

**After recording, please return to:**

Washington State Salmon Recovery Funding Board  
P. O. Box 40917  
Olympia, WA 98504-0917



201008060027

Skagit County Auditor

8/6/2010 Page 1 of 5 9:58AM

LAND TITLE OF SKAGIT COUNTY

133657-0W

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

Grantor: City of Seattle, acting by and through Seattle City Light Department

Grantee: Washington State

Abbreviated Legal: Ptn GL 5 & 6 14-35-7 E; Ptn GL 4 15-35-7 E.; Ptn GL 1 & SE1/4NE1/4 22-35-7 E; & Ptn NW1/4NW1/4 23-35-7 E W.M. and fully set forth on pages 2 through 4. Situated in the County of Skagit, State of Washington

Assessor's Property Tax Parcel/Account Numbers: P42596, P119113, P42597, P42598, P42599, P42630, P42641, P42642, P42683, P43126, P43127, P43130, P43153, P43154, and P43155.

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

AUG 06 2010

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

## DEED OF RIGHT TO USE LAND FOR SALMON RECOVERY

The Grantor, Seattle City Light 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 below 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 Savage Slough Acquisition and Restoration, Project Number 09-1450C signed by the Grantor on the 23<sup>rd</sup> day of December, 2009, and by the Salmon Recovery Funding Board on the 5<sup>th</sup> day of January, 2010, 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.

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

PARCEL "A":

Government Lots 5 and 6 of Section 14, Township 35 North, Range 7 East, W.M.,

EXCEPT that portion thereof conveyed to Puget Sound & Cascade Railway Company, a corporation, by deeds recorded May 12, 1922, under Auditor's File Nos. 156295 and 156297 in Volume 125 of Deeds, pages 576 and 582, respectively, (subsequently conveyed to Skagit County for highway purposes by deed recorded December 16, 1953, under Auditor's File No. 496313);

AND EXCEPT the following described tracts:

1.) Beginning at the Southeast corner of those premises conveyed to Catherine Jane Pulsipher by deed dated March 16, 1929, filed April 16, 1935, under Auditor's File No. 269000, and recorded in Volume 167 of Deeds at page 171; thence North 81°30' East 107 feet; thence North 270 feet to the Southerly line of the County Road; thence Westerly along said Southerly line 100 feet to the East boundary of said Pulsipher premises; thence South along said East boundary line to the point of beginning.



2.) Beginning at the most Northerly corner of said premises as thus conveyed to Leslie G. Savage by deed recorded July 7, 1908 under Auditor's File No. 68314 in Volume 73 of Deeds, page 494; thence South 20° East to the Southerly line of a road near the Northerly end of said Government Lot 6, which road is known as the G. L. Savage Road; thence Westerly along the Southerly line of said road 138 feet to the true point of beginning; thence Easterly along the Southerly line of said road 138 feet; thence South 20° East 120 feet; thence West in a straight line to a point which lies due South from the true point of beginning; thence North in a straight line to the true point of beginning.

3.) Beginning at the Southwest corner of said Government Lot 5; thence East, along the South boundary of said Government Lot 660 feet; thence North parallel with the West boundary of said Government Lot 5, a distance of 1,118 feet to the true point of beginning; thence West 85 feet; thence North 35° West 385 feet to the Southerly bank of the Skagit River; thence East along said Southerly bank 150 feet; thence South 415 feet to the true point of beginning.

4.) That portion of Government Lot 5 lying within existing fence lines as conveyed to Nadine M. Hunter et al by deed recorded July 8, 1982, under Auditor's File No. 8207080038, records of Skagit County, Washington.

Situate in the County of Skagit, State of Washington.

PARCEL "B":

Government Lot 4 of Section 15, Township 35 North, Range 7 East, W.M.,

EXCEPT roads.

Situate in the County of Skagit, State of Washington.

PARCEL "C":

That portion of Government Lot 1 and of the Southeast 1/4 of the Northeast 1/4 of Section 22, Township 35 North, Range 7 East, W.M., lying Easterly of the Creek,

EXCEPT roads;



EXCEPT that portion deeded to the Puget Sound and Cascade Railway Company, a corporation, by deed dated October 18, 1921, filed November 12, 1922, under Auditor's File No. 155296 and recorded in Volume 125 of Deeds at page 577, (subsequently conveyed to Skagit County for road purposes by deed recorded December 12, 1953, under Auditor's File No. 496313);

AND EXCEPT those portions of said premises described as follows:

- 1.) Beginning at a point on the South bank of the Skagit River as the same existed on May 20, 1916, which point is South 57°15' West 1,387.6 feet distant from the Northeast corner of said Section; thence South 37°27' East 238 feet to an alder tree, 24 inches, more or less, in diameter, as thus designated in deed to W. A. McLean, et ux, dated May 20, 1916, filed October 13, 1916, under Auditor's File No. 155516, and recorded in Volume 105 of Deeds at page 87; thence East 173 feet; thence South 369.7 feet; thence South 80°20' West 200.5 feet; thence North 38°46' West 510 feet, more or less, to the South Bank of Skagit River; thence Northeasterly along said River Bank 277 feet, more or less, to the point of beginning.
- 2.) That part of said Government Lot 1 and the Southeast 1/4 of the Northeast 1/4 embraced within the boundaries of those lands conveyed to J. W. Johnson by deed dated July 14, 1911 and recorded August 24, 1911 under Auditor's File No. 86241 in Volume 86 of Deeds, page 38, records of Skagit County, Washington.
- 3.) That portion thereof, if any, lying within those certain accreted lands quieted in Lawrence Oseran and Grace Oseran, husband and wife, by Skagit County Superior Court Cause No. 36149.

Situate in the County of Skagit, State of Washington.

PARCEL "D":

The Northwest 1/4 of the Northwest 1/4 of Section 23, Township 35 North, Range 7 East, W.M.,

EXCEPT roads;

AND EXCEPT those portions of said premises conveyed to Puget Sound and Cascade Railway Company, a corporation, by deeds dated August 11, 1921, and October 18, 1921, filed on May 12, 1922 under Auditor's File Nos. 156295 and 156296, and recorded in Volume 125 of Deeds at pages 576 and 577, respectively, (subsequently conveyed to Skagit County for road purposes by deed recorded December 12, 1953, under Auditor's File No. 496313).

Situate in the County of Skagit, State of Washington.



