



201904220054

04/22/2019 11:02 AM Pages: 1 of 4 Fees: \$102.00
Skagit County Auditor

When recorded return to:

Craig Sjostrom
1204 Cleveland Ave.
Mount Vernon, Washington 98273

Easement Termination Agreement

Grantors: Donald Virgovic & Deborah Virgovic, h/w

Grantee: Carol D. Penney

Legal Description: ptn Lot 4, Chuckanut View

Assessor's Property Tax Parcel or Account Nos.: P108578; P127964

Reference Nos of Documents Assigned or Released: 201808100013

CM-5216 ⑥

This instrument filed for record by
First American Title Insurance Company
As an accommodation only, it has not
been examined as to its execution or
as to its effect upon the title

EASEMENT TERMINATION AGREEMENT

This Easement Termination Agreement (this "**Agreement**"), dated of April 9, 2019 (the "**Effective Date**"), is by and among Carol D. Penney, an individual ("**Penney**"), Donald John Virgovic, an individual, and Deborah Virgovic, an individual (with Donald Virgovic, the "**Virgovics**," a married couple, and collectively with Penney, the "**Parties**").

BACKGROUND

A. The Parties entered into that certain Easement, dated as of August 9, 2018, and recorded under Skagit County Auditor's File No. 201808100013, a copy of which is attached hereto as Exhibit A (the "**Easement**"), which burdens certain real property owned by Penney (legally described in the Easement).

B. The Parties wish to terminate the Easement pursuant to the terms and conditions set forth below.

AGREEMENT

NOW, THEREFORE, for good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. **Termination**. The Parties hereby agree that the Easement is terminated as of the Effective Date and is null, void, and of no further effect. Nothing herein shall affect, limit or modify the separate easement dated September 2nd, 2016 and recorded under Skagit County Auditor's File No. 201509020161, which shall remain in full force and effect.

2. **Entire Agreement; Binding on Successors**. This Agreement constitutes the sole and only agreement of the Parties with respect to the subject matter hereof (other than the Easement, which is terminated hereby) and supersedes any prior understandings or written or oral agreements between the Parties respecting the subject matter hereof and cannot be changed except by their written consent. All of the provisions hereof shall be binding on the parties hereto and their respective heirs, successors and assigns, and shall be construed as covenants running with the lands that are the subject hereof.

3. **Counterparts**. This Agreement may be executed in counterparts, which together shall constitute one agreement. For purposes of determining the enforceability of this Agreement, facsimile or PDF signatures shall be deemed originals.

4. **Rule of Construction**. The Parties acknowledge that the Parties and their respective counsel have each reviewed and revised this Agreement, and that the normal rule of construction to the effect that any ambiguities are to be resolved against the drafting party shall not be employed in the interpretation of this Agreement or any exhibits hereto.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

APR 22 2019

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

IN WITNESS WHEREOF, and intending to be legally bound, the Parties have executed this Agreement as of the Effective Date.

Carol D. Penney
Carol D. Penney, an individual

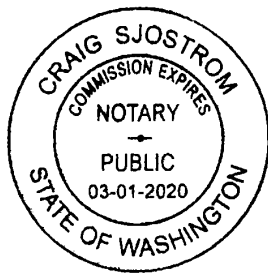
Donald John Virgovic
Donald John Virgovic, an individual

Deborah L. Virgovic
Deborah Virgovic, an individual

STATE OF WASHINGTON)
COUNTY OF Snohomish)
:SS

On this day personally appeared before me Carol Penney, to me known to be one of the individuals described in and 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.

GIVEN under my hand and official seal this 16 day of April, 2019.



Craig Sjostrom
NOTARY PUBLIC in and for the State of Washington, residing at
14. Vernon
My commission expires: 3/1/20
Name: Craig Sjostrom

STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

On this day personally appeared before me Donald Virgovic, to me known to be one of the individuals described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed for the uses and purposes therein mentioned.

GIVEN under my hand and official seal this 9 day of April, 2019.



Alfred C. Ciani

NOTARY PUBLIC in and for the State of Washington, residing at

Anacortes, WA

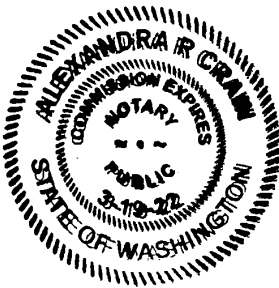
My commission expires: 3-19-22

Name: Alexandra E. Crain

STATE OF WASHINGTON)
)
) ss
COUNTY OF SKAGIT)

On this day personally appeared before me Deborah Virgovic, to me known to be one of the individuals described in and 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.

GIVEN under my hand and official seal this 9 day of April, 2019.



Clyde P. Orr

NOTARY PUBLIC in and for the State of Washington, residing at

ANACORTES WA

My commission expires: 3-19-22

Name: Alexander R Czain

