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Skagit County Auditor

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RETURN TO:

MR. JOHN W. HICKS
SCHACHT & HICKS, INC., P.S.
PO BOX 1165
MOUNT VERNON WA 98273

DOCUMENT TITLE: Drainage Maintenance Agreement 447.⁰⁰

REFERENCE NUMBER OF RELATED DOCUMENT: N/A

GRANTORS: EARL L. WIGGIN III and CHERYL S. WIGGIN

GRANTEE: SKAGIT COUNTY DRAINAGE DISTRICT NO. 19

ABBREVIATED LEGAL DESCRIPTION: O/S#168 AF#751249 1973; DR 19: DK 12: SE1/4 OF THE SE1/4 OF SECTION 1, TOWNSHIP 34 N, R 3 E, W.M., EXCEPT the following described tract: Commencing at the SE corner of said Section 1; thence S 86°36'01" W along the S line of said subdivision, a distance of 20.04 feet, more or less, to the Westerly right of way line of Pulver Road and the true point of beginning of this property description; thence continuing south 86°36'01" W along said S line, a distance of 237.15 feet; thence N 0°00'56" W along a line parallel to the E line of said subdivision, a distance of 184.00 feet; thence N 86°36'01" E along a line parallel to the S line of said subdivision, a distance of 237.15 feet to the Westerly right of way line of Pulver Road; thence S 0°00'56" E along said road right of way on a line parallel to and 20 feet distant when measured at right angles to the E line of said subdivision, a distance of 184.00 feet to the true point of beginning and also except the N 746.7 feet of the E 350 feet of said subdivision, as measured from the W line of the existing County Road. Survey recorded AF#200504070165.

ASSESSOR'S TAX PARCEL NUMBER: P105130/340301-4-008-0100

DRAINAGE MAINTENANCE AGREEMENT

THIS AGREEMENT made and entered into on June 15, 2008, by and between SKAGIT COUNTY DRAINAGE DISTRICT NO. 19 ("DD#19) and EARL L. WIGGIN III and CHERYL S. WIGGIN ("WIGGIN") for the purpose of establishing the parties right and responsibilities concerning drainage along the border of the WIGGIN real property.

The parties agree as follows:

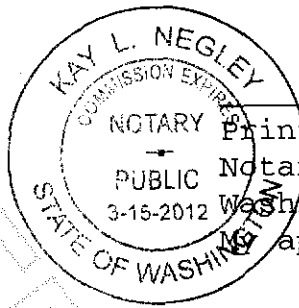
1. WIGGIN owns real property described in Exhibit A.
2. A ditch, which did lie along a westerly extension of the south line of P20931 to the common line between P20966 and P105130, formerly serviced the WIGGIN property but WIGGIN has closed the ditch and the WIGGIN property is now serviced by an underground pipe drainage system, which WIGGIN installed, which lies where the ditch formerly existed, all as shown on Exhibit B.
3. WIGGIN agrees to maintain the drainage system which he installed recognizing that DD#19 does not have the equipment necessary to clean the pipe system which WIGGIN installed.
4. WIGGIN agrees to hold DD#19 harmless from any and all liabilities arising out of the utilization of the system which WIGGIN installed.
5. WIGGIN agrees to maintain the line which he installed in such a manner as to not adversely impact other drainage system components maintained by DD#19.
6. In the event the services of an attorney are incurred to enforce any covenant, condition or term of this Agreement, or to procure a non-judicial, an adjudicated, involuntary or voluntary termination of any party's rights hereunder, including an action to collect any payment required hereunder, the parties



DATED June 15, 2003.

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DATED: August 28, 2008.



Kay L. Negley
Printed name: KAY L. NEGLEY
Notary Public in and for the State of
Washington, residing at Mount Vernon.
My appointment expires: 3-15-12.

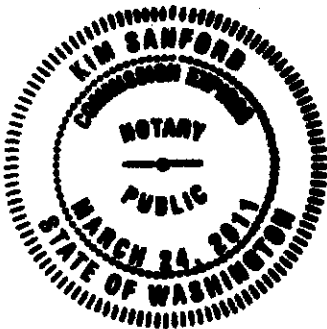
STATE OF WASHINGTON)
) ss.
COUNTY OF SKAGIT)

EARL L. WIGGIN III and CHERYL S. WIGGIN, being first duly sworn on oath deposes and says:

We are parties to the Agreement herein. We have read the foregoing Drainage Maintenance Agreement, know the contents thereof and acknowledged we are signing as a free and voluntary act for the uses and purposes mentioned in the instrument.

Earl L. Wiggin III
EARL L. WIGGIN III
Cheryl S. Wiggin
CHERYL S. WIGGIN

SUBSCRIBED AND SWORN to before me on December 2, 2008,
by EARL L. WIGGIN III and CHERYL S. WIGGIN.



Kim Sanford
Printed name: Kim Sanford
Notary Public in and for the State of
Washington, residing at: Skagit Co.
My appointment expires: 3/24/2011



LEGAL DESCRIPTION

The Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 1, Township 34 North, Range 3 East, W.M., Except Roads and Except the following described tracts of land:

Tract "A"

Commencing at the Southeast Corner of said Section 1; thence S $86^{\circ}36'01''$ W along the South line of said subdivision, a distance of 20.04 feet, more or less, to the Westerly right of way line of Pulver Road and the TRUE POINT OF BEGINNING of this property description; thence continuing S $86^{\circ}36'01''$ W along said South line, a distance of 237.15 feet; thence N $0^{\circ}00'56''$ W along a line parallel to the East line of said subdivision, a distance of 184.00 feet; thence N $86^{\circ}36'01''$ E along a line parallel to the South line of said subdivision, a distance of 237.15 feet to the Westerly right of way line of Pulver Road; thence S $0^{\circ}00'56''$ E along said road right of way on a line parallel to and 20 feet distant when measured at right angles to the East line of said subdivision, a distance of 184.00 feet to the True Point Of Beginning, and containing 1.00 acres.

Tract "B"

The North 746.7 feet of the East 350 feet of said subdivision, as measured from the West line of the existing County road.

All situate in the County of Skagit, State of Washington.

EXHIBIT "A"



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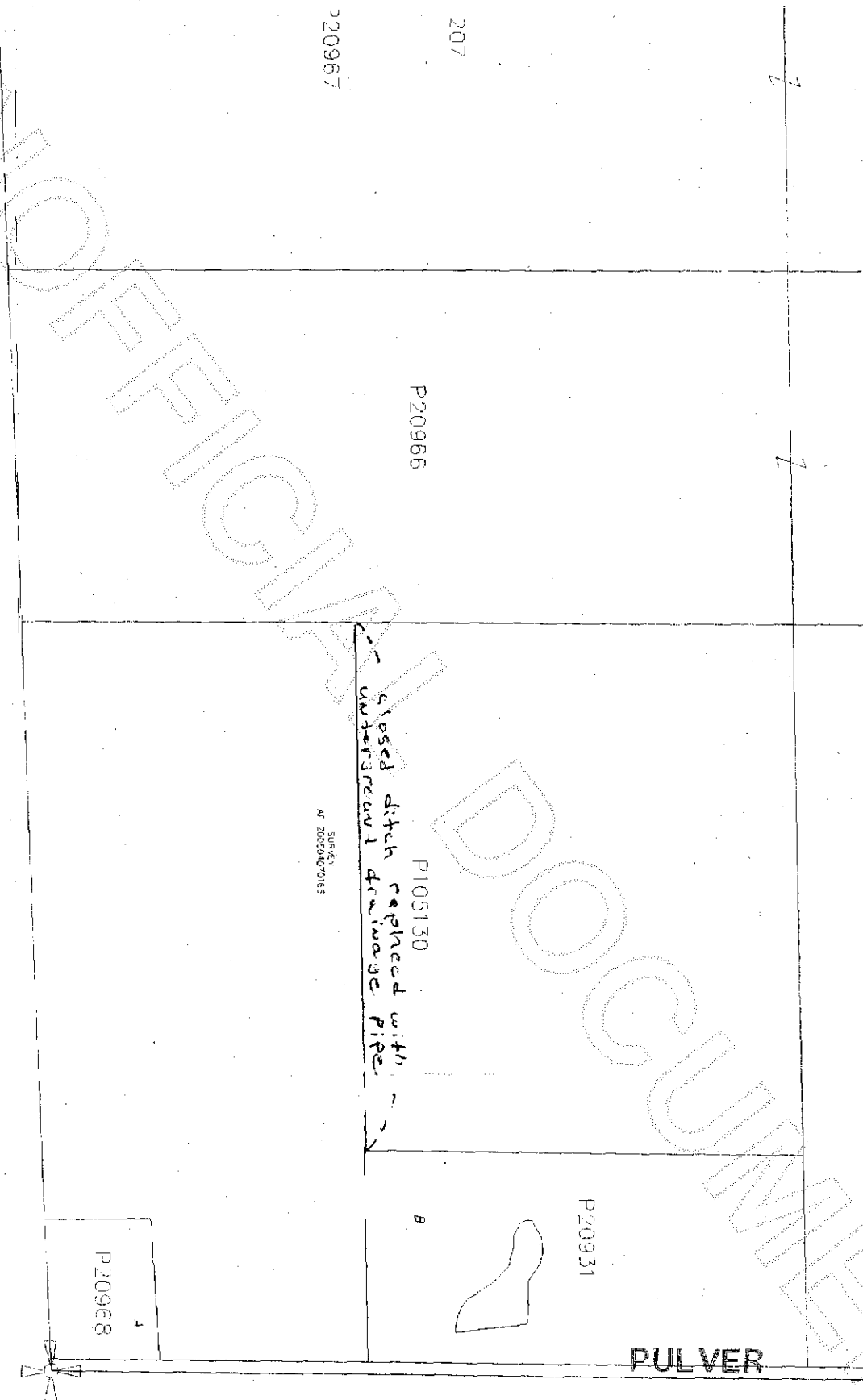


EXHIBIT "B"



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