosures, markers and concrete pads or other appurtenant fixtures and equipment necessary or useful for distributing broadband services and other like communications, in, on, over, under, across and along that certain real property (the "Property") located in the city of Burlington, County of Skagit, State of Washington, described as follows:

**LEGAL DESCRIPTION:**

(See Attached Exhibit)

Grantor(s) agree for themselves and their heirs and assigns that the Company Wiring on the Property shall be and remain the personal property of the Grantee and may not be



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altered, obstructed or removed without the express written consent of the Grantee. The Grantee, and its contractors, agents and employees, shall have the right to trim or cut trees and/or roots which may endanger or interfere with said System and shall have free access to said System and every part thereof, at all times for the purpose of exercising the rights herein granted: provided, however, that in making any excavation on said Property of the Grantor, the Grantee shall make the same in such manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the area to as near the same condition as it was prior to such excavation as is practical.

This easement shall run with the land for so long as Grantee, its successors or assigns provides broadband service to the Property.

Executed this 26<sup>th</sup> day of December, 2007.

WITNESS/ATTEST:

OWNER: **MERCY PROPERTIES  
WASHINGTON III, LLC.**

By: *Lisa K. Celania*

LISA K CELANIA  
Print

By: *Richard Banks*

Name: RICHARD BANKS (please print)

Title: PRESIDENT (please enter)

Villa Kathleen Apartments

ATTEST:

**COMCAST OF WASHINGTON IV, INC.**

By: *John Dietrich*

Name: John Dietrich

Title: Vice President, North Puget Sound

STATE OF Colorado )  
 ) ss.  
COUNTY OF Denver )

**NOTARY for MERCY PROPERTIES  
WASHINGTON III, LLC.**



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The foregoing instrument was acknowledged before me this 26<sup>th</sup> day of December, 2007, by Richard Parks (please print) of **MERCY PROPERTIES WASHINGTON III, LLC.**, on behalf of **MERCY PROPERTIES WASHINGTON III, LLC.** He/she is (personally known to me) or (has presented) \_\_\_\_\_ (type of identification) as identification and did/did not take an oath.

Witness my hand and official seal.

Michele R. Baldridge

Michele R. Baldridge Notary Public  
(Print Name)

My commission expires: 01/14/2010

STATE OF WASHINGTON )

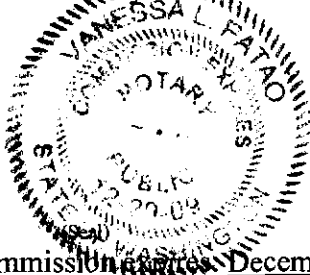
**NOTARY for COMCAST**

) ss.

COUNTY OF KING )

The foregoing instrument was acknowledged before me this 3 day of April, 2008, by JOHN DIETRICH of **COMCAST OF WASHINGTON IV, INC.** on behalf of the corporation. He is personally known to me and did not take an oath.

Witness my hand and official seal.



Vanessa L. Patao

Vanessa Patao, Notary Public  
(Print Name)

My Commission expires December 29, 2009

**PLEASE DO NOT WRITE IN THE MARGINS. THE COUNTY AUDITOR'S OFFICE WILL NOT RECORD THE DOCUMENT IF THERE IS ANY WRITING IN THE MARGIN.**

Notary page for Service/Access Agreement and/or Memorandum of Easement.



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**GRANT OF EASEMENT**  
**Exhibit A**  
**LEGAL DESCRIPTION**  
**Villa Kathleen Apartments**  
**535 Pine Street, Burlington, Skagit County**

Quarter, Quarter, Section, Township and Range: R 04E, T 35N, S 32

Parcel or Tax Account Number(s): P 72536

LEGAL DESCRIPTION REQUIRED

FRITSCH'S TO BURLINGTON LOTS 13 TO 23 BLK 2 DK 12

Plat Name: None Listed

Confirmed MetroScan Full Legal ☒



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