

RETURN TO:
Public Utility District No. 1 of Skagit County
1415 Freeway Drive
P.O. Box 1436
Mount Vernon, WA 98273-1436

201912270107
12/27/2019 04:00 PM Pages: 1 of 5 Fees: \$107.50
Skagit County Auditor

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

2019 5617
DEC 27 2019

Amount Paid \$ 69.07
Skagit Co. Treasurer
By HP Deputy

TEMPORARY CONSTRUCTION EASEMENT

THIS AGREEMENT is made this 13th day of December, 2019, between DANIEL L. CANN AND STEPHANIE C. CANN, a married couple, hereinafter referred to as "Grantor(s)", and PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY, WASHINGTON, a Municipal Corporation, hereinafter referred to as "District". Witnesseth:

WHEREAS, Grantor(s) are the owners of certain lands and premises situated in the County of Skagit, and described as follows:

Abbreviated Legal Description: PTN: SW NW, 5 34N 5E W.M.

Tax Parcel Number(s): P105833

That portion of the Southwest quarter of the Northwest Quarter of Section 5, Township 34 North, Range 5 East of the Willamette Meridian, more particularly described as follows:

Commencing at the Southeast corner of Skagit County Short Plat No. 52-73, records of Skagit County, Washington;
thence North 00°24'49" West parallel with the East line of said Short Plat, for a distance of 579.37 feet to the true point of beginning;
thence along said East line for a distance of 421.22 feet to the South line of the County road known as Old Day Creek Road;
thence North 48°27'58" East along said South line, for a distance of 113.96 feet to the beginning of a tangent curve of 606.62 foot radius, concave Southeasterly;
thence Northeasterly through a central angle of 32°17'31", for a distance of 341.89 feet;
thence South 00°22'47" East, for a distance of 636.62 feet;
thence South 89°17'37" West, for a distance of 391.32 feet to the East line of said Short Plat and the true point of beginning.

Situated in Skagit County, Washington.

Temporary Easement:

Location of the Temporary Construction Easement over the above described tracts of land is more particularly described as follows:

EASEMENT DESCRIPTION

See Exhibits A and B attached hereto and by this reference made hereof

WHEREAS, the District wishes to construct a water transmission line within the above described property.

NOW, THEREFORE, in consideration of the premises, the Grantor(s) hereby grants to the District, its contractors, sub-contractors, consultants, agents, successors or assigns by this Temporary Easement, the right of ingress and egress from said lands of the Grantor(s). The Grantor(s) also gives the District permission to cut, trim and/or remove all timber, trees, brush, or other growth standing or growing upon the lands of the Grantor(s), except those identified on the project drawings & delineated by an orange ribbon to remain in the described easement for the purposes installing temporary construction fencing and temporary-related facilities, locating, staging, and storing materials, equipment, restore and to work on the above-described land for the purposes of carrying on said construction activities consistent with the purposes of the Project. The Grantor(s) agrees that title to all brush, other vegetation or debris trimmed, cut, and removed from the easement pursuant to this Agreement is vested in the District.

The District shall remove all excess dirt, rocks, and debris from construction, return the area to original grades and restore said premise to their original condition as near as reasonably can be done, as soon as conditions will allow.

The District shall correct damage or compensate Grantors and/or Grantor's designate for damages to infrastructure on the lands covered by the temporary easement by reason of the exercise of the rights contained in the easement.

This agreement shall remain in existence until such a time as the District will have fully carried out the construction and permitting requirements, including annual monitoring of plantings necessary to complete and fulfil the regulatory requirements for the project (typically 5 years), but in any event will terminate on December 31, 2024.

In Witness Whereof, the Grantor hereunto sets his hand and seal this 13 day of Dec, 2019.

[Signature]
Signature: Daniel L. Cann

[Signature]
Signature: Stephanie C. Cann

STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

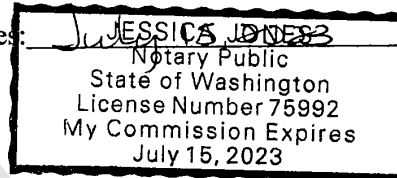
I certify that I know or have satisfactory evidence that Daniel L. Cann is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Date: Dec 13, 2019

(Signature) Jessica Jones
Notary Public in and for the State of Washington

(Printed Name) Jessica Jones

My appointment expires: July 15, 2023



STATE OF WASHINGTON)
) ss
COUNTY OF SKAGIT)

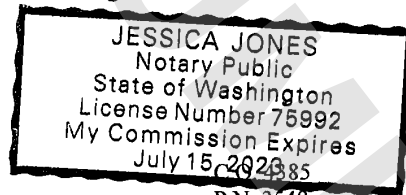
I certify that I know or have satisfactory evidence that Stephanie C. Cann is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.

Date: Dec 13, 2019

(Signature) Jessica Jones
Notary Public in and for the State of Washington

(Printed Name) Jessica Jones

My appointment expires: July 15, 2023





Pacific Surveying & Engineering, Inc

land surveying • civil engineering • consulting • environmental
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 Phone 360.671.7387 Facsimile 360.671.4685 Email info@psurvey.com

EXHIBIT 'A'

TEMPORARY CONSTRUCTION EASEMENT AREA DESCRIPTION P105833

AN EASEMENT LYING WITHIN A PORTION OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 34 NORTH, RANGE 5 EAST, W.M., SKAGIT COUNTY, WASHINGTON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A 20.00 FOOT WIDE STRIP OF LAND LYING NORTH OF AND ABUTTING THE NORTH MARGIN OF THAT CERTAIN PUD #1 EASEMENT RECORDED UNDER SKAGIT COUNTY AUDITOR'S FILE NUMBER 611066 WITHIN THE FOLLOWING DESCRIBED TRACT:

CANN PROPERTY:

THAT PORTION OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 5, TOWNSHIP 34 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SKAGIT COUNTY SHOT PLAN NO. 52-73, RECORDS OF SKAGIT COUNTY, WASHINGTON;
 THENCE NORTH 00°24'49" WEST PARALLEL WITH THE EAST LINE OF SAID SHORT PLAT, FOR A DISTANCE OF 579.37 FEET TO THE TRUE POINT OF BEGINNING;
 THENCE ALONG SAID EAST LINE, FOR A DISTANCE OF 421.22 FEET TO THE SOUTH LINE OF THE COUNTY ROAD KNOWN AS OLD DAY CREEK ROAD;
 THENCE NORTH 48°27'58" EAST ALONG SAID SOUTH LINE, FOR A DISTANCE OF 113.96 FEET TO THE BEGINNING OF A TANGENT CURVE OF 606.62 FOOT RADIUS, CONCAVE SOUTHEASTERLY;
 THENCE NORTHEASTERLY THROUGH A CENTRAL ANGLE OF 32°17'31", FOR A DISTANCE OF 341.89 FEET;
 THENCE SOUTH 00°22'47" EAST, FOR A DISTANCE OF 636.62 FEET;
 THENCE SOUTH 89°17'37" WEST, FOR A DISTANCE OF 391.32 FEET TO THE EAST LINE OF SAID SHORT PLAT AND THE TRUE POINT OF BEGINNING.

(PER SWD A.F. NO. 201806130060)

SITUATE IN SKAGIT COUNTY, WASHINGTON.

CONTAINING 7,174 SQUARE FEET, MORE OR LESS.



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 909 SQUALICUM WAY SUITE 111 BELLINGHAM, WA 98225 PHONE: 360.671.7387 FAX: 360.671.4685 www.psurvey.com



EXHIBIT - 'B'

SITUATE IN A PORTION OF THE SW 1/4 OF THE NW 1/4 OF SECTION 5,
 TOWNSHIP 34 NORTH, RANGE 5 EAST, W.M., SKAGIT COUNTY, WASHINGTON

