

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 02/04/2022

Document Title: Temporary Easement

Reference Number of Related Document: N/A

Grantor: Skagit Land Trust

Grantee: State of Washington, Department of Transportation

Legal Description: Ptn South 1/2 of Sec. 13, Twp. 35N., R. 8E., WM, Skagit County

Additional Legal Description is on pages 5 and 6 of Document

Assessor's Tax Parcel Numbers: Ptns P43848/3508130040-0008; P43827/3508130019-0203; P43887/35081340060002; P43817/35081300110003

GNW 20-7694

TEMPORARY EASEMENT

State Route 20, Skagit River Fish Passage, Parcel 1-25171, Temporary Easement Exhibit

The Grantor, SKAGIT LAND TRUST, a Washington non-profit corporation, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other valuable consideration, conveys and grants 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, creating a staging area for storage of equipment and materials, constructing and operating a temporary roadway bypass, possible modifications to the course and 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

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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 Grantor written notice no less than thirty (30) days in advance of commencement of Construction.

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 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 JANUARY 13TH, 2022

SKAGIT LAND TRUST,
a Washington non-profit corporation

By: Mark Hitchcock
MARK HITCHCOCK, President

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Accepted and Approved

STATE OF WASHINGTON
Department of Transportation

By: *Synthia Armstrong*
Synthia Armstrong | Feb 1, 2022 16:26 PST
Synthia Armstrong, Northwest Region
Acting Real Estate Services
Manager, Authorized Agent

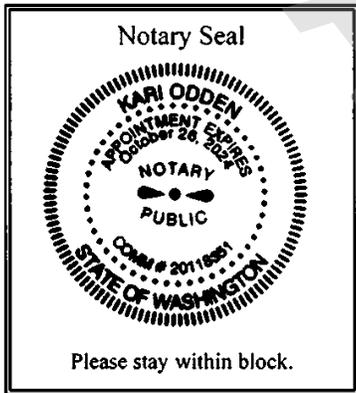
Date: Feb 1, 2022

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STATE OF WASHINGTON)
)
County of Skagit) : §

On this 13 day of January, 2022 before me personally appeared MARK HITCHCOCK, to me known to be the President of the corporation that executed the within and 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 he was authorized to execute said instrument.

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year first above written.



Kari Odden
Notary (print name) Kari Odden
Notary Public in and for the State of Washington,
residing at Mercer Vernon
My commission expires 10/26/24

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) 98+90.00 on the SR 20 line survey of SR 20, Skagit River Fish Passage, Parcel 1-25171, Temporary Easement Exhibit and 25 feet southwesterly therefrom; thence southwesterly to a point opposite said HES and 350 feet southwesterly therefrom; thence southeasterly parallel with said line survey to a point opposite HES 100+00.00 thereon; thence southeasterly to a point opposite HES 102+00.00 on said line survey and 250 feet southwesterly therefrom; thence easterly to a point opposite HES 103+60.00 on said line survey and 90 feet southwesterly therefrom; thence southeasterly to a point opposite HES 105+00.00 on said line survey and 50 feet southwesterly therefrom; thence northeasterly to a point opposite said HES and 30 feet southwesterly therefrom; thence northwesterly parallel with said line survey to a point opposite HES 103+00.00 thereon; thence northeasterly to a point opposite said HES and 25 feet southwesterly therefrom; thence northwesterly parallel with said line survey to the point of beginning.

TRACT "X"**Parcel A:**

Lot 1, Short Plat No. 95-021, approved July 31, 1997, filed in Volume 13 of Short Plats, pages 34-35, recorded under Auditor's File No. 9709030011, records of Skagit County, Washington, being a portion of the South ½ of Section 13, Township 35 North, Range 8 East, W.M.

Parcel B:

Lot 2, Short Plat No. 95-021, approved July 31, 1997, filed in Volume 13 of Short Plats, pages 34-35, recorded under Auditor's File No. 9709030011, records of Skagit County, Washington, being a portion of the South ½ of Section 13, Township 35 North, Range 8 East, W.M.

Parcel C:

Lot 3, Short Plat No. 95-021, approved July 31, 1997, filed in Volume 13 of Short Plats, pages 34-35, recorded under Auditor's File No. 9709030011, records of Skagit County, Washington, being a portion of the South ½ of Section 13, Township 35 North, Range 8 East, W.M.

TEMPORARY EASEMENT

Parcel D:

Lot 4, Short Plat No. 95-021, approved July 31, 1997, filed in Volume 13 of Short Plats, pages 34-35, recorded under Auditor's File No. 9709030011, records of Skagit County, Washington, being a portion of the South ½ of Section 13, Township 35 North, Range 8 East, W.M.

All situate in the County of Skagit, State of Washington.

The lands herein described contain an area of 119,250 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 1-25171, Temporary Easement Exhibit, now of record and on file in the office of the Secretary of Transportation at Olympia and bearing date of approval July 21, 2021.

Grantor's Initial MH
