

Upon Recording Return To:
Washington Department of Fish & Wildlife
Real Estate Services
600 Capitol Way North
Olympia, Washington 98501-1091
Attn: Bobby Brown



200906260020
Skagit County Auditor

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Document Title: Deed Of Right To Use Land For Public Conservation Purposes.
Reference No. of Related Document: A.F. No. 200810240074.
Grantor: The State of Washington, The Department of Fish and Wildlife.
Grantee: The State of Washington.
Legal Description: Portion Government Lot 9, Section 36, Township 34 North, Range 3 East, W.M.
Assessor's Parcel Nos.: P128015.
County: Skagit.

DEED OF RIGHT TO USE LAND FOR PUBLIC CONSERVATION PURPOSES

The State of Washington, The Department of Fish and Wildlife, (the "Grantor"), for and in consideration of monies coming in whole or in part from the Washington Wildlife and Recreation Program of the State of Washington and in fulfillment of terms of the Project Agreement identified below, conveys and grants to the State of Washington individually and as the representative of all the people of the State, the right to use the real property described below forever for conservation purposes.

Those conservation purposes are described in the Project Agreement entered into between the Grantor and the State of Washington through the Recreation and Conservation Funding Board entitled Riparian Protection Project #06-1816A signed by the Grantor on the 5th day of November, 2007, and by the Recreation and Conservation Office (RCO) on the 11th day of October, 2007, and the applications and supporting materials which are on file with the Grantor and RCO in connection with the Project Agreement.

PROJECT TITLE: Skagit River Forks – Cuperus Property

The Grantor will not make or permit to be made any use of the real property described in this Deed, or any part of it, which is inconsistent with the right to use for conservation purposes herein granted unless the State, through the Recreation and Conservation Office or its successors, consents to the inconsistent use, which consent shall be granted only upon conditions which will ensure that other conservation land of at least equal fair market value at the time of change of use and of as nearly as feasible equivalent qualities, characteristics and location of conservation purposes for which state assistance was originally granted will be substituted in the manner provided in RCW 79A.25.100 for marine recreation land, whether or not the real property covered by this Deed is marine recreation land. RCW 79A.25.100 reads as follows:

"Marine recreation land with respect to which money has been expended under RCW 79A.25.080 shall not, without the approval of the board, be converted to uses other than those for which such expenditure was originally approved. The board shall only approve any such conversion upon conditions which will assure the substitution of other marine recreation land of at least equal fair market value at the time of conversion and of as nearly as feasible equivalent usefulness and location."

The real property covered by this Deed is described as follows:

That portion of Government Lot 9, Section 36, Township 34 North, Range 3 East, W.M., lying Westerly of the most Easterly margin of the right-of-way for Dike District No. 3 as condemned

