



201702080051

Skagit County Auditor

\$78.00

SKAGIT COUNTY  
Contract # C20170082

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2/8/2017 Page

1 of

6 4:10PM

After recording return document to:

Skagit County  
Public Works Department  
Attn: Jan Flagan  
1800 Continental Place  
Mount Vernon, WA 98273SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

FEB 08 2017

**Document Title:** Release of EasementAmount Paid \$  
Skagit Co. Treasurer  
By *Mdm* Deputy**Reference Number of  
Related Document:** Auditor's File No. 421725, Vol. 229, Pages 84 & 85**Grantor (Releasor):** SKAGIT COUNTY, a political subdivision of the State of Washington**Grantee (Releasee):** SWINOMISH INDIAN TRIBAL COMMUNITY, a federally recognized Indian Tribe**Assessor's Tax Parcel  
Number(s):** P64373 (XrefID: 3881-000-009-0009); and  
P40020 (XrefID: 350520-0-010-0008); and  
P64360 (XrefID: 3881-000-003-0005); and  
P64372 (XrefID: 3881-000-008-0000)**Abbreviated Legal  
Description:**(7.0100 ac) CHASE AC LT 9 LESS EASE TO STATE & PTN TAX 46  
7.01AC M/L; and TAX 9 BEG AT A PT WHICH IS 1357' N 3 DEG 16' W  
FROM THE W1/4 COR & 334' N 89 DEG 20' E FROM SD LINE 89 DEG  
20' E ALG ASBD FENCE LINE 254.5' TH N 0 DEG 41' E 196.4' TO A PT  
ON W BANK OF CREEK TH S 87 DEG 40' W ALG FENCE 365.5' TO  
DRAIN DITCH TH S 28 DEG 04' E ALG DITCH 209.1' TO POB; and  
(7.3800 ac) CHASE AC LTS 1 TO 3 - 7.38AC M/L; and (3.8300 ac)  
CHASE AC LT 8 LESS PTN TO TAX 46 - 3.83AC M/L.**RELEASE OF EASEMENT**

Grantor, SKAGIT COUNTY, a political subdivision of the State of Washington (herein "County" or "Grantor"), for good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, hereby releases, waives, relinquishes, conveys and quitclaims to SWINOMISH INDIAN TRIBAL COMMUNITY, a federally recognized Indian Tribe (herein "Grantee"), all of the County's right, title and interest in that certain Easement for Right-of-Way to Hansen Creek Drainage District (herein the "Easement"), dated May 10, 1948 recorded under Skagit County Auditor's File No.: 421725, and as subsequently assigned and transferred to the Grantor via an unrecorded Assignment of Easement (herein the "Assignment of Easement") dated October 10, 1983, and Skagit County Resolution No. R20100097 (dated March 22, 2010). Copies of said Assignment of Easement and Easement are both attached hereto as Exhibit "A", and are hereby incorporated by reference. This Release of Easement shall only apply to the above-described Easement (dated May 10, 1948 recorded under Skagit County Auditor's File No. 421725), and shall not apply to any other easement(s) or properties described in the Assignment of Easement included at Exhibit "A" (attached hereto and incorporated by reference). This Release of Easement shall become effective upon recording.

DATED this 6 day of February, 2017.

**BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

Ron Wesen

Ron Wesen, Chair

Kenneth A. Dahlstedt

Kenneth A. Dahlstedt, Commissioner

Lisa Janicki

Lisa Janicki, Commissioner

Attest:

Amber Epps  
Clerk of the Board

Authorization per Resolution R20050224:

Recommended:

[Signature]  
Department Head

County Administrator

Approved as to form:

[Signature] 1/30/17  
Civil Deputy Prosecuting Attorney

Approved as to indemnification:

[Signature]  
Risk Manager

Approved as to budget:

Lisha Logne  
Budget & Finance Director

**Exhibit "A"**

**Copies of Assignment of Easement and Easement**

ASSIGNMENT OF EASEMENT

THIS ASSIGNMENT, executed by the STATE OF WASHINGTON, acting by and through the DEPARTMENT OF NATURAL RESOURCES, herein called "the State of Washington, Department of Natural Resources" in favor of HANSEN CREEK SUB FLOOD CONTROL ZONE of Skagit County, Washington, herein called "the Grantee".

WHEREAS, the STATE OF WASHINGTON, DEPARTMENT OF NATURAL RESOURCES, by quitclaim deed dated March 11, 1975, acquired certain lands in Sections 7, 8, 17 and 18, Township 35 North, Range 5 East, W.M. in Skagit County, from the DEPARTMENT OF SOCIAL AND HEALTH SERVICES, which said lands were previously under the jurisdiction of the DEPARTMENT OF PUBLIC INSTITUTIONS, and,

WHEREAS, the State of Washington, acting by and through the Division of Purchasing, Department of Public Institutions acquired certain permanent easements for the purposes of dredging, constructing, operating, maintaining, repairing, rebuilding and patrolling the channel of Hansen Creek for purposes of flood control, to wit:

The following easements each dated May 10, 1948, and recorded in the records of Skagit County as follows:

1. Auditors File No. 421723, Volume 229, Page 82
  2. Auditors File No. 421724, Volume 229, Page 83
  3. Auditors File No. 421725, Volume 229, Pages 84 & 85
  4. Auditors File No. 421726, Volume 229, Page 86
  5. Auditors File No. 421727, Volume 229, Pages 87 & 88
  6. Auditors File No. 421728, Volume 229, Page 89
  7. Auditors File No. 421729, Volume 229, Pages 90 & 91
  8. Auditors File No. 421730, Volume 229, Page 92
  9. Auditors File No. 421731, Volume 229, Pages 93 & 94
  10. Auditors File No. 421732, Volume 229, Page 95
- and,

WHEREAS, the flood control activities are now conducted by Skagit County Public Works Department under Hansen Creek Sub-Flood Control Zone.

NOW, THEREFORE, the State of Washington, Department of Natural Resources, successor in interest to the Department of Public Institutions, for and in consideration of mutual benefits does hereby assign, set over and transfer all of its right, title and interest in and to the aforementioned easements to the grantee, and said grantee hereby binds and obligates itself to perform and fulfill all the conditions of said easements. The grantee further agrees to assume any and all liabilities, obligations, or duties incurred under said easements from the date of execution of said easements.

Executed as of the <sup>10<sup>th</sup></sup> day of Oct 1983.

HANSEN CREEK SUB FLOOD  
CONTROL ZONE

Approved as to form:

  
Skagit County Prosecuting Attorney

By   
Attest 

STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES

Approved as to Form  
Victoria W. Sheldon  
Asst. Atty. Gen'l  
9-23-83

  
BRIAN J. BOYLE  
Commissioner of Public Lands

0140115

day of May 1948, personally appeared Charles H. Dinkens  
and Charles H. Dinkens, his wife, to me known to be the indi-  
viduals described in and who executed the within instrument, and acknowledged that  
they signed and sealed the same as their free and voluntary act and deed, for the  
uses and purposes therein mentioned.

Given under my hand and official seal this 12th day of May, A. D., 1948.

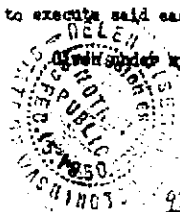


Selle M. Sloan  
Notary Public in and for the State of Washington  
Residing at Sedro Woolley

STATE OF WASHINGTON,) ss.  
County of Thurston..)

I, the undersigned, a Notary Public, do hereby certify that on this 12  
day of May 1948, personally appeared before me P. A. Rokswin, Supervisor of Pur-  
chasing, Department of Public Institutions, State of Washington, to me known to be  
the individual described in and who executed the within instrument, and acknowledged  
that he signed and sealed the same as his free and voluntary act and deed, for the  
purpose and uses therein mentioned, and on oath stated that he was duly authorized  
to execute said easement.

Given under my hand and official seal this 12 day of May, A.D. 1948.



Helen Wiseman  
Notary Public in and for the State of Washington  
Residing at Olympia

RECEIVED FOR RECORD AT  
9:24, a.m. May 18, 1948  
at request of State of Washington  
DW. DANIELSON, Auditor  
Tacoma, Ca. Washington

EASEMENT FOR RIGHT OF WAY TO HANSEN  
CREEK DRAINAGE DISTRICT

S-R & L 1

421725

The Grantors, Ross E. Dinkens and Evelyn Dinkens, his wife, for and  
in consideration of the sum of one dollar (\$1.00) the receipt of which is hereby  
acknowledged, do hereby grant, bargain, sell and convey unto the State of Wash-  
ington, Grantee, its successors and assigns, a perpetual easement and right to  
enter upon, dredge, construct, operate, maintain, repair, rebuild and patrol the  
channel of Hansen Creek, embankments, and any and all flood control works and  
structures, in, upon, over and across the following parcels of land in County of  
Skagit, State of Washington, to-wit:

A tract of land 75' wide lying on the west and north of the following  
described centerline of Hansen Creek:

73° 15' east for 97.1 feet; thence north 89° 28' east for 106 feet; thence north 42° 19' east for 204.5 feet; thence north 32° 05' east for 52.1 feet; thence north 3° 18' west for 104.2 feet.

85

A total length of 1394.5 feet of channel more or less and containing 2.1 acres.

together with the right to clear such right of way, and to enter and remove logs, debris, gravel and other material from channel and structures and to deposit the same upon any part of such right of way.

To have and to hold the said easement and right of way unto the said Grantee and its successors and assigns, forever.

Dated this 10th day of May 1948:

Ross Edinburg  
Husband

Paula E. Edinburg  
Wife

APPROVED AS TO FORM:

Date May 13, 1948  
Louise Loma  
Assistant Attorney General

STATE OF WASHINGTON, Acting by and through the Division of Purchasing, Department of Public Institutions.

By F. A. Pokwin  
Supervisor of Purchasing

STATE OF WASHINGTON, )  
County of Skagit.... ) SS.

I, the undersigned, a Notary Public, do hereby certify that on this 10th day of May, 1948, personally appeared before me Ross Edinburg and Paula E. Edinburg, his wife, to me known to be the individuals described in and who executed the within instrument, and acknowledged that they signed and sealed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 10th day of May, A. D., 1948.



Sedro Woolley  
Notary Public in and for the State of Washington  
Residing at Sedro Woolley

STATE OF WASHINGTON, )  
County of Thurston... ) SS.

I, the undersigned, a Notary Public, do hereby certify that on this 12 day of May, 1948, personally appeared before me F. A. Pokwin, Supervisor of Purchasing, Department of Public Institutions, State of Washington, to me known to be the individual described in and who executed the within instrument, and acknowledged that he signed and sealed the same as his free and voluntary act and deed, for the purpose and uses therein mentioned, and on oath stated that he was duly authorized to execute said easement.