



200909010067

Skagit County Auditor

9/1/2009 Page

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5 3:56PM

WHEN RECORDED RETURN TO:  
CASCADE NATURAL GAS CORPORATION  
PO BOX 24464  
SEATTLE, WA 98124-0464  
ATTENTION: Engineering / Right of Way

**RIGHT OF WAY EASEMENT**

CNG317

Chicago Title #620005593

City: Mt. Vernon  
County: Skagit  
Project #: 163187

The undersigned **THE HAROLD R. AND DAPHNE I. KENEALY TRUST** (hereinafter referred to as the "Grantor"), for and in consideration of mutual benefit of the parties and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, convey, and warrant to **CASCADE NATURAL GAS CORPORATION**, a Washington corporation (hereinafter referred to as the "Grantee"), a nonexclusive easement over the following described property of the Grantor:

**PROPERTY DESCRIPTION:**

Portion of Section 18, Township 34 North, Range 4 East, W.M.

(SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT A)

**EASEMENT DESCRIPTION:**

THE WEST TEN FEET OF PARCEL A AND B, ALONG WITH THE SOUTHERLY TEN FEET OF PARCEL B AS DEPICTED IN THE ATTACHED EXHIBIT "A-1".

**TAX PARCEL NUMBER: P26054, P26279**

The Grantee is granted the right to construct, install, operate, maintain, protect, improve, repair, and abandon in place a natural gas pipeline or pipelines, regulation devices, and metering equipment under, over, through, and across the above-described property. The Grantee is further granted an easement for the nonexclusive right of access to and from said property for the purpose of utilizing the rights herein granted.

The term "pipeline" includes gas lines, services, machinery, equipment, and facilities related to the operation or maintenance of said gas lines. The Grantor, on behalf of itself and its agents, invitees and licensees, agrees not to impair or interfere with the full use and enjoyment by the Grantee of the rights herein granted.

Without limiting the generality of the foregoing, the Grantor shall not erect any structure within the easement area, or conduct or permit any activities that may impair or interfere with the rights herein granted.

Grantor agrees to cooperate with Grantee to obtain all necessary permits, licenses and governmental action so that Grantee may enjoy the full use and benefit of this right-of-way easement.

The Grantee agrees to hold the Grantor harmless from any loss, cost, or damage resulting from the Grantee's negligence in connection with the operation or maintenance of any pipelines installed under or over the easement premises and the Grantor agrees to hold the Grantee

harmless from any loss, cost, or damage caused by the Grantor, its agents, invitees, or licensees or from any breach of this easement.

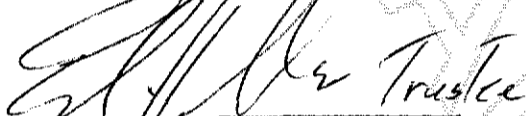
The Grantee agrees to immediately compensate the Grantor and Grantor's tenants or licensee's for any and all crops which are damaged, or destroyed as a result of Grantee's use of this Easement.


Upon completion of any construction, the Grantee shall provide Grantor with as built drawings showing the location of any improvements installed by Grantee.

This easement shall be binding upon and inure to the benefit of the heirs, executors, administrators, personal representatives, successors, and assigns of the parties hereto.

In witness whereof, the undersigned have executed this easement this 1<sup>st</sup> day of September 2009.

EDWARD H. SANDERS & DAPHNE J. SANDERS, as successor trustees of the HAROLD R. & DAPHNE I. KENEALY TRUST, w/d 12-27-1974

  
EDWARD H. SANDERS, successor trustee

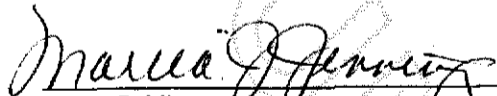
  
DAPHNE J. SANDERS, successor trustee

State of Washington )  
                                  ) ss:  
County of Skagit )

I certify that I know or have satisfactory evidence that EDWARD H. SANDERS and DAPHNE J. SANDERS, known to be the successor trustees of THE HAROLD R. & DAPHNE I. KENEALY TRUST, w/d 12-27-1974, are the persons who appeared before me, and said persons acknowledged that he/she signed this instrument, and acknowledged it to be his/her free and voluntary act for the uses and purposes mentioned in the instrument.

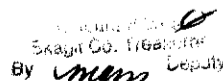
Dated: September 1, 2009



  
Notary Public  
Print Name Marcia J. Jennings  
My commission expires 10/5/2012

Easement  
SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

SEP 01 2009

By  Deputy



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EXHIBIT A

**PARCEL A:**

That portion of government lot 6, and of the NE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 18, Township 34 North, Range 4 East, W.M., described as follows:

Beginning at center of said Section 18; thence west 32 rods; thence south 1980 feet, more or less, to north line of the county road running through government lot 6 of said section; thence easterly to north and south quarter section line through said section; thence north to the point of beginning, EXCEPT dike and ditch rights of way and EXCEPT the west 10 acres thereof.

**PARCEL B:**

Part of the SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 18, Township 34 North, Range 4 East, W.M., described as follows: Beginning at a point on the South line of said SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ , 680 feet, 11 inches East of the SW corner thereof; thence East 680 feet, 11 inches, more or less, to the SE corner of said SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ ; thence North 1271 feet, 7 inches, more or less; thence West on the North line of said SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  689 feet, 4 inches, thence South 1271 feet, 7 inches, more or less to the point of beginning.

EXCEPT the North 48 feet, 5 inches of the East 689 feet, 4 inches of the SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 18, Township 34 North, Range 4 East, W.M.

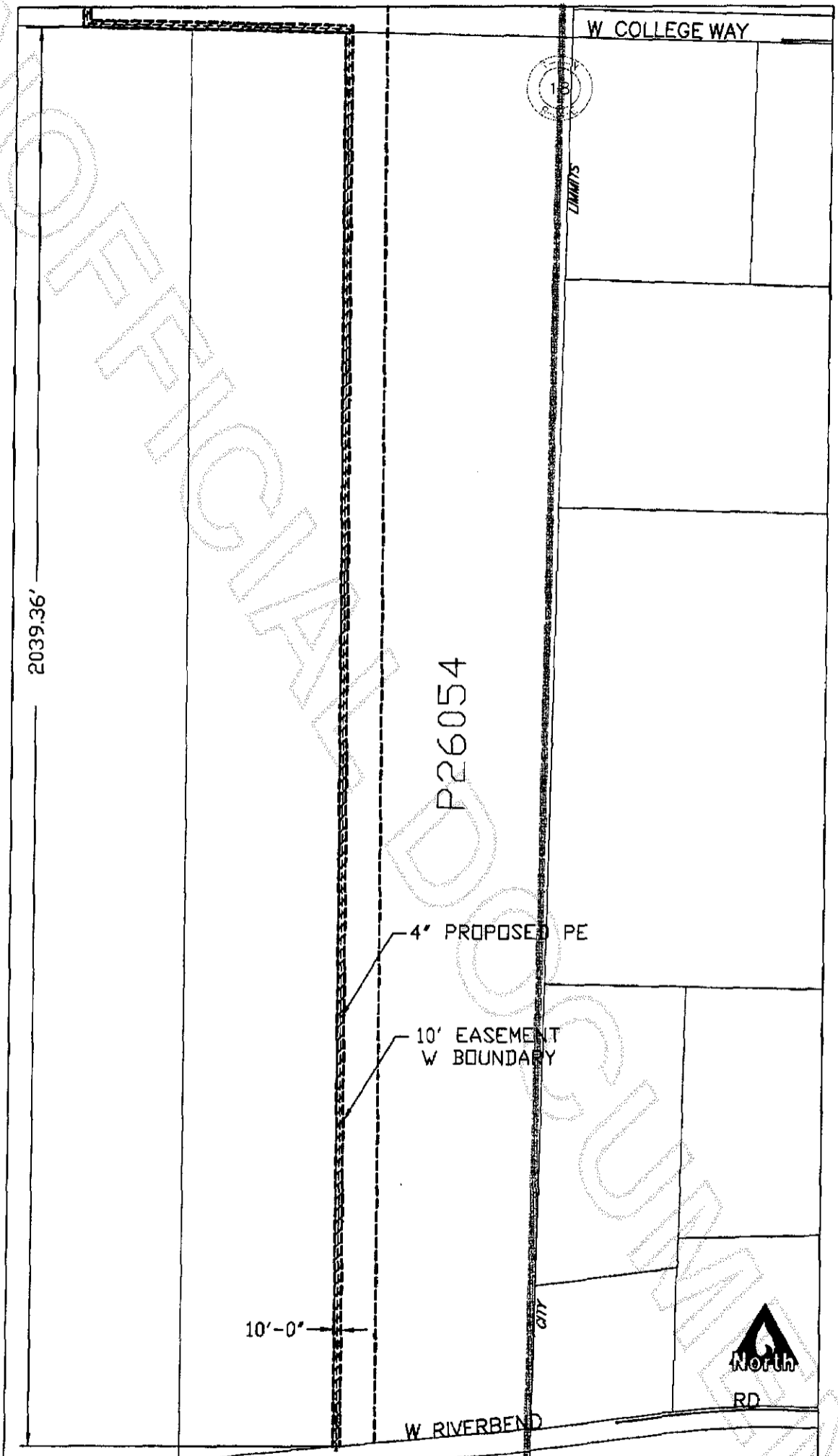
ALSO EXCEPT the South 870 feet of the North 918 feet 5 inches of the East 225 of the SE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 18, Township 34 North, Range 4 East, W.M.

Situated in the County of Skagit, State of Washington.



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UNOFFICIAL



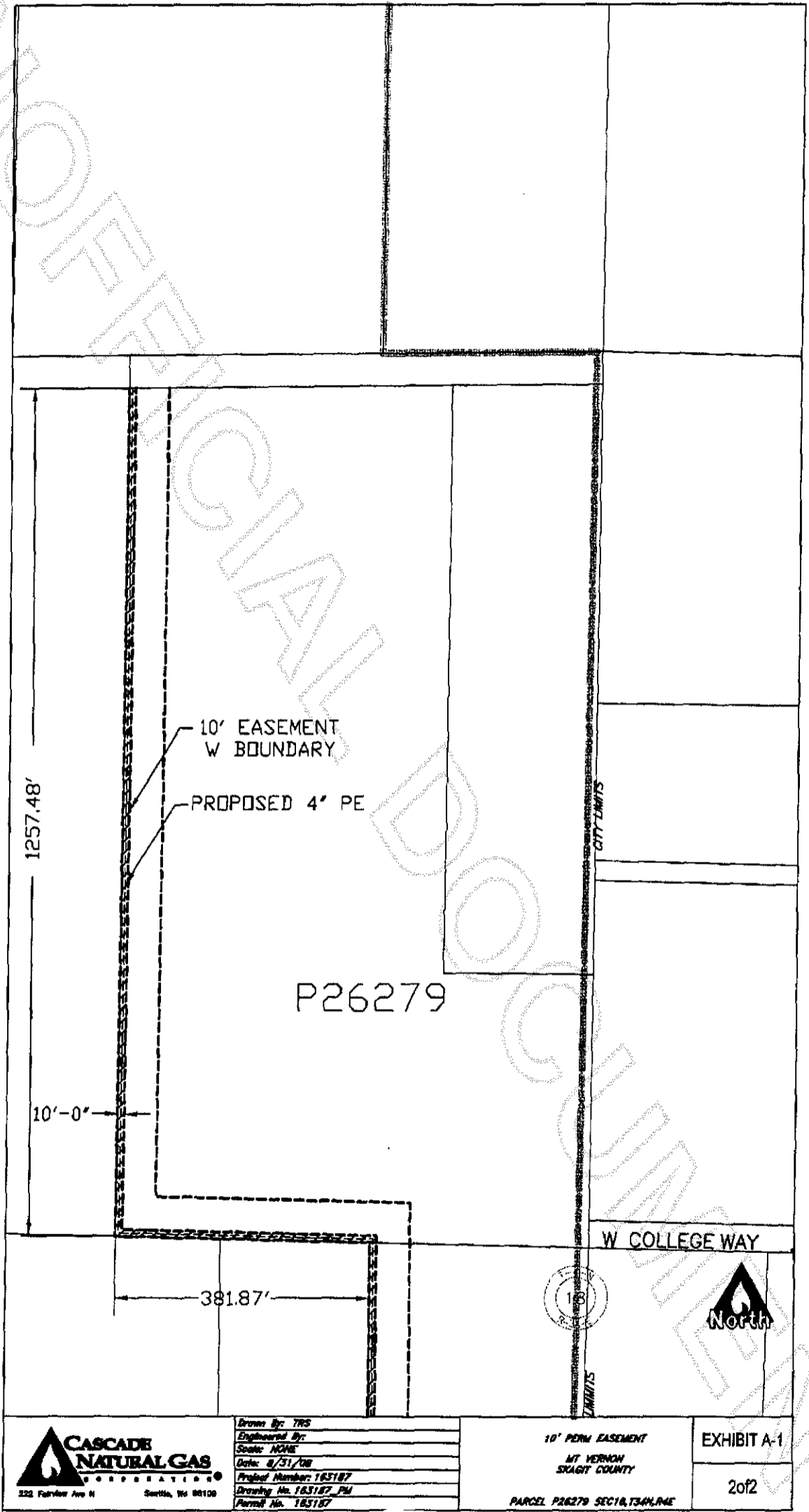
Drawn By: TRS  
 Engineered By:  
 Scale: NONE  
 Date: 8/31/09  
 Project Number: 163187  
 Drawing No.: 163187\_PM  
 Permit No.: 163187

10' PERM EASEMENT  
 MT VERNON  
 SKAGIT COUNTY  
 PARCEL P26054 SEC18,T34N,R4E

EXHIBIT A-1  
 1 of 2



UNOFFICIAL



Drawn By: TRS  
 Engineered By:  
 Scale: NONE  
 Date: 8/31/08  
 Project Number: 163187  
 Drawing No. 163187\_PU  
 Permit No. 163187

10' PERM EASEMENT  
 MT VERNON  
 SKAGIT COUNTY  
 PARCEL P26279 SEC18,T34N,R4E

EXHIBIT A-1  
 2 of 2



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