



200805230072
Skagit County Auditor

5/23/2008 Page 1 of 5 11:16AM

Return Name and Address:

Company
ATTN: Business Services Group
P.O. Box 97007
Redmond, WA 98073
425-867-7430

Please print or type information

Document Title(s) 1. Memorandum of Easement— Holiday Inn Express (Burlington) 2.	
Grantor(s) 1. H.I.E. BURLINGTON, LLC. 2. 3.	
Grantee(s) 1. COMCAST OF WASHINGTON IV, INC. 2. 3.	
Legal Description (abbreviated: i.e. lot, block, plat OR section, township, range, qtr.) R 04E, T 34N, S 06 <input type="checkbox"/> Additional legal is on page <u>5</u> of document. <div style="text-align: right;">SKAGIT COUNTY WASHINGTON REAL ESTATE EXCISE TAX MAY 23 2008</div>	
Assessor's Property Tax Parcel/Account Number P112022 <div style="text-align: right;">Amount Paid \$ Skagit County Treasurer By <i>WF</i></div> <input type="checkbox"/> Property Tax Parcel ID is not yet assigned. <input type="checkbox"/> Additional parcel numbers on page _____ of document. X NO MONETARY COMPENSATION PROVIDED FOR 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

GRANT OF EASEMENT

EXHIBIT A

This Grant of Easement (the "Easement") dated July 23, 2007 by and between COMCAST OF WASHINGTON IV, INC., its successors and assigns, hereinafter referred to as "Grantee" and H.I.E. BURLINGTON, LLC., hereinafter referred to as "Grantor".

Grantor and Grantee are parties to a Hotel/Motel Bulk Services Agreement dated July 23, 2007, pursuant to which Grantee provides certain cable communications services to the Premises commonly known as Holiday Inn Express (Burlington).

Now, for good and valuable consideration, 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 County of Skagit, State of Washington, described as follows:

LEGAL DESCRIPTION: (See Attached Exhibit A)



200805230072
Skagit County Auditor

5/23/2008 Page

2 of

5 11:16AM

Grantor(s) agree for themselves and their heirs and assigns that the System on the Property shall be and remain the personal property of the Grantee and may not be 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 commence on the date appearing in the first paragraph hereof shall run with the land for so long as the Grantee, its successors or assigns provides Broadband services to the Property unless otherwise terminated by the parties as set forth in the Agreement.

Executed this 23rd day of July, 2007.

WITNESS/ATTEST:

OWNER: H.I.E. BURLINGTON, LLC.

By: _____

By: _____

Name: Dan Mitzel

Print: _____

Title: Owner/Managing Member

ATTEST:

COMPANY: COMCAST OF WASHINGTON IV, INC.

By: _____

By: _____

Name: John Dietrich

Print: _____

Title: Vice President, NW Region



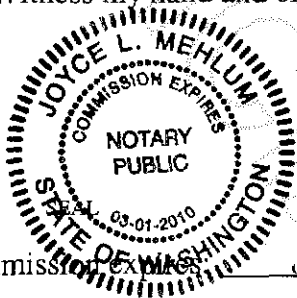
STATE OF WASHINGTON) NOTARY for H.I.E. BURLINGTON, LLC.

) ss.

COUNTY OF SKAGIT)

The foregoing instrument was acknowledged before me this 23 day of July, 2007 by Dan Mitzel, of Holiday Inn Express (Burlington) on behalf of the H.I.E. BURLINGTON, 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.



Joyce L. Mehlum

Joyce L. Mehlum Notary Public
(Print Name)

My commission expires 3/01/2010

STATE OF WASHINGTON)

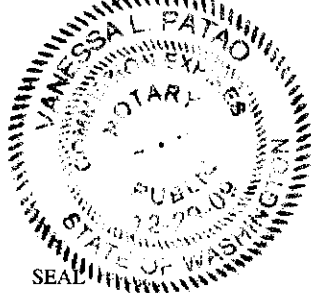
) ss.

COUNTY OF SNOHOMISH)

NOTARY for COMCAST

The foregoing instrument was acknowledged before me this 3 day of Apr, 2008 by John Dietrich of COMCAST OF WASHINGTON IV, INC., on behalf of the corporation. He/She is personally known to me and did not take an oath.

Witness my hand and official seal.



Vanessa 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 MARGINS.

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



200805230072
Skagit County Auditor

GRANT OF EASEMENT
Exhibit A
LEGAL DESCRIPTION

Holiday Inn Express (Burlington)

1003 Goldenrod Road, Burlington, Skagit County

Quarter, Quarter, Section, Township and Range: **R 04E, T 34N, S 06**

Parcel or Tax Account Number(s): **P112022**

LEGAL DESCRIPTION REQUIRED

(DK12) INCLUDING 2003 REDMAN SILVERTON 57X27 SERIAL NUMBER 11829102 LOTS 1 AND LOT 2 OF SHORT PLAT BURL-4-94 AND ALSO TOGETHER WITH THAT PORTION OF LOT 3 SHORT PLAT OF BURL-4-94, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT 4 OF SAID SHORT PLAT; THENCE NORTH 88 DEGREES 59' 18" WEST, ALONG THE NORTH LINE OF SAID LOT 4, A DISTANCE OF 239.06 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 1 DEGREE 00' 42" EAST, A DISTANCE OF 150.00 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF ANDIS ROAD, AS SHOWN ON SAID SHORT PLAT; THENCE NORTH 88 DEGREES 59' 18" WEST, ALONG THE SOUTH RIGHT-OF-WAY LINE OF ANDIS ROAD, A DISTANCE OF 37.61 FEET TO THE NORTHWEST CORNER OF SAID LOT 3; THENCE SOUTH 1 DEGREE 00' 42" WEST, ALONG THE WEST LINE OF SAID LOT 3, A DISTANCE OF 150.00 FEET TO THE SOUTHWEST CORNER THEREOF; THENCE SOUTH 88 DEGREES 59' 18" EAST, ALONG THE SOUTH LINE OF SAID LOT 3, A DISTANCE OF 37.61 FEET TO THE TRUE POINT OF BEGINNING. ALSO TOGETHER WITH THAT PORTION OF LOT 4 OF SHORT PLAT BURL-4-94 DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 4; THENCE NORTH 88 DEGREES 59' 18" WEST, ALONG THE NORTH LINE THEREOF, A DISTANCE OF 239.06 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 1 DEGREES 00' 42" WEST, A DISTANCE OF 181.20 FEET TO THE SOUTH LINE OF SAID LOT 4; THENCE NORTH 88 DEGREES 54' 58" WEST, ALONG THE SOUTH LINE THEREOF, A DISTANCE OF 315.57 FEET TO THE SOUTHWEST CORNER OF SAID LOT 4; THENCE NORTH 0 DEGREES 01' 24" WEST, ALONG THE WEST LINE THEREOF, A DISTANCE OF 63.45 FEET TO THE SOUTHWEST CORNER OF LOT 1 OF SAID SHORT PLAT; THENCE THE FOLLOWING COURSES ALONG THE SOUTH LINES OF LOT 1 AND LOT 2 OF SAID SHORT PLAT; THENCE SOUTH 82 DEGREES 24' 41" EAST, A DISTANCE OF 7.40 FEET; THENCE NORTH 85 DEGREES 47' 46" EAST, A DISTANCE OF 78.55 FEET; THENCE NORTH 18 DEGREES 39' 46" EAST, A DISTANCE OF 49.90 FEET; THENCE SOUTH 88 DEGREES 59' 18" EAST, A DISTANCE OF 40.28 FEET; THENCE SOUTH 88 DEGREES 59' 18" EAST, A DISTANCE OF 138.11 FEET TO THE SOUTHEAST CORNER OF SAID LOT 2; THENCE NORTH 1 DEGREE 00' 42" EAST, A DISTANCE OF 63.52 FEET TO THE SOUTHWEST CORNER OF LOT 3 OF SAID SHORT PLAT; THENCE SOUTH 88 DEGREES 59' 18" EAST, A DISTANCE 37.61 FEET TO THE TRUE POINT OF BEGINNING. BEING A PORTION OF THE NORTHEAST 1/4 OF SECTION 6, TOWNSHIP 34 NORTH, RANGE 4 EAST.

Plat Name: None Listed

