



200911300251
Skagit County Auditor

11/30/2009 Page 1 of 5 2:34PM

RETURN TO:

Skagit County
1800 Continental Place, #100

Mount Vernon, WA 98273

~~BRAD FURLONG~~

GUARDIAN NORTHWEST TITLE CO.

98034-2

SKAGIT COUNTY
Contract # C20090641
Page 1 of 10

Document Title: Deed of Right to Use Land for Salmon Recovery

Reference number of documents assigned or released: N/A

Grantor: Skagit County, a political subdivision of the State of Washington

Grantee: State of Washington

Partial Legal Description: (Full legal attached as Exhibit 1 of deed.)

Section 18, Township 35, Range 6; Ptn. Government Lot 3

Assessor's Parcel/Tax I.D. Number: 350618-0-008-0005/P41571

DEED OF RIGHT TO USE LAND FOR SALMON RECOVERY

The Grantor, Skagit County, for and in consideration of monies coming in whole or in part from the Salmon Recovery Funding Board 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 the people of the State, the right to use the real property described in Exhibit 1 forever for salmon recovery and conservation purposes.

Those purposes are described in the Project Agreement entered into between the Grantor and the State of Washington through the Salmon Recovery Funding Board, titled Middle Skagit Habitat Protection, Project Number 07-2017P signed by the Grantor on the 4th day of November 2009 and by the Salmon Recovery Funding Board on the 17th day of November 2009 and the application and supporting materials which are on file with the Grantor and the State in connection with the Project Agreement.

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 salmon recovery and conservation purposes herein granted unless the State, through the Salmon Recovery Funding Board or its successors, consents to the inconsistent use. This consent shall be granted only upon the following conditions, which will ensure other land will be substituted.

The conditions are that the substituted salmon recovery and conservation land must be: (1) of at least equal fair market value at the time of change of use and of as nearly as feasible equivalent (2) qualities, (3) characteristics and (4) location for salmon recovery and conservation purposes for which state assistance was originally granted.

This deed shall in no way modify or extinguish the functions of the Grantor under the Project Agreement, including the Grantor's functions to operate and maintain the land as set out in the Project Agreement.

DEED OF RIGHT TO USE LAND FOR SALMON RECOVERY
SKAGIT COUNTY, Grantor
STATE OF WASHINGTON, Grantee

PAGE 2 OF 5



200911300251
Skagit County Auditor

IN WITNESS WHEREOF, the parties have executed this Agreement this 16 day
of November 2009.

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

Kenneth A. Dahlstedt
KENNETH A. DAHLSTEDT, Chairman

Sharon D. Dillon
SHARON D. DILLON, Commissioner

Ron Wesen
RON WESEN, Commissioner

APPROVED AS TO CONTENT:

B. Deo
Department Head
Justin Jagne
Budget & Finance Director

APPROVED AS TO INDEMNIFICATION:

Linda A. Hammons
Risk Manager

APPROVED AS TO FORM:

[Signature]
Deputy Prosecuting Attorney

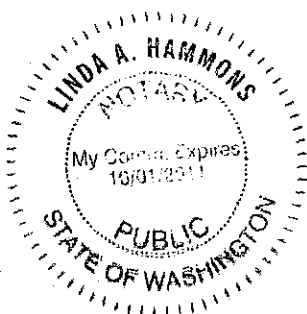
ATTEST:

Linda A. Hammons
Clerk of the Board

3666
SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

NOV 30 2009

Amount Paid \$
Skagit Co. Treasurer
By mem Deputy



DEED OF RIGHT TO USE LAND FOR SALMON RECOVERY
SKAGIT COUNTY, Grantor
STATE OF WASHINGTON, Grantee

PAGE 3 OF 5



200911300251
Skagit County Auditor

STATE OF WASHINGTON)

: SS.

COUNTY OF SKAGIT)

THIS IS TO CERTIFY that on this 16 day of November 2009, before me the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Kenneth Dahlstedt, Sharon Dillon and Ron Wesen. These individuals are known to be the Board of County Commissioners, Skagit County, Washington, a political subdivision of the state of Washington, that executed the foregoing deed and acknowledged to me that they signed and sealed the same as the free and voluntary act and deed of said nonprofit corporation and on oath stated that they were authorized to execute said instrument and that the seal affixed is the seal of said nonprofit corporation.

WITNESS my hand and official seal the day and year in this certificate first above written.



Linda Hammons

Notary Public in and for the state of

Washington, residing at: Skagit County, WA

My commission expires: 10/01/2011

Print Name: Linda Hammons

DEED OF RIGHT TO USE LAND FOR SALMON RECOVERY

PAGE 4 OF 5

SKAGIT COUNTY, Grantor

STATE OF WASHINGTON, Grantee



200911300251
Skagit County Auditor

11/30/2009 Page

4 of

5 2:34PM

EXHIBIT 1

Government Lot 3, Section 18, Township 35 North, Range 6 East, W.M.,
EXCEPT roads, AND EXCEPT the following described tract:

Beginning at a point in the Northeast corner of Government Lot 3, where the North line of Lot 3 intersects the County Road right-of-way; thence West, 100 feet; thence South to the North line of County Road right-of-way; thence North along the County Road to the place of beginning.

SUBJECT TO: Easements of record; potential movement of the channel of the Skagit River; and public rights in navigable waters.

DEED OF RIGHT TO USE LAND FOR SALMON RECOVERY
SKAGIT COUNTY, Grantor
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PAGE 5 OF 5



200911300251

Skagit County Auditor