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03/27/2024 12:04 PM Pages: 1 of 4 Fees: \$306.50
Skagit County Auditor

After recording return document to:

SKAGIT COUNTY PUBLIC WORKS DEPARTMENT
Attn: County Engineer
1800 Continental Place
Mount Vernon, WA 98273-5625

REVIEWED BY
SKAGIT COUNTY TREASURER
DEPUTY <u>[Signature]</u>
DATE <u>3/27/24</u>

Document Title: Temporary Easement
Reference Number of Related Document: N/A
Grantor(s): DeVries Dairy Limited Partnership
Grantee(s): Skagit County
Legal Description: Ptn. E/2, Sec. 2, T34N, R4E W.M.
Additional Legal Description is on Page 4 of Document.
Assessor's Tax Parcel Number: P23430

TEMPORARY EASEMENT

Re: Francis Road Reconstruction Section 1

The Grantor(s), **DeVries Dairy Limited Partnership, a Washington Limited Partnership**, for and in consideration of TEN AND NO/100 (\$10.00) DOLLARS, and other valuable consideration, conveys and grants unto **Skagit County, a Political subdivision of the State of Washington 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 privilege and easement over, upon, and across the hereinafter described lands for the purpose of providing a work area for adjacent roadway and utility construction related activities and for re-constructing portions of the property to match the planned improvements.

Said lands being situated in Skagit County, State of Washington, and 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 December 31, 2024, hereinafter the "Term".

It is further agreed that this Temporary Easement may be extended by up to **One (1) year** at the Grantee's option. The rate associated with this extension shall be at the same rate as the original Temporary Easement, or at the newly established rate determined by an updated Administrative Offer Summary or Appraisal, whichever method was used to established original rate; whichever is higher. Grantee shall notify Grantor in writing, and render payment, prior to exercising this option.

Provided however, that Grantee's use and occupancy of the easement area is limited to: Twelve (12) consecutive months during the Term.

TEMPORARY EASEMENT

Grantee shall provide Grantor written notice no less than **Ten (10) business days** in advance of Grantee's intent to exercise its rights under this Temporary Easement.

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 Skagit County unless and until accepted and approved hereon in writing for Skagit County, by its authorized agent.

Dated: 2/21/, 20 24

DeVries Dairy Limited Partnership, a Washington limited partnership



Fred DeVries, Vice President of DV Management Corporation

Which is the General Partnership for DeVries Dairy limited partnership

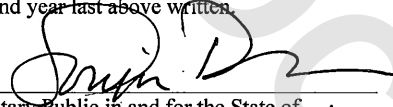
STATE OF WASHINGTON)

County of Skagit) ss

On this 21 day of February, 20 24, before me personally appeared Fred DeVries to me known to be the General Partner of DeVries Dairy limited partnership that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said Limited Partnership, for the uses and purposes therein mentioned, and on oath stated that (he/she/they) (is/are) authorized to execute said instrument.

GIVEN under my hand and official seal the day and year last above written.




Notary Public in and for the State of
Washington, residing at Kirkland

My commission expires 12/20/2027

TEMPORARY EASEMENTDATED this 25 day of March, 2024.**BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON****ABSENT**Peter Browning, ChairLisa Janicki
Lisa Janicki, CommissionerRon Wesen
Ron Wesen, Commissioner

Attest:

Kerrie Williams
Clerk of the BoardFor contracts under \$5,000:
Authorization per Resolution R20030146

Recommended:

[Signature]
Department HeadCounty Administrator

Approved as to form:

3/19/24

[Signature]
Civil Deputy Prosecuting Attorney

Approved as to indemnification:

Marylouise
Risk Manager

Approved as to budget:

[Signature]
Budget & Finance Director

