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03/05/2021 03:37 PM Pages: 1 of 5 Fees: \$107.50
Skagit County Auditor

AFTER RECORDING RETURN TO:
Department of Natural Resources
Conservation, Recreation, and Transactions Division
ATTN: Robin Hammill
PO Box 47014
Olympia, WA 98504-7014

SKAGIT COUNTY WASHINGTON
REAL ESTATE EXCISE TAX

2021-936
MAR 05 2021

Amount Paid \$0
Skagit Co. Treasurer
By *[Signature]* Deputy

QUITCLAIM DEED
Skagit County

Grantor: State of Washington, acting by and through the Department of Natural Resources.

Grantee: Upper Skagit Indian Tribe

Abbreviated

Legal Desc.: NW4, NW4NE4, NE4NE4, SW4NE4, SW4, NW4SE4, NE4SE4, SW4SE4
Section 36, T36N, R03E, W.M.

Tax Parcel #: P48764, P111092, P111093

THE GRANTOR, STATE OF WASHINGTON, acting by and through the Department of Natural Resources, for and in consideration of the sum of SIX HUNDRED FORTY-EIGHT THOUSAND Dollars (\$648,000), hereby conveys and quitclaims to Upper Skagit Indian Tribe (GRANTEE), all interest in the real property situated in Skagit County, Washington, and described in Exhibit A, attached hereto, which by this reference is made a part hereof.

The above-described lands are subject to that certain statutory reserved right as set forth in RCW 79.36.370 and to the following reservation:

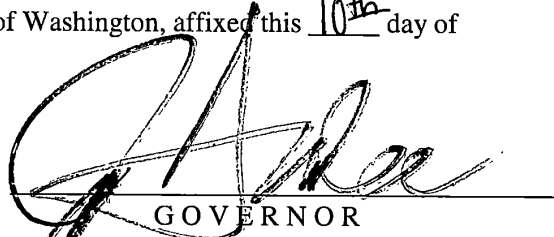
The Grantor hereby expressly saves, excepts, and reserves out of the grant hereby made, unto itself and its successors and assigns forever, all oils, gases, coal, ores, minerals, and fossils of every name, kind, or description, and which may be in or upon said lands above described, or any part thereof, and the right to explore the same for such oils, gases, coal, ores, minerals, and fossils; and it also hereby expressly saves and reserves out of the grant hereby made, unto itself and its successors and assigns forever, the right to enter by itself or its agents, attorneys, and

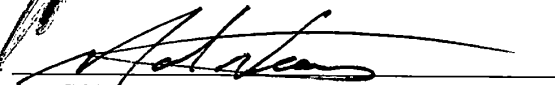
servants upon said lands, or any part or parts thereof, at any and all times, for the purpose of opening, developing, and working mines thereon, and taking out and removing therefrom all such oils, gases, coal, ores, minerals, and fossils, and to that end it further expressly reserves out of the grant hereby made, unto itself, its successors and assigns, forever, the right by its or their agents, servants, and attorneys at any and all times to erect, construct, maintain, and use all such buildings, machinery, roads, and railroads, sink such shafts, remove such soil, and to remain on said lands or any part thereof for the business of mining and to occupy as much of said lands as may be necessary or convenient for the successful prosecution of such mining business, hereby expressly reserving to itself and its successors and assigns, as aforesaid, generally, all rights and powers in, to, and over said land, whether herein expressed or not, reasonably necessary or convenient to render beneficial and efficient the complete enjoyment of the property and the rights hereby expressly reserved.

No rights shall be exercised under the foregoing reservation, by the state or its successors or assigns, until provision has been made by the state or its successors or assigns, to pay to the owner of the land upon which the rights reserved herein to the state or its successors or assigns, are sought to be exercised, full payment for all damages sustained by said owner, by reason of entering upon said land: PROVIDED, That if said owner from any cause whatever refuses or neglects to settle said damages, then the state or its successors or assigns, or any applicant for a lease or contract from the state for the purpose of prospecting for or mining valuable minerals, or option contract, or lease, for mining coal, or lease for extracting petroleum or natural gas, shall have the right to institute such legal proceedings in the superior court of the county wherein the land is situate, as may be necessary to determine the damages which said owner of said land may suffer.

This Deed is executed and delivered pursuant to RCW 79.02.270 at the request of the Commissioner of Public Lands with the approval of the Board of Natural Resources, State of Washington.

WITNESS the Seal of the State of Washington, affixed this 10th day of February, 2021.


GOVERNOR

ATTEST 
SECRETARY OF STATE
Mark Neary
Assistant Secretary of State



Approved as to form this 7th day of January, 2021.

Adrienne Smith
Assistant Attorney General

State Deed No. 26928
State Record of Deeds, Volume 14, Page 140.
Transaction File No. 02-099591

EXHIBIT A TO QUITCLAIM DEED**Legal Descriptions of Bow Hill Property**

The following describes the State land to be transferred to Upper Skagit Indian Tribe:

BOW HILL DIRECT TRANSFER

DNR Transaction No. 02-099591

Portions of Section 36, T36N, R03E, W.M.,
Skagit County, Washington.

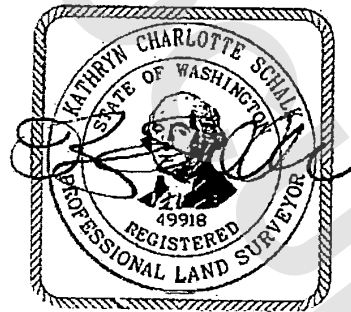
Land Description

All of Section 36, Township 36 North, Range 3 East, W.M., according that U.S. Patent Number 46-70-0090, recorded August 29, 1970 under AFN 742787, records of Skagit County, Washington, inclusive of "Parcel 1" and "Parcel 5" as shown on that Record of Survey recorded April 28, 1993 in Volume 14 of Surveys at Pages 63 through 67, records of Skagit County, EXCEPT the following portions according to and more particularly described in; State Deed Volume 5, Page 283, dated December 23, 1916, and also State Deed Volume 7, Page 166, dated March 5, 1924, and also State Deed Volume 11, Page 22, dated March 9, 1964, and also State Deed Volume 11, Page 410, dated March 5, 1979, and also Quitclaim deed recorded October 16, 1990, under AFN 9010160068, and also Quitclaim deed recorded September 1, 1998, under AFN 9809010002, and also Quitclaim deed recorded April 29, 2004, under AFN 200404290045, and also Quitclaim deed recorded December 13, 2006, under 200612130127, all quitclaim deeds of Skagit County records, and all parcels situate in Skagit County, Washington.

Kathryn C. Schalk, PLS 44918
State Land Survey Unit
P.O. Box 47030
Olympia, WA 98504-7030

Dated 12-19-2019

S.L.S.U. File No. L-4322





Right to Manage Natural Resource Lands Disclosure

Skagit County's policy is to enhance and encourage Natural Resource Land management by providing County residents notification of the County's recognition and support of the right to manage Natural Resource Lands, e.g., farm and forest lands.

Skagit County Code 14.38.030(2) requires, in specified circumstances, recording of the following disclosure in conjunction with the deed conveying the real property:

This disclosure applies to parcels designated or within 1 mile of designated agricultural land or designated or within 1/4 mile of rural resource, forest or mineral resource lands of long-term commercial significance in Skagit County.

A variety of Natural Resource Land commercial activities occur or may occur in the area that may not be compatible with non-resource uses and may be inconvenient or cause discomfort to area residents. This may arise from the use of chemicals; or from spraying, pruning, harvesting or mineral extraction with associated activities, which occasionally generates traffic, dust, smoke, noise, and odor. Skagit County has established natural resource management operations as a priority use on designated Natural Resource Lands, and area residents should be prepared to accept such incompatibilities, inconveniences or discomfort from normal, necessary Natural Resource Land operations when performed in compliance with Best Management Practices and local, State, and Federal law.

In the case of mineral lands, application might be made for mining-related activities including extraction, washing, crushing, stockpiling, blasting, transporting and recycling of minerals. If you are adjacent to designated NR Lands, you will have setback requirements from designated NR Lands.

Washington State Law at RCW 7.48.305 also establishes that:

...agricultural activities conducted on farmland and forest practices, if consistent with good agricultural and forest practices and established prior to surrounding nonagricultural and nonforestry activities, are presumed to be reasonable and shall not be found to constitute a nuisance unless the activity or practice has a substantial adverse effect on public health and safety. ...An agricultural activity that is in conformity with such laws and rules shall not be restricted as to the hours of the day or day or days of the week during which it may be conducted.