

After recording return document to:

State of Washington  
Department of Transportation  
Real Estate Services Office  
P O Box 47338  
Olympia WA 98504-7338

REVIEWED BY  
SKAGIT COUNTY TREASURER  
DEPUTY Lena Thompson  
DATE 02/01/2022

*Document Title: Temporary Easement*  
*Reference Number of Related Document: N/A*  
*Grantor: Billie R. Morelli; Eric Todd Spandl*  
*Grantee: State of Washington, Department of Transportation*  
*Legal Description: Ptn of SE¼ SW¼ of Sec. 21, Twp. 35 N, R. 9 E., W.M., Skagit County*  
*Additional Legal Description is on Page 5 and 6 of Document*  
*Assessor's Tax Parcel Numbers: Ptns P44595/35092100080007*

*GPW 20-7701*

**TEMPORARY EASEMENT**

State Route 20, Skagit River - Fish Passage Parcel 1-25181, Temporary Easement Exhibit

The Grantors, BILLIE R. MORELLI and ERIC TODD SPANDL, a married couple, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration, convey and grant unto the **State of Washington, acting by and through its Department of Transportation**, and its assigns, Grantee, under the imminent threat of the Grantee's exercise of its right of Eminent Domain, the right, privilege and easement over, upon, and across the hereinafter described lands for the purpose of. placing personnel, machinery and equipment on said lands and providing a work area to perform all work necessary for the construction of a new fish passable culvert, appurtenances, and habitat enhancements including, but not limited to, possible modifications to the course and

## TEMPORARY EASEMENT

profile of the waterway, placement of large woody debris and other such enhancements ("Construction"), as well as post-construction fish monitoring and establishment of native type vegetation including, but not limited to, planting, seeding, inspecting, monitoring, watering and weed control, together with rights of ongoing ingress and egress to accomplish said purposes ("Fish Monitoring and Plant Establishment").

Said lands being situated in Skagit County, State of Washington, as described in Exhibit A, attached hereto and made a part hereof.

The term of this Temporary Easement shall commence on the date of acceptance of this Temporary Easement by Grantee and shall terminate on November 30, 2026 ("Termination"). Construction will be completed on or before November 30, 2023, followed by a three (3) year period for Fish Monitoring and Plant Establishment ending on or before Termination

The State shall, upon the exercise of such rights specified herein and completion of construction of said project described herein, remove all debris and restore the surface of this Temporary Easement to a condition as close as practicable to its condition existing immediately prior to the exercise of such rights, excepting any modifications or improvements made as part of the construction project.

Grantee shall provide Grantors written notice no less than thirty (30) days in advance of Grantee's intent to exercise its rights under this Temporary Easement.

The undersigned Grantors hereby authorizes and instructs the State of Washington, Department of Transportation to pay the entire consideration to ERIC TODD SPANDL, and direct that the State voucher in payment thereof shall be executed only by said ERIC SPANDL.


It is understood and agreed that delivery of this temporary easement is hereby tendered and that the terms and obligations hereof shall not become binding upon the State

**TEMPORARY EASEMENT**

of Washington unless and until accepted and approved hereon in writing for the State of Washington, by and through its Department of Transportation, by its authorized agent.

Dated Dec 21, 2021

  
BILLIE R. MORELLI

  
ERIC TODD SPANDL

Accepted and Approved

STATE OF WASHINGTON  
Department of Transportation

By: \_\_\_\_\_  
Synthia Armstrong, Northwest Region  
Acting Real Estate Services Manager,  
Authorized Agent

Date: \_\_\_\_\_

**TEMPORARY EASEMENT**

of Washington unless and until accepted and approved hereon in writing for the State of Washington, by and through its Department of Transportation, by its authorized agent.

Dated Dec 21, 2021

*Billie R. Morelli*  
BILLIE R. MORELLI

*Eric Todd Spandl*  
ERIC TODD SPANDL

Accepted and Approved

STATE OF WASHINGTON  
Department of Transportation

By: *Synthia Armstrong*  
Synthia Armstrong (Jan 12, 2022 14:40 PST)  
Synthia Armstrong, Northwest Region  
Acting Real Estate Services Manager,  
Authorized Agent

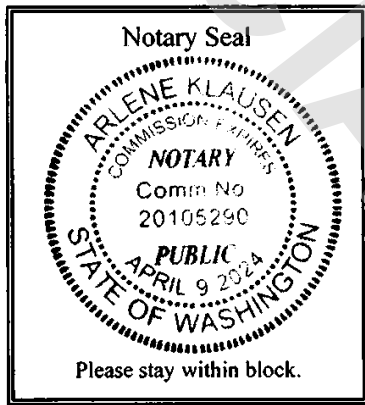
Date: Jan 12, 2022

**TEMPORARY EASEMENT**

STATE OF WASHINGTON )  
 )  
County of SKagit ) : §

On this day personally appeared before me BILLIE R. MORELLI and ERIC TODD SPANDL, to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed 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 21<sup>st</sup> day of December, 2021.



[Signature]  
Notary (print name) Arlene Klausen  
Notary Public in and for the State of Washington,  
residing at Bremerton, WA  
My commission expires April 9, 2024

**TEMPORARY EASEMENT****EXHIBIT "A"**

All that portion of the hereinafter described TRACT "X" lying within a tract of land beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 265+55.24 on the SR 20 line survey of SR 20, Skagit River – Fish Passage, Parcel 1-25181, Temporary Easement Exhibit, and 85 feet northeasterly therefrom; thence easterly to a point opposite HES 266+20.47 on said line survey and 175 feet northeasterly therefrom; thence southeasterly to a point opposite HES 266+83.00 on said line survey and 175 feet northeasterly therefrom; thence southwesterly to a point opposite said HES and 85 feet northeasterly therefrom, thence northwesterly parallel with said line survey to the point of beginning;

AND

All that portion of the hereinafter described TRACT "X" lying within a tract of land beginning at a point opposite Highway Engineer's Station (hereinafter referred to as HES) 264+93.79 on the SR 20 line survey of SR 20, Skagit River – Fish Passage, Parcel 1-25181, Temporary Easement Exhibit, and 210 feet southwesterly therefrom; thence southeasterly parallel with said line survey to a point opposite HES 266+23.48 thereon; thence easterly to a point opposite HES 267+11.31 on said line survey and 125 feet southwesterly therefrom; thence northwesterly parallel with said line survey to a point opposite HES 264+93.79 thereon; thence southwesterly to the point of beginning.

**TRACT "X"**

That portion of the Southeast Quarter of the Southwest Quarter of Section 21, Township 35 North, Range 9 East of the Willamette Meridian, described as follows:

Beginning at a point South 80°20' East 30.9 feet from a point in the West line of said Southeast Quarter of the Southwest Quarter which is North 1,206.2 feet from the Southwest corner of said subdivision;  
Thence South 80°20' East 870 feet;  
Thence South 09°40' West 202 feet;  
Thence East to the East line of said Southeast Quarter of the Southwest Quarter;  
Thence North along said East line to the Northeast corner of said Southeast Quarter of the Southwest Quarter;  
Thence West along the North line of said Southeast Quarter of the Southwest Quarter to the East line of the County road running along the West line of said subdivision;

**TEMPORARY EASEMENT**

Thence South along the East line of said County road to the point of beginning;

EXCEPT that portion conveyed to the State of Washington by deed dated August 22, 1957, recorded September 12, 1957, under Auditor's File No. 555999, records of Skagit County, Washington;

AND EXCEPT roads and road rights of way

The lands herein described contain an area of 22,863 square feet, more or less, the specific details concerning all of which are to be found on that certain exhibit map entitled SR 20, Skagit River Fish Passage, Parcel 1-25181, Temporary Easement Exhibit, now of record and on file in the office of the Secretary of Transportation at Olympia, and bearing date of approval March 26, 2021.

Grantors' Initials ETS BEM
----------------------------------