

RETURN TO:  
Van Ness Feldman  
Attn: Joshua Krebs  
1191 Second Ave, Suite 1800  
Seattle, Washington 98101

CHICAGO TITLE COMPANY  
620039768

REVIEWED BY  
SKAGIT COUNTY TREASURER  
DEPUTY Heather Beauvais  
DATE 05/28/2021

Document Title: RELINQUISHMENT OF AVIGATION EASEMENT

Reference number of documents assigned or released: AF # 20040426005

Grantor: ALM Burlington, LLC, a Delaware limited liability company

Grantee/  
Relinquishing Party: Port of Skagit County, a Washington municipal corporation

Partial Legal Description: Portion of the NE ¼ of S. 3, T. 34 N, R. 3 E., WM

Additional legal description(s) on page(s) 6 of document.

Assessor's Parcel/Tax I.D. Number: P122075, P122077, P122078


THE PORT OF SKAGIT COUNTY, a Washington municipal corporation, and Grantee under that certain Avigation Easement recorded on April 26, 2004 under Skagit County Auditor's number 200404260058 (the "Avigation Easement"), for no monetary consideration and to clear title only, hereby relinquishes and quit claims to ALM Burlington, LLC, a Delaware limited liability company, the successor to the Grantor of the Avigation Easement, and its successors and assigns, the Avigation Easement as it applies to that specific portion real property legally described as follows (the "Relinquishment Property"):

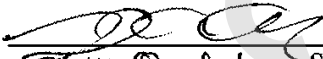
See Exhibit A attached hereto.

This Relinquishment of Avigation Easement shall strictly apply only to the Relinquishment Property and to no other real property subject to the Avigation Easement.

Executed this 11<sup>th</sup> day of May 2021 by the duly elected Board of Commissioners of the Port of Skagit County.

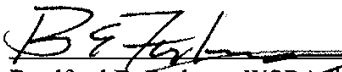
**PORT OF SKAGIT COUNTY,**  
a Washington municipal corporation

  
\_\_\_\_\_  
Kevin Ware, President

  
\_\_\_\_\_  
Steve Omdal, Secretary

  
\_\_\_\_\_  
William Shuler, Commissioner

Approved as to Form:

  
\_\_\_\_\_  
Bradford E. Furlong, WSBA # 12924  
Port General Counsel

[Balance of page intentionally blank, acknowledgements on following pages]

RELINQUISHMENT OF AVIGATION EASEMENT

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STATE OF WASHINGTON )  
 ) ss  
COUNTY OF SKAGIT

On this 11<sup>th</sup> day of May, 2021, before me, the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Kevin Ware to me known to be the President of the Board of Commissioners of the Port of Skagit County that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they was duly authorized to execute the same and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto the day and year in this certificate first above written.

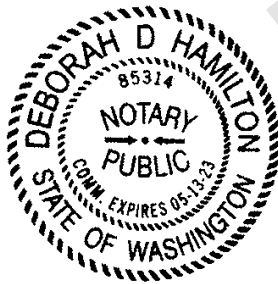


Deborah D. Hamilton  
(signature)  
Deborah D. Hamilton  
(print name)  
NOTARY PUBLIC in and for the State of Washington,  
residing at Burlington WA  
My appointment expires 5/13/23

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF SKAGIT

On this 11<sup>th</sup> day of May, 2021, before me, the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Steve Omdal to me known to be the Secretary of the Board of Commissioners of the Port of Skagit County that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they was duly authorized to execute the same and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto the day and year in this certificate first above written.



Deborah D. Hamilton  
(signature)  
Deborah D. Hamilton  
(print name)  
NOTARY PUBLIC in and for the State of Washington,  
residing at Burlington WA  
My appointment expires: 5/13/23

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF SKAGIT

On this 11<sup>th</sup> day of May, 2021, before me, the undersigned Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared William Shuler to me known to be a Commissioner of the Board of Commissioners of the Port of Skagit County that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated that they was duly authorized to execute the same and that the seal affixed is the corporate seal of said corporation.

WITNESS my hand and official seal hereto the day and year in this certificate first above written.



Deborah D. Hamilton  
\_\_\_\_\_

(signature)

Deborah D. Hamilton  
\_\_\_\_\_

(print name)

NOTARY PUBLIC in and for the State of Washington,

residing at Burlington, WA  
\_\_\_\_\_

My appointment expires 5/13/23  
\_\_\_\_\_

**Exhibit A**  
**LEGAL DESCRIPTION**

Parcel A of Skagit County Boundary Line Adjustment No. PL20-0036, recorded under Auditor's File No. 2021043000167, more particularly described as follows:

Lots 2F, 2G, and a portion of 2H, Bay Ridge Business Park Binding Site Plan, BSP No. PL-03-0706, approved June 8, 2004 and recorded July 9, 2004, under Auditor's File No. 200407090108, records of Skagit County, Washington, lying in East Half of the Northeast Quarter of Section 3, Township 34 North, Range 3 East, W.M., Skagit County, Washington, more particularly described as follows:

Beginning at a point on the East line of said Section 3 and being the Northeast corner of said Lot 2F;  
Thence South  $00^{\circ}17'37''$  West, along said East line a distance of 557.87 feet;  
Thence North  $89^{\circ}42'23''$  West, a distance of 20.00 feet;  
Thence South  $00^{\circ}17'37''$  West, a distance of 451.40 feet;  
Thence South  $61^{\circ}13'46''$  West, a distance of 75.31 feet;  
Thence South  $30^{\circ}57'26''$  West, a distance of 153.45 feet;  
Thence South  $34^{\circ}50'31''$  West, a distance of 30.14 feet;  
Thence North  $60^{\circ}54'36''$  West, a distance of 579.99 feet;  
Thence South  $29^{\circ}05'24''$  West, a distance of 191.15 feet;  
Thence South  $51^{\circ}59'17''$  West, a distance of 27.68 feet;  
Thence North  $60^{\circ}54'35''$  West, a distance of 588.47 feet to the West line of said East half of the Northeast Quarter of Section 3;  
Thence North  $00^{\circ}12'19''$  East, along said West line, a distance of 498.98 feet;  
Thence South  $89^{\circ}49'08''$  East, a distance of 646.19 feet to the Westerly margin of Bay Ridge Drive;  
Thence South  $00^{\circ}10'52''$  West, along said Westerly margin a distance of 322.29 feet to a point of curve to the left having a radius of 130.00 feet and a central angle of  $61^{\circ}05'28''$ ;  
Thence Southeasterly along the arc a distance of 138.61 feet;  
Thence South  $60^{\circ}54'36''$  East, a distance of 536.00 feet to an angle point in said Bay Ridge Drive margin;  
Thence North  $29^{\circ}05'24''$  East, along said margin a distance of 60.00 feet to the Northerly margin of Bay Ridge Drive;  
Thence North  $60^{\circ}54'36''$  West, along said margin a distance of 536.00 feet to a point of curve to the right having a radius of 70.00 feet and a central angle of  $61^{\circ}05'28''$ ;  
Thence Northwesterly along the arc a distance of 74.64 feet;  
Thence North  $00^{\circ}10'52''$  East, a distance of 645.21 feet to the Northwest corner of said Lot 2F;  
Thence South  $89^{\circ}49'08''$  East, along the North line of said Lot 2F a distance of 614.15 feet to the Point of Beginning.

Situate in the County of Skagit, State of Washington.

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