

AFTER RECORDING MAIL TO:  
Law Office of Cole & Gilday, P.C.  
P. O. Box 249  
Stanwood, WA 98292



201208300128  
Skagit County Auditor

8/30/2012 Page 1 of 2 3:40PM

### DECLARATION

GRANTOR:	YOLANDA SMITH, a single woman
GRANTEE:	YOLANDA SMITH, a single woman
LEGAL DESCRIPTION:	Lots 1 & 2 of Short Plat PL11-0109
ASSESSOR'S TPNs:	P21671

THE GRANTOR, YOLANDA SMITH, a single woman, as owner of those adjoining properties denominated as Lot 1 and Lot 2, legally described as follows:

**Lot 1:**

Lot 1 of Short Plat PL11-0109, records of Skagit County;

Together with and subject to easements, reservations, restrictions, right of way, covenants and conditions of record;

Situate in the County of Skagit, State of Washington.

**Lot 2:**

Lot 2 of Short Plat PL11-0109, records of Skagit County;

Together with and subject to easements, reservations, restrictions, right of way, covenants and conditions of record;

Situate in the County of Skagit, State of Washington.

NOW, THEREFORE, for and in consideration of the mutual benefits to be derived therefrom and for no monetary consideration, Grantor hereby establishes the following Agreement.

ACCESS AGREEMENT. Grantor hereby declares the following non-exclusive access area for ingress and egress in favor of Lot 2 over, under and across Lot 1 as follows:

The 10 feet west of the following described line: Starting at the southernmost corner of Lot 1 and the true point of beginning, thence N18°22'39"E for a distance of 123.46 feet to the point of termination.

ACCESS AGREEMENT. Grantor hereby declares the following non-exclusive access area for ingress, egress and utilities in favor of Lot 1 over, under and across Lot 2 as follows:

The 10 feet east of the following described line: Starting at the southernmost corner of Lot 1 and the true point of beginning, thence N18°22'39"E for a distance of 123.46 feet to the point of termination.

The following conditions shall apply to the above access areas:

1. **Maintenance:** Both parcels shall be equally responsible for the construction, improvement, maintenance and repair of the roadway. Each lot will be responsible for the repair of any extraordinary damage caused by that owner or its agents, contractors, guests, or others associated with that lot.

2. Use: Lot 2 shall use the access area over Lot 1 for ingress and egress only, and not for parking, storage, etc. Lot 1 may use the access area in Lot 1 for any uses not incompatible with Lot 2's legitimate use.

Lot 1 shall use the access area over Lot 2 for ingress and egress only, and not for parking, storage, etc. Lot 2 may use the access area in Lot 2 for any uses not incompatible with Lot 1's legitimate use.

Neither Property's owner shall block or otherwise impede the free flow of traffic with gates, parked vehicles, or equipment, speed humps, fence, etc. Each shall use the access area with neighborly consideration regarding noise, dust, excessive speed, etc.

3. **General.** These access area agreements shall run with the land, and bind and inure to the benefit of the Grantor/Declarant, their successors and assigns. Unity of title shall not effect the access areas above described. However, they may be modified by written agreement of the owners of both parcels.

Dated this 30 day of August 2012.

Owner of Lot 1:

Yolanda Smith  
Yolanda Smith

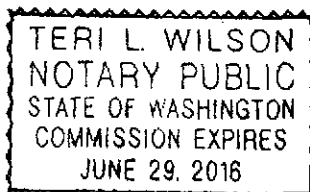
Owner of Lot 2:

Yolanda Smith  
Yolanda Smith

STATE OF WASHINGTON )  
 ) ss:  
COUNTY OF SNOHOMISH)

On this day personally appeared before me Yolanda Smith, who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned and that she had authority to do so.

GIVEN under my hand and official seal this 30 day of August, 2012.



*Seri L Wilson*  
NOTARY PUBLIC in and for the  
State of Washington  
Residing at Stanwood  
My appointment expires: 6/29/16

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

AUG 30 2012

Amount Paid \$  
Skagit Co. Treasurer  
By *[Signature]* Deputy



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