

POOR ORIGINAL



200906300138

Skagit County Auditor

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After recording return document to:

State of Washington  
Department of Transportation  
Real Estate Services Office  
P O Box 47338  
Olympia WA 98504-7338

GUARDIAN NORTHWEST TITLE CO.

95832-3

*Document Title: Quitclaim Deed*

*Reference Number of Related Document: 9303190101*

*Grantor(s): Martin Commercial Fueling, Inc.*

*Grantee(s): State of Washington, Department of Transportation*

*Legal Description: Ptn SW 1/4 of the NE 1/4 of Section 6, T34N, R4E, W.M.*

*Additional Legal Description is on Page(s) 8, 9 and 10 of Document*

*Assessor's Tax Parcel Number(s): 340406-1-002-0204 (P23794); 340406-0-156-0010 (P23789); and 340406-0-039-0005 (P23649)*

### QUITCLAIM DEED

State Route 5, SR 20 Interchange

The Grantor, MARTIN COMMERCIAL FUELING, INC., a Washington corporation, for and in consideration of releasing the lessee's interest in lease recorded under Recording No. 9303190101, hereby conveys and quitclaims to the **State of Washington, Department of Transportation**, the following described real property, and any after acquired interest therein, situated in Skagit County, State of Washington, under the imminent threat of the Grantee's exercise of its right of Eminent Domain:

For legal description and additional conditions,  
see Exhibit A attached hereto and made a part hereof.

The intent of this conveyance is to release tenant's interest, including its option to purchase and right of first refusal to purchase, in that certain lease recorded under Recording No. 9303190101 by and between JOHN W. MARTIN and JEANNE E. MARTIN, husband and wife, and VAL D. MARTIN and DIANE M. MARTIN, husband and wife, as Lessors and MARTIN COMMERCIAL FUELING, INC. a Washington corporation, as Lessee.

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

RES-306

Revised 09/05

1916  
JUN 30 2009 Page 1 of 10 pages

FA No. F-005 ( )  
Project No. A02039A  
Parcel No. 1-16625

Amount Paid \$  
By *nam* Skagit Co. Treasurer Deputy

# QUITCLAIM DEED

It is understood and agreed that delivery of this deed is hereby tendered and that the terms and obligations hereof shall not become binding upon the State of Washington unless and until accepted and approved hereon in writing for the State of Washington, Department of Transportation, by the Director of Real Estate Services.

Date: February 28, 2008

MARTIN COMMERCIAL FUELING, INC.,  
a Washington corporation

By: *John A. Martin*  
JOHN A. MARTIN, President

By: *Arnold M. Donovan*  
ARNOLD M. DONOVAN, Vice President

By: *John W. Martin*  
JOHN W. MARTIN, Chair, Board of Directors

By: *Nancy D. Kehl Martin*  
NANCY D. KEHL MARTIN, Director

By: *Jacqueline J. Donovan*  
JACQUELINE J. DONOVAN, Director

Accepted and Approved

STATE OF WASHINGTON,  
Department of Transportation

By: *Gerald L. Gallinger*  
Gerald L. Gallinger  
Director, Real Estate Services

Date: 6/24/09

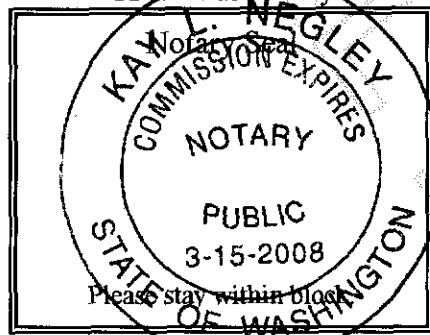


**QUITCLAIM DEED**

STATE OF WASHINGTON )  
 ) ss.  
County of SKAGIT )

On this 28th day of February, 2008, before me personally appeared JOHN A. MARTIN, to me known to be the President of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

GIVEN under my hand and official seal the day and year last above written.



Kay L. Negley  
Notary (print name) KAY L. NEGLEY  
Notary Public in and for the State of Washington,  
residing at Mount Vernon  
My Appointment expires 3/15/2008



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**QUITCLAIM DEED**

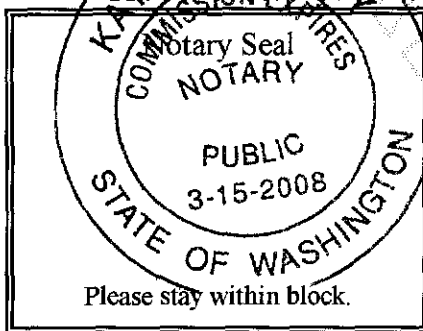
STATE OF WASHINGTON )

County of SKAGIT )

: ss.

On this 28th day of February, 2008, before me personally appeared **ARNOLD M. DONOVAN**, to me known to be the Vice President of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

GIVEN under my hand and official seal the day and year last above written.



*Kay L. Negley*  
Notary (print name) KAY L. NEGLEY  
Notary Public in and for the State of Washington,  
residing at MOUNT VERNON  
My Appointment expires 3/15/2008



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Skagit County Auditor

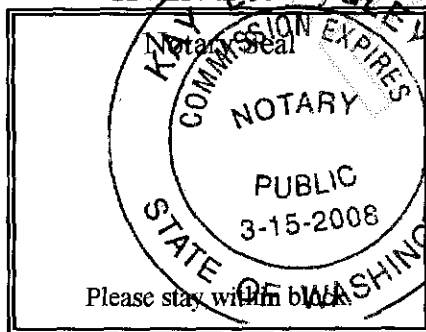
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# QUITCLAIM DEED

STATE OF WASHINGTON )  
: ss.  
County of SKAGIT )

On this 28th day of February, 2008, before me personally appeared JOHN W. MARTIN, to me known to be the Chair, Board of Directors of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

GIVEN under my hand and official seal the day and year last above written.



*Kay L. Negley*  
Notary (print name) KAY L. NEGLEY  
Notary Public in and for the State of Washington,  
residing at Mount Vernon  
My Appointment expires 3/15/2008



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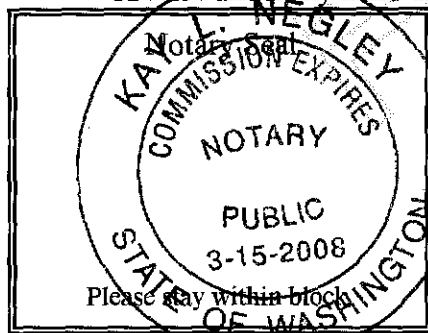
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**QUITCLAIM DEED**

STATE OF WASHINGTON )  
: ss.  
County of SKAGIT )

On this 28th day of February, 2008, before me personally appeared NANCY D. KEHL MARTIN, to me known to be a Director of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that she was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

GIVEN under my hand and official seal the day and year last above written.



Kay L. Negley  
Notary (print name) KAY L. NEGLEY  
Notary Public in and for the State of Washington,  
residing at Mount Vernon  
My Appointment expires 3/15/2008



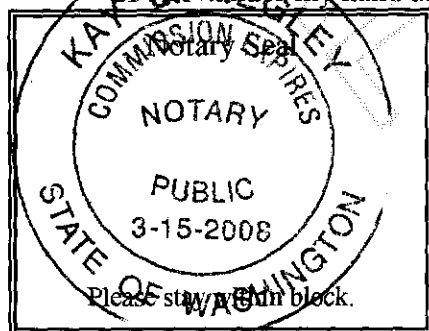
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# QUITCLAIM DEED

STATE OF WASHINGTON )  
 )  
 ) SS.  
County of SKAGIT )

On this 28th day of October, 2008, ~~20xx~~, before me personally appeared JACQUELINE J. DONOVAN, to me known to be a Director of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that she was authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

GIVEN under my hand and official seal the day and year last above written.



Kay L. Negley  
Notary (print name) KAY L. NEGLEY  
Notary Public in and for the State of Washington,  
residing at Mount Vernon  
My Appointment expires 3/15/2008



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## QUITCLAIM DEED

### EXHIBIT A

All that portion of the hereinafter described PARCEL "A" lying northeasterly of a line beginning at a point opposite Highway Engineer's Station (herein after referred to as HES) N 21+34.73 on the N line survey of SR 5, SR 20 Interchange and 57 feet southerly therefrom; thence southeasterly to a point opposite HES 314+90.64 on the SR 5 line survey of said Highway and 361.81 feet westerly therefrom; thence southeasterly to a point opposite HES 314+56.50 on said SR 5 line survey and 260 feet westerly therefrom; thence southeasterly to a point opposite HES 314+11± on said SR 5 line survey and 160.98 feet westerly therefrom, said point being on the easterly line of said PARCEL "A" and the end of this line description.

AND all that portion of the hereinafter described PARCEL "A" lying southwesterly of a line beginning at HES NT 22+58.64 on the NT line survey of said Highway; thence northeasterly to a point opposite said HES NT 22+58.64 and 32.55 feet northeasterly therefrom; thence southeasterly to a point opposite HES NT 23+00.08 on said line survey and 30.05 feet northeasterly therefrom; thence southeasterly to a point opposite HES NT 23+50.15 on said line survey and 29.89 feet northeasterly therefrom; thence southeasterly to a point opposite HES NT 24+00.04 on said line survey and 28.80 feet northeasterly therefrom; thence southeasterly to a point opposite HES NT 24+17.71 on said line survey and 26.48 feet northeasterly therefrom; thence southwesterly to said HES NT 24+17.71 and the end of this line description.

### PARCEL "A"

All that portion of the northeast quarter of the southwest quarter of the northeast quarter of Section 6, Township 34 North, Range 4 East, W.M., Skagit County, Washington lying northerly of the Andis Road and lying within the boundaries of the following described tract:

Beginning at a point on the south line of said Andis Road opposite Highway Engineer's Station (hereinafter referred to as HES) 311+64 on the survey line of State Highway Route No. 5, Skagit River to Junction SR 20 and 136.08 feet westerly therefrom; thence northwesterly to a point opposite HES 314+30 on said survey line and 162.90 feet westerly therefrom; thence northwesterly to point opposite HES 315+78.54 on said survey line and 259.09 feet westerly therefrom; thence northwesterly to a point 60 foot

RES-306

Parcel No. 1-16625



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Skagit County Auditor



## QUITCLAIM DEED

### EXHIBIT A (continued)

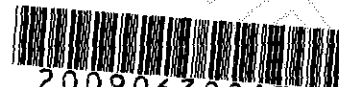
distant southerly when measured at right angles and/or radially from the WE-S Ramp line survey of said SR 5 at Station 1+01-61 P.C.; thence westerly to an intersection with the easterly boundary of a strip of land having a width of 80 feet, being 40 feet wide on each side when measured at right angles and/or radially from the A line survey of SR 5, Skagit River to Junction SR 20; thence southerly along the easterly line of said 80 foot wide strip (being also identified in Skagit County Superior Court Cause No. 33-037 as condemned therein) to the southerly line of the Andis Road; thence east along the south line of the Andis Road to the point of beginning;

EXCEPT therefrom that portion thereof lying with the boundaries of the four following described tracts:

No. 1: Beginning at a point on the south line of said Andis Road opposite HES 311+64 on the survey line of State Route No. 5, Skagit River to Junction SR 20 and 136.08 feet westerly therefrom; thence west along the south line of the said Andis Road, a distance of 115.00 feet; thence northerly at right angles to said south line, a distance of 100.00 feet; thence east parallel with said south line to the east line of the hereinabove described main tract; thence southerly along the east line of said main tract to the point of beginning.

No. 2: All that portion of the hereinabove main tract lying easterly of a line described as follows:

Beginning at a point on the south line of said Andis Road opposite HES 311+64 on the survey line of State Highway Route No. 5, Skagit River to Junction SR 20 and 136.08 feet westerly therefrom; thence westerly along said south line a distance of 115.00 feet to the True Point of Beginning of this right-of-way line description; thence northerly, at right angles to said south line 100.00 feet; thence east parallel with said south line to a line extending northwesterly from said point of beginning to a point opposite HES 314+30 on said survey line and 162.90 feet westerly therefrom; thence northerly to said point opposite HES 314+30; thence northwesterly to a point opposite HES 315+78.54 on said survey line and 259.09 feet westerly therefrom and the terminal point of the right-of-way line description.



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## QUITCLAIM DEED

### EXHIBIT A (continued)

No. 3: All that northerly portion of the hereinabove described main tract lying within those premises conveyed to the State of Washington by deeds recorded as Auditor's File No. 8107270034 and 8107270035.

No. 4: All that southerly portion of the hereinabove described main tract lying within the unvacated portion of the right-of-way for Andis Road.

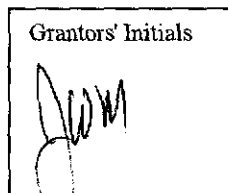
TOGETHER WITH all that portion of the former cul-de-sac for Andis Road, State Turnback as described and set forth in "Order Vacating County Road" recorded under Auditor's File No. 9102080020, records of Skagit County, Washington which upon vacation reverted to said premises by operation of law.

Also, the Grantor herein conveys and grants to the State of Washington all rights of ingress and egress (including all existing, future or potential easements of access, light, view and air) to, from and between SR 5, SR 20 Interchange and the remainder of said PARCEL "A";

EXCEPT that the Grantor herein reserves for itself, its successors or assigns, the right of reasonable access to the NT line connection of said Highway southerly of HES 314+90.64 on the SR 5 line survey;

AND EXCEPT that the Grantor herein reserves for itself, its successors or assigns, the right of reasonable access to Andis Rd.

The lands herein described contain an area of 21,538 square feet, more or less, the specific details concerning all of which are to be found in that certain map of definite location now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval November 20, 2006, revised November 29, 2007.

Grantors' Initials  


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Skagit County Auditor

Parcel No. 1-16625