

Upon Recording, Return to:

McGuireWoods LLP
1800 Century Park East
8th Floor
Los Angeles, California 90067
Attn: Christopher Rizza, Esq.



200904150131
Skagit County Auditor

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STATE OF WASHINGTON)
)
COUNTY OF SKAGIT)

ENCROACHMENT AGREEMENT

This ENCROACHMENT AGREEMENT is made this 25 day of March, 2008, by and between Public Hospital District No. 1, Skagit County, Washington, a Municipal Corporation, with its principal offices located at 1415 E. Kincaid Street, Mt. Vernon, Washington 98273 (hereinafter "Landlord"), Cascade Natural Gas Corporation (hereinafter "Cascade"), and Seattle SMSA Limited Partnership, a Delaware limited partnership, d/b/a Verizon Wireless, by Celco Partnership, its general partner, with its principal office located at One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920, (hereinafter "Verizon Wireless"). Landlord, Cascade, and Verizon Wireless are at times collectively referred to hereinafter as the "Parties" or individually as the "Party."

LOT 5 BSP recorded under AF# 200808120060
RECITALS
Tax ID: 8078-000-005-0000

- A. Landlord is the owner of certain real property located at 1415 E. Kincaid Street, Mt. Vernon, Washington 98273 (the "Property"), as more particularly described in Exhibit "A" attached hereto and made a part hereof.
- B. Cascade and Landlord are parties to that certain Right of Way Contract recorded on February 20, 1986 as Document Number 8602200023, in the Official Records of Skagit County, Washington (the "Easement Agreement").
- C. Cascade, as grantee under the Easement Agreement, has the right to construct, maintain, inspect, operate, protect, repair, replace, alter and remove a pipeline or pipelines and necessary appurtenances thereto for the transportation of oil, gas and the products thereof, on, over and through certain portions of Landlord's Property (the "Easement Area") as more particularly described in Exhibit "B" attached hereto and made a part hereof. By the terms of the Easement Agreement, Landlord has agreed to not build, create or construct or to permit to be built, created or constructed any obstruction, building, engineering works, or other structures over or that would interfere with said pipeline or lines or Cascade's rights in the Easement Area.

- D. Verizon Wireless and Landlord, intend to enter into, or have entered into, a lease agreement (the "Lease") whereby Verizon Wireless will construct, operate, and maintain a communications facility on certain portions of Landlord's Property, as substantially described and depicted in the Lease (the "Premises").
- E. Certain portions of the Premises will encroach upon the Easement Area as substantially depicted in Exhibit "C" attached hereto and made a part hereof.

AGREEMENT

NOW, THEREFORE, in consideration of the facts contained in the Recitals above, the mutual covenants and conditions below, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The Parties hereto acknowledge and agree that certain portions of the Premises will encroach upon the Easement Area as substantially depicted in Exhibit "C" attached hereto and made a part hereof.
2. Notwithstanding the terms of the Easement Agreement and Cascade's rights thereunder, Cascade and Landlord hereby unconditionally and unequivocally consent to Verizon Wireless and Verizon Wireless' Premises encroaching upon the Easement Area, as substantially depicted in Exhibit "C" attached hereto and made a part hereof (the "Encroachment"), during the term of the Lease, as it may be extended or replaced. The Encroachment shall consist of a maximum area measuring approximately eighteen (18) feet by five (5) feet and containing approximately ninety (90) square feet. Verizon Wireless intends to install conduits and pipes within the Encroachment Area to connect a generator to another portion of the Premises, as substantially depicted in Exhibit "C".
3. This Agreement may be sold, assigned or transferred by Verizon Wireless without any approval or consent of Landlord or Cascade in connection with any sale, assignment or transfer of the Lease.
4. Each Party shall indemnify and hold the other harmless against any claim of liability or loss from personal injury or property damage resulting from or arising out of the negligence or willful misconduct of the indemnifying Party, its employees, contractors or agents, except to the extent such claims or damages may be due to or caused by the negligence or willful misconduct of the other Party, or its employees, contractors or agents.
5. This Agreement shall be binding upon the successors, assigns, heirs and legal representatives of the respective Parties hereto.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

VERIZON WIRELESS AND LANDLORD AGREE THAT "SUPPLEMENT TO ENCROACHMENT AGREEMENT" IS A PART HEREOF.

Initials

Initials



IN WITNESS WHEREOF, the Parties hereto have set their hands and affixed their respective seals the day and year first above written.

LANDLORD:

Skagit County Public Hospital District No. 1,
a Washington municipal corporation

By: [Signature]
Name: Gregg A. Davidson
Title: Chief Executive Officer
Date: 12/20/07

CASCADE:

Cascade Natural Gas Corporation

By: [Signature]
Name: Daniel E. Meredith
Title: Director, Safety & Engineering
Date: 12/10/2007

VERIZON WIRELESS:

Seattle SMSA Limited Partnership,
a Delaware limited partnership,
d/b/a Verizon Wireless

By: Cellco Partnership
Its General Partner
By: [Signature]
Name: Keith A. Surratt
Title: West Area Vice President - Network
Date: 3/25/08



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**SUPPLEMENT
TO
ENCROACHMENT AGREEMENT**

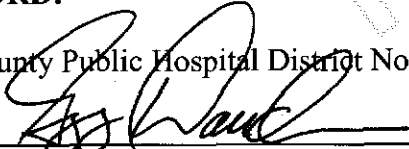
VERIZON WIRELESS and PUBLIC HOSPITAL DISTRICT NO. 1 OF SKAGIT COUNTY (the "Landlord"), two of the parties named in the attached "ENCROACHMENT AGREEMENT," hereby agree that, as between them, the following provisions shall apply to the ENCROACHMENT AGREEMENT:

- a. The reference in Recital D to the "Lease Agreement" and to the "Lease" in the entire Agreement shall be to the "OPTION AND LEASE AGREEMENT" between Verizon Wireless and Landlord.
- b. An additional section is added to the Agreement as follows: "This Agreement shall not be construed as granting any rights in addition to, or increasing, those granted by Landlord to Verizon Wireless in the Lease."

In all other respects and as applied to Cascade Natural Gas, the Agreement is unaltered hereby.


LANDLORD:

Skagit County Public Hospital District No. 1

By: 
Name: Gregg A. Davidson
Title: Chief Executive Officer
Date: 12/20/07

VERIZON WIRELESS:

Seattle SMSA Limited Partnership, d/b/a Verizon Wireless

By: Cellco Partnership
Its: General Partner
By: 
Name: Keith A. Surratt
Title: West Area Vice President - Network
Date: 3/25/08



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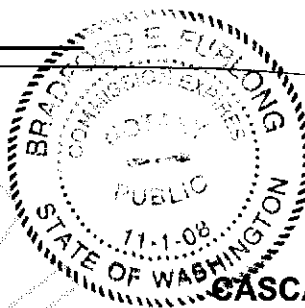
STATE OF WASHINGTON)
)
 COUNTY OF SKAGIT)

**LANDLORD
 ACKNOWLEDGMENT**

I, BRADFORD E. FURLONG, a Notary Public for said County and State, do hereby certify that Gregg A. Davidson personally came before me this day and acknowledged that he executed the foregoing Encroachment Agreement as his own act and deed on behalf of Skagit County Public Hospital District No.1, a Washington municipal corporation.

WITNESS my hand and official Notarial Seal, this 20th day of December, 2007.

Bradford E. Furlong
 Notary Public



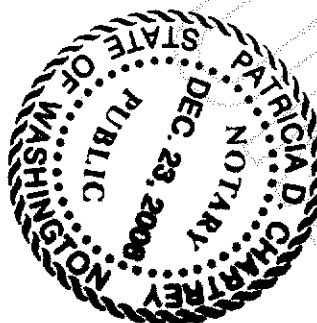
STATE OF WA)
)
 COUNTY OF KING)

**CASCADE
 ACKNOWLEDGMENT**

I, PATRICIA D. CHARTREY, a Notary Public for said County and State, do hereby certify that Daniel E. Meredith personally came before me this day and acknowledged that he executed the foregoing Encroachment Agreement as his own act and deed on behalf of Cascade Natural Gas Corporation.

WITNESS my hand and official Notarial Seal, this 10 day of December, 2007.

Patricia D. Chartrey
 Notary Public



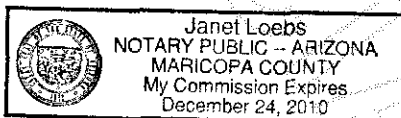
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STATE OF ARIZONA)
)
 COUNTY OF MARICOPA)

ACKNOWLEDGMENT

I, JANET LOEBS, a Notary Public for said County and State, do hereby certify that Keith A. Surratt personally came before me this day and acknowledged that he is the West Area Vice President - Network, of Seattle SMSA Limited Partnership, a Delaware limited partnership, d/b/a Verizon Wireless, by Celco Partnership, its general partner, and that he, as West Area Vice President - Network, being authorized to do so, executed the foregoing Encroachment Agreement on behalf of Seattle SMSA Limited Partnership, a Delaware limited partnership, d/b/a Verizon Wireless, by Celco Partnership, its general partner.

WITNESS my hand and official Notarial Seal, this 25th day of March, 2008.



Janet Loeb
 Notary Public

My Commission Expires: 12/24/2010



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Exhibit "A"

Legal Description of Property

DESCRIPTION:

PARCELS "A", "B" & "C":

INTENTIONALLY OMITTED.

PARCEL "D":

Parcel "B", Mount Vernon Short Plat No. MV-31-76, approved September 14, 1976, recorded September 21, 1976 in Book 1 of Short Plats, page 173, under Auditor's File No. 842991 and being a portion of the Northeast ¼ of the Southwest ¼ of Section 20, Township 34 North, Range 4 East, W.M.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "E":

The North ½ of Tract "A" of Mount Vernon Short Plat No. MV-31-76, approved September 14, 1976 and recorded September 21, 1976, in Volume 1 of Short Plats, page 173, under Auditor's File No. 842991, records of Skagit County, Washington; being a portion of the Northeast ¼ of the Southwest ¼ of Section 20, Township 34 North, Range 4 East, W.M., and of Tract "A" of "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "F":

The South ½ of Tract "A" of Short Plat No. MV-31-76, approved September 14, 1976 and recorded September 21, 1976, under Auditor's File No. 842991 and being a portion of Tract "A", "GREENSTREET ADDITION" and a portion of the Northeast ¼ of the Southwest ¼, Section 20, Township 34 North, Range 4 East, W.M.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "G":

Lots 1, 2, 3 and 4, "FIRST ADDITION PUBLIC HOSPITAL DISTRICT NO. 1, MOUNT VERNON, WASHINGTON," as per plat recorded in Volume 12 of Plats, page 28, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:**PARCEL "H":**

The North 105 feet of the West 10 feet of Tract 2 and the North 105 feet of that portion of Tract 3, lying Easterly of 13th Street as conveyed to the City of Mount Vernon by deed dated January 7, 1956, recorded May 21, 1956, in Volume 278 of Deeds, page 513, under Auditor's File No. 536371, all in "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington,

TOGETHER WITH that portion of the South 7 feet of vacated Carpenter Street, lying Northerly of and adjacent to the above, described Tract and between the East and West line thereof extended Northerly.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "I":

The South 265 feet of Tracts 1 and 2, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington, EXCEPT the West 10 feet of the North 170 feet of said Tract 2,

ALSO, the South 265 feet of Tract 'A', "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington, EXCEPT those portions conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "J":

The North 5 feet of Tracts 1 and 2, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington, EXCEPT the West 10 feet of said Tract 2.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "K":

The North 12 feet of the South 277 feet of Tract A, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "L":

Those portions of Lots 2 and 3, Block 1, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington, described as follows:

Beginning at a point 100 feet North of Montgomery Street on the East line of Lot 3;
thence North 65 feet along the East line of Lot 3;
thence West to 13th Street;
thence South 65 feet, along the East line of 13th Street;
thence East to the point of beginning, ALSO,

Beginning at a point 100 feet North of Montgomery Street on the West line of Lot 2;
thence East 10 feet;
thence North 65 feet paralleling the West line of Lot 2;
thence West 10 feet to the West line of Lot 2;
thence South 65 feet along the West line of Lot 2 to the point of beginning,

EXCEPT that portion conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "M":

That portion of the South 100 feet of Tract 3, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington, lying Easterly of a line drawn from a point on the North line of said South 100 feet of Tract 3, which is 59.31 feet West of the East line of said tract as measured along said North line, to a point on the South line of said tract, which is 59.86 feet West of the Southeast corner thereof, as measured along said South line.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "N":

That portion of Montgomery Street lying between the East line of Thirteenth Street and the West line of Fifteenth Street; and the portion of Fourteenth Street lying between the North line of Montgomery Street and the North line of Tract 15, if projected Westerly of "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington, ALSO included is the portion of the alley, between the North line of Montgomery Street and the North line of Tract 15, if projected Easterly of the Plat of "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,



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DESCRIPTION CONTINUED:

PARCEL "N" continued:

EXCEPT that portion conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021,

ALSO EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "O":

Tract 16, EXCEPT the East 50 feet thereof, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington,

EXCEPT that portion conveyed to the City of Mount Vernon by deed recorded February 6, 1957, under Auditor's File No. 547256,

ALSO that portion of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 20, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Southwest corner of Tract 16, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington;

thence South along the East line of Tract 15 in said plat, 32.03 feet;

thence East parallel to the South line of Tract 16, 158 feet, more or less, to a point 50 feet West of the East line of said subdivision;

thence North parallel to the East line of said subdivision, 32.03 feet to the South line of Tract 16;

thence West along the South line of said Tract 16, to the point of beginning,

EXCEPT that portion conveyed to the City of Mount Vernon by deed recorded February 6, 1957, under Auditor's File No. 547255,

ALSO EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "P":

The East 50 feet of Tract 16, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington.

ALSO the East 50 feet of the South 208.71 feet of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 20, Township 34 North, Range 4 East, W.M., EXCEPT the South 175 feet thereof,

EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "Q":

That portion of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 20, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at a point on the East line of Tract 15, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington, which is 32.03 feet South of the Southwest corner of Tract 16 in said plat;
thence South along the East line of said Tract 15 a distance of 59 feet;
thence East parallel to the South line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, 158 feet, more or less, to a point 50 feet West of the East line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$;
thence North parallel to the East line of said subdivision 59 feet to a point on a line parallel with the South line of said subdivision and which intersects the point of beginning;
thence West along said parallel line 158 feet more or less, to the point of beginning.

EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "R":

That portion of the East $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 20, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Southeast corner of Tract 15, "DALE AND SHEA'S ADDITION TO THE CITY OF MT. VERNON," as per plat recorded in Volume 3 of Plats, page 68, records of Skagit County, Washington;
thence North along the East line of said Tract 15 a distance of 76.44 feet, more or less, to a point 91.03 feet South of the Southwest corner of Tract 16 in said Dale and Shea's Addition;
thence East parallel to the South line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ a distance of 158 feet, more or less, to a point on a line 50 feet West of and parallel to the East line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$;



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DESCRIPTION CONTINUED:

PARCEL "R" continued:

thence South along said parallel line a distance of 76 feet, more or less, to a point on the North line of Kincaid Street extended East as shown on said Plat of Dale and Shea's Addition at a point North 89°07'53" East 158.71 feet from the point of beginning;
 thence South 89°07'53" West along said North line of Kincaid Street as so extended 158.71 feet to the point of beginning.

EXCEPT that portion, if any, conveyed to the City of Mount Vernon by deed recorded December 12, 1957, under Auditor's File No. 559568.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "S":

That portion of the Northeast ¼ of the Southwest ¼ of Section 20, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at the Southeast corner of said subdivision;
 thence North along the East line thereof 175 feet;
 thence West 50 feet;
 thence South parallel with the East line of said subdivision 175 feet to the South line thereof;
 thence East 50 feet to the point of beginning.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.

PARCEL "T":

That portion of the West 330 feet of the Northwest ¼ of the Southeast ¼ of Section 20, Township 34 North, Range 4 East, W.M., lying South of the South line of Montgomery Street as established in the City of Mount Vernon (extended East),

EXCEPT the East 30 feet, AND EXCEPT that portion conveyed to the City of Mount Vernon by Deed recorded February 6, 1957, under Auditor's File No. 547255.

TOGETHER WITH that portion of South 15th Street adjacent thereto as vacated by Order No. 1207 and recorded August 13, 1956, under Auditor's File No. 540010.

ALSO EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the City of Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "U":

Lot 1, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington, EXCEPT that portion described as follows:

A triangular portion of land commencing at the true point of beginning a point on the South right of way margin of East Division Street being 15 feet Westerly of the West right of way margin of South 15th Street as measured at right angles;
thence Easterly along said South right of way margin to the intersection of the South right of way margin of East Division Street and the West right of way margin of South 15th Street;
thence Southerly along the said West right of way margin of South 15th Street to a point 15 feet Southerly of the South right of way margin of East Division Street as measured at right angles;
thence along a diagonal to the true point of beginning.

EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050111, records of Skagit County, Washington, described as follows:

Commencing at the intersection of the centerlines of East Division Street and South 15th Street;
thence South 01°16'58" East along the centerline of said South 15th Street for a distance of 49.53 feet;
thence South 88°43'02" West 30.00 feet to a point on the East line of said Lot 1, the West margin of said South 15th Street and the true point of beginning;
thence North 50°57'02" West for a distance of 31.48 feet to a point on the North line of said Lot 1 and the South margin of East Division Street;
thence North 89°36'40" East along said North line for a distance of 9.00 feet;
thence South 45°50'10" East for a distance of 21.38 feet;
thence South 01°16'58" East along the West margin of said South 15th Street for a distance of 5.00 feet to the true point of beginning.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "V":

Lot 2, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "W":

Lot 3, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "X":

Lot 4, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "Y":

Lot 5, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "Z":

Lot 6, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "AA":

Lot 7, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "BB":

Lot 8, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "CC":

Lot 9, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "DD":

Lot 10, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "EE":

Lot 11, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion, if any, conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021,

ALSO EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "FF":

Lot 12, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion, if any, conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021,

ALSO EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "GG":

Lot 13, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

ALSO EXCEPT that portion conveyed by deed recorded June 5, 2007 under Auditor's File No. 200706050112, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "HH":

Lot 14, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "II":

Lot 15, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "JJ":

Lot 16, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

EXCEPT that portion, if any, conveyed to the City of Mount Vernon by deed recorded December 11, 1984, under Auditor's File No. 8412110021.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "KK":

Lot 17, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "LL":

Lot 18, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "MM":

Lot 19, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "NN":

Lots 20, 21 and 22, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington,

TOGETHER WITH all of the 18.00 foot wide alley adjoining Lots 5, 6, 7, 20, 21, and 22, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "OO":

Lot 23, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "PP":

Lot 24, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.

PARCEL "QQ":

The North 6 feet of Lot 24, and all of Lot 25, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.



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DESCRIPTION CONTINUED:

PARCEL "RR":

Lot 26, "GREENSTREET ADDITION, MOUNT VERNON, WASH.", as per plat recorded in Volume 7 of Plats, page 6, records of Skagit County, Washington.

Situate in the Mount Vernon, County of Skagit, State of Washington.



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Exhibit "B"

Description of Easement Area

Easement location:

That portion of the vacated alley in the plat of "GREENSTREET ADDITION, MOUNT VERNON, WASHINGTON", as per plat recorded in Volume 7 of Plats, Page 6, records of Skagit County, Washington, lying between the North line of Montgomery Street and the North line of Tract 15 of "GREENSTREET ADDITION, MOUNT VERNON, WASHINGTON", if projected Easterly which attached according to the operation of law pursuant to City of Mount Vernon Ordinance No. 214, as disclosed by instrument recorded January 25, 1985 under Skagit County Auditor's File No. 8501250014.

TOGETHER WITH an 18.00 feet wide strip of land being a portion of Vacated Montgomery Street, as passed and adopted July 11, 1984, by the City Council of the City of Mount Vernon, Washington, as Ordinance No. 2124, described as follows:

A tract of land 18.00 feet in width, being the Southerly projection of said vacated alley in the plat of "GREENSTREET ADDITION, MOUNT VERNON, WASHINGTON", lying North of the South 20.00 feet of said Vacated Montgomery Street AND the North 18.00 feet of the South 20.00 feet of said Vacated Montgomery Street lying East of the West line of said vacated alley in the plat of "GREENSTREET ADDITION, MOUNT VERNON, WASHINGTON", as projected Southerly.



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Exhibit "C"

Depiction of Encroachment Area

(Attached)



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