

RETURN ADDRESS:

Puget Sound Energy, Inc.
Attn: Real Estate Dept. / SM
P.O. Box 97034, BEL-06E
Bellevue, WA 98009-9734

REVIEWED BY
SKAGIT COUNTY TREASURER
DEPUTY BELÉN MARTÍNEZ
DATE 09/30/2022

TEMPORARY ACCESS EASEMENT

GRANTOR: Barbara Jo Trask and Gerritt Van Den Engh
GRANTEE: Puget Sound Energy, Inc.
SHORT LEGAL: Portions of NE & NW S15, T35, R6 & SW S10, T35, R6
ASSESSOR'S PROPERTY TAX PARCEL: P41220; P135880; P40972; P41225; P41226

This TEMPORARY ACCESS EASEMENT ("Easement") is made and entered by and between Barbara Jo Trask and Gerritt Van Den Engh ("Grantor"), and PUGET SOUND ENERGY, INC., a Washington corporation ("Grantee"). Grantor and Grantee are sometimes referred to individually herein as "Party" and collectively as the "Parties".

RECITALS

A. Grantor is the owner of certain real property in the County of Skagit, State of Washington, and more particularly described as follows (the "Property"):

FOR PROPERTY DESCRIPTION SEE EXHIBIT A

SITUATE IN THE COUNTY OF SKAGIT, STATE OF WASHINGTON.

- B. The Skagit River System Cooperative is conducting the salmon habitat improvement activities described in Exhibit B (the "Project").
- C. Grantee is providing funding for the Project.
- D. Grantee is seeking access to the Property in order to observe and/or monitor the Project for a period of ten (10) years following construction.
- E. Grantor desires to convey to Grantee a temporary access easement in accordance with the terms and conditions of this Easement, as more fully set forth below.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties incorporate the foregoing recitals and agree as follows:

1. Grant of Temporary Access Easement. Grantor grants and conveys to Grantee, a temporary access easement over, upon and across the Property for purposes of observing and monitoring the Project. Grantee shall access the Property using established roads, driveways, and/or other access ways.
2. No Interference with Project. Grantor shall not interfere with and/or remove the Project during the term of this Easement.
3. Duration of Easement. The term of this Easement is ten (10) years (the "Term"). The Term shall commence upon execution of the Easement, and shall remain in force until the term expires, unless terminated by the Grantee.
4. Indemnification and Hold Harmless. Grantee shall indemnify, defend and hold harmless Grantor from any and all claims for injuries or damages (including reasonable attorneys' fees) arising out of, and/or resulting from negligent acts and/or omissions by Grantee, its officers, employees and/or agents during the exercise of the rights granted herein; provided, that the Grantee shall not be responsible to the Grantor for any injuries or damages suffered by any person or property caused by negligent acts or omissions of the Grantor. This indemnity shall survive the expiration or termination of this Easement with respect to any event occurring prior to such expiration or termination.
5. Binding Effect. This Easement shall be a covenant running with the land and shall be binding on, and inure to the benefit of, the successors, heirs and assigns of Grantor and Grantee.

IN WITNESS THEREOF, the parties have executed this Agreement as of the date set forth above.

Grantor: Barbara Jo Trask and Gerritt Jan van den Engh Grantee: Puget Sound Energy, Inc.

By: [Signature] Barbara Jo Trask By: [Signature] Brett Bolton, Manager Real Estate

Dated: 7/12/22 Dated: 9/29/2022

By: [Signature] Gerritt Jan van den Engh

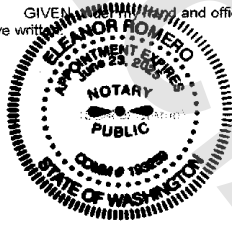
Dated: 7/12/22

State of WA

County of SKagit

On this 12th day of July, 2022, before me, the undersigned, personally appeared Barbara Trask to me known to be the individual who executed the within and foregoing instrument, and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed, for the uses and purposes therein mentioned.

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

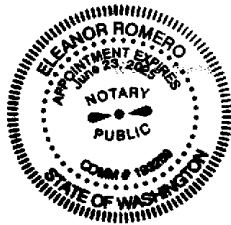


[Signature]
Print Name Eleanor Romero
Notary Public in and for the State of
Washington, residing at SKagit County
My commission expires 6/23/2025

State of WA
County of SKagit

On this 12th day of July, 2022, before me, the undersigned, personally appeared Gerritt Jan van den Engh to me known to be the individual who executed the within and foregoing instrument, and acknowledged that he/she/they signed the same as his/her/their free and voluntary act and deed, for the uses and purposes therein mentioned.

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

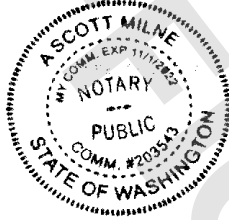


[Signature]
Print Name Eleanor Romero
Notary Public in and for the State of
Washington, residing at SKagit County
My commission expires 6/23/2025

State of Washington
County of King

On this 29th day of SEPTEMBER, 20 22, before me, the undersigned, personally appeared Brett Bolton, to me known to be the Manager Real Estate of Puget Sound Energy, Inc., the corporation 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 he is authorized to execute the said instrument.

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



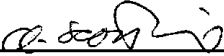

Print Name A. SCOTT MILNE
Notary Public in and for the State of
Washington, residing at Bothell
My commission expires 11/1/2022

EXHIBIT "A"**PARCEL "A" (P41220)**

THAT PORTION OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M., LYING SOUTHWESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF HIGHWAY 20 AND THE WEST RIGHT OF WAY LINE OF CABIN CREEK ROAD;
THENCE NORTH 88°00'09" WEST ALONG THE SOUTH LINE OF SAID HIGHWAY 20 RIGHT OF WAY, A DISTANCE OF 802.69 FEET TO THE POINT OF CURVATURE OF CURVE TO THE LEFT HAVING A RADIUS OF 11,385.00 FEET;
THENCE WESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 5°30'00", AND AN ARC DISTANCE OF 1092.88 FEET;
THENCE SOUTH 86°29'51" WEST ALONG SAID HIGHWAY 20 RIGHT OF WAY, A DISTANCE OF 467.47 FEET TO THE INITIAL POINT OF THIS LINE DESCRIPTION; THENCE SOUTH 38°35'50" EAST, A DISTANCE OF 28.43 FEET; THENCE SOUTH 43°59'19" EAST, A DISTANCE OF 76.41 FEET; THENCE SOUTH 39°36'39" EAST, A DISTANCE OF 117.84 FEET; THENCE SOUTH 44°27'31" EAST, A DISTANCE OF 55.85 FEET; THENCE SOUTH 66°20'01" EAST, A DISTANCE OF 52.19 FEET; THENCE NORTH 84°30'37" EAST, A DISTANCE OF 78.40 FEET; THENCE SOUTH 31°37'26" EAST, A DISTANCE OF 36.25 FEET; THENCE SOUTH 72°41'58" EAST, A DISTANCE OF 170.47 FEET; THENCE SOUTH 85°10'32" EAST, A DISTANCE OF 67.33 FEET; THENCE SOUTH 61°40'37" EAST, A DISTANCE OF 84.51 FEET; THENCE SOUTH 74°34'57" EAST, A DISTANCE OF 84.22 FEET; THENCE SOUTH 83°30'30" EAST, A DISTANCE OF 71.59 FEET; THENCE SOUTH 57°20'32" EAST, A DISTANCE OF 57.24 FEET; THENCE SOUTH 57°23'43" EAST, A DISTANCE OF 1005.05 FEET; THENCE SOUTH 47°39'46" EAST, A DISTANCE OF 186.94 FEET; THENCE SOUTH 69°09'19" EAST, A DISTANCE OF 38.71 FEET; THENCE NORTH 61°30'42" EAST, A DISTANCE OF 36.50 FEET; THENCE SOUTH 56°59'00" EAST, A DISTANCE OF 178.65 FEET; THENCE SOUTH 54°44'16" EAST, A DISTANCE OF 100.71 FEET; THENCE SOUTH 54°10'59" EAST, A DISTANCE OF 155.40 FEET; THENCE SOUTH 64°11'43" EAST, A DISTANCE OF 73.29 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF CABIN CREEK ROAD AND THE TERMINAL POINT OF THIS LINE DESCRIPTION.

EXCEPT THAT PORTION LYING WITHIN OLD HIGHWAY 17A AS CONVEYED TO THE STATE OF WASHINGTON BY DEED DATED JULY 5, 1938 AND RECORDED SEPTEMBER 6, 1938 UNDER AUDITOR'S FILE #305470, RECORDS OF SKAGIT COUNTY, WASHINGTON. AND;

EXCEPT THAT PORTION LYING WITHIN STATE ROUTE 20 ALONG THE NORTH LINE THEREOF. AND;

EXCEPT THAT PORTION LYING WITHIN CABIN CREEK ROAD ALONG THE EAST LINE THEREOF;

ALSO TOGETHER WITH THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER LYING NORTH OF OLD HIGHWAY 17A, SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M.

SITUATE IN SKAGIT COUNTY, WASHINGTON

PARCEL "B" (P135880)

LOT 2, SKAGIT COUNTY SHORT PLAT NO. PL-21-0417, RECORDED UNDER AF#20211170080, BEING A PORTION OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M.

SITUATE IN SKAGIT COUNTY, WASHINGTON

Parcel "C" (P40972)

THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M.,

EXCEPT THE NORTH 20 FEET THEREOF AS CONVEYED TO SKAGIT COUNTY FOR ROAD PURPOSES BY DEED DATED MAY 15, 1913 AND RECORDED FEBRUARY 3, 1914 UNDER AUDITOR'S FILE NO. 100640, IN VOLUME 96 OF DEEDS, PAGE 92, RECORDS OF SKAGIT COUNTY.

SITUATE IN SKAGIT COUNTY, WASHINGTON

Parcel "D" (P41225)

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M., NORTH OF RIGHT OF WAY, LESS ROAD.

SITUATE IN SKAGIT COUNTY, WASHINGTON

Parcel "E" (P41226)

THAT PORTION OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M., LYING NORTH OF THE NORTH LINE OF OLD HIGHWAY 17A AS CONVEYED TO THE STATE OF WASHINGTON BY DEED DATED JULY 5, 1938 AND RECORDED SEPTEMBER 6, 1938 UNDER AUDITOR'S FILE NO. 305470, RECORDS OF SKAGIT COUNTY, WASHINGTON;

TOGETHER WITH THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M. LYING NORTHERLY OF THE GREAT NORTHERN RAILWAY RIGHT OF WAY;

AND TOGETHER WITH THAT PORTION OF THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 35 NORTH, RANGE 6 EAST, W.M. LYING SOUTHWESTERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF HIGHWAY 20 AND THE WEST RIGHT OF WAY LINE OF CABIN CREEK ROAD; THENCE NORTH $88^{\circ}00'09''$ WEST ALONG THE SOUTH LINE OF SAID HIGHWAY 20 RIGHT OF WAY, A DISTANCE OF 802.69 FEET TO THE POINT OF CURVATURE CURVE TO THE LEFT HAVING A RADIUS OF 11,385.00 FEET; THENCE WESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $5^{\circ}30'00''$, AND AN ARC DISTANCE OF 1,092.88 FEET; THENCE SOUTH $86^{\circ}29'51''$ WEST ALONG SAID HIGHWAY 20 RIGHT OF WAY, A DISTANCE OF 467.47 FEET TO THE INITIAL POINT OF THIS LINE DESCRIPTION; THENCE SOUTH $38^{\circ}35'50''$ EAST, A DISTANCE OF 28.43 FEET; THENCE SOUTH $43^{\circ}59'19''$ EAST, A DISTANCE OF 76.41 FEET; THENCE SOUTH $39^{\circ}36'39''$ EAST, A DISTANCE OF 117.84 FEET; THENCE SOUTH $44^{\circ}27'31''$ EAST, A DISTANCE OF 55.85 FEET; THENCE SOUTH $66^{\circ}20'01''$ EAST, A DISTANCE OF 52.19 FEET; THENCE NORTH $84^{\circ}30'37''$ EAST, A DISTANCE OF 78.40 FEET; THENCE SOUTH $31^{\circ}37'26''$ EAST, A DISTANCE OF 36.25 FEET; THENCE SOUTH $72^{\circ}41'58''$ EAST, A DISTANCE OF 170.47 FEET; THENCE SOUTH $85^{\circ}10'32''$ EAST, A DISTANCE OF 67.33 FEET; THENCE SOUTH $61^{\circ}40'37''$ EAST, A DISTANCE OF 84.51 FEET; THENCE SOUTH $74^{\circ}34'57''$ EAST, A DISTANCE OF 84.22 FEET; THENCE SOUTH $83^{\circ}30'30''$ EAST, A DISTANCE OF 71.59 FEET; THENCE SOUTH $57^{\circ}20'32''$ EAST, A DISTANCE OF 57.24 FEET; THENCE SOUTH $57^{\circ}23'43''$ EAST, A DISTANCE OF 1,005.05 FEET; THENCE SOUTH $47^{\circ}39'46''$ EAST, A DISTANCE OF 186.94 FEET; THENCE SOUTH $69^{\circ}09'19''$ EAST, A DISTANCE OF 38.71 FEET; THENCE NORTH $61^{\circ}30'42''$ EAST, A DISTANCE OF 36.50 FEET; THENCE SOUTH $56^{\circ}59'00''$ EAST, A DISTANCE OF 178.65 FEET; THENCE SOUTH $54^{\circ}44'16''$ EAST, A DISTANCE OF 100.71 FEET; THENCE SOUTH $54^{\circ}10'59''$ EAST, A DISTANCE OF 155.40 FEET; THENCE SOUTH $64^{\circ}11'43''$ EAST, A DISTANCE OF 73.29 FEET TO THE WEST RIGHT OF WAY LINE OF CABIN CREEK ROAD AND THE TERMINAL POINT OF THIS LINE DESCRIPTION.

EXCEPT THAT PORTION LYING WITHIN OLD HIGHWAY 17A AS CONVEYED TO THE STATE OF WASHINGTON BY DEED DATED JULY 5, 1938 AND RECORDED SEPTEMBER 6, 1938 UNDER AUDITOR'S FILE NO. 305470, RECORDS OF SKAGIT COUNTY, WASHINGTON.

AND EXCEPT THAT PORTION LYING WITHIN STATE ROUTE 20 ALONG THE NORTH LINE THEREOF.

AND EXCEPT THAT PORTION LYING WITHIN CABIN CREEK ROAD ALONG THE EAST LINE THEREOF.

AND EXCEPT THAT PORTION LYING WITHIN LYNN-HAMILTON ROAD ALONG THE SOUTH LINE THEREOF.

SITUATE IN SKAGIT COUNTY, WASHINGTON

EXHIBIT "B"**THE PROJECT**

The purpose of this action is to control invasive species and restore native vegetation on sixteen acres of riparian buffer, floodplain, and riverine wetland associated with Red Cabin Creek and Davis Slough within the floodplain of the middle Skagit River. Past land uses have degraded habitat within the site, which currently consists of reed canary grass, blackberry, pasture grasses, and inadequate riparian buffer vegetation. This proposal is part of a larger project that aims to restore forty-four acres with matching funds from CREP, NRCS, and SRFB.

Restoration actions would involve developing a vegetation management plan based on a review of site ecology, history, and invasive species. Riparian areas would be planted with majority conifers at 500 trees per acre. Wetlands would be planted with six-foot tall willows and cottonwoods at 5000 plants per acre to outcompete the reed canary grass. Site preparation would include mowing the planting areas and spot spraying invasive species.

The plants would be maintained for at least three years to prevent competition from non-native species and herbivore damage. In the summer, plant health would be evaluated to plan pest control and replanting. Invasive species would be treated using a combination of mechanical and chemical controls, including shading, pulling, mowing, and herbicide application. The effectiveness of the invasive species control measures would be evaluated, and follow-up actions taken.