

WHEN RECORDED RETURN TO:

City of Anacortes Legal Department
P.O. Box 547
Anacortes, WA 98221

REVIEWED BY
SKAGIT COUNTY TREASURER
DEPUTY Lena Thompson
DATE 05/13/2024

DOCUMENT TITLE:	RELINQUISHMENT OF EASEMENT
GRANTOR(S):	City of Anacortes, a Washington municipal corporation.
GRANTEE(S):	Cartwheel LLC, Rebecca Top, and Joshua Top
ABBREVIATED LEGAL:	PTN. NW NE, 25-35-1 E W.M.
PARCEL NUMBER /	
TAX ID NUMBER:	P31955 / 350125-0-017-0000

THIS RELINQUISHMENT OF EASEMENT is executed by the CITY OF ANACORTES, a municipal corporation of the State of Washington (the "Grantor"), regarding property owned by Cartwheel LLC, Rebecca Top, and Joshua Top (the "Grantee").

WHEREAS, the Grantee owns Skagit County Parcel number P31955, with site addresses of 2912 K Avenue, 2914 K Avenue, 2916 K Avenue, and 2918 K Avenue, more particularly described in Exhibit A (the "Property");

WHEREAS, the City currently possesses an Easement dated February 25, 1907, recorded on February 27, 1909, conveyed to the Anacortes Water Company, a predecessor in interest to the City of Anacortes for purposes of going on the land and excavating and laying a water pipe, which was recorded under Skagit County Auditor's File number 72109 (the "Easement");

WHEREAS, the area encompassed by the Easement is a 25-foot wide path that bisects the Property as described in the Easement recorded in Skagit County Auditor's File number 72109 (the "Easement Area");

WHEREAS, the City currently does not have infrastructure located within the Easement Area and has no plans to use the Easement Area for any City purposes in the future;

WHEREAS, the Grantee has requested the City relinquish the Easement to allow Grantee the full use of the Property;

WHEREAS, the City Council held a public meeting on April 22, 2024 to consider the requested relinquishment of the Easement and at that meeting, Council declared the Easement to be surplus to the City's needs, unnecessary for any City purposes, and relinquishable at no cost.

NOW THEREFORE, the City hereby relinquishes the Easement across Skagit County Parcel Number P31955 recorded on February 27, 1909 under Skagit County Auditors File number 72109.

Dated this 6th day of May, 2024.

CITY OF ANACORTES

By: 
Matt Miller, Mayor

STATE OF WASHINGTON)
)ss.
COUNTY OF SKAGIT)

On this 6th day of May, 2024, before the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Matt Miller, to me known to be the individual described in and who executed the within and foregoing instrument and acknowledged said instrument to be their free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto given my hand and official seal this 6 day of May, 2024.



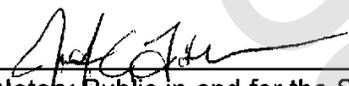

Notary Public in and for the State of Washington
Residing at Anacortes, Skagit County, Washington
My appointment expires 9/28/24

EXHIBIT A

Legal Description of Parcel P31955

PARCEL "A":

That portion of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 25, Township 35 North, Range 1 East, W.M., described as follows:

Beginning at the Northwest corner of said Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$;
Thence North $89^{\circ}37'35''$ East 942.670 feet;
Thence due South 132.655 feet to the true point of beginning of this description;
Thence continuing due South 155.062 feet;
Thence South $89^{\circ}52'42''$ East 147.842 feet, more or less, to the West line of the "PLAT OF J.H. HAVEKOST'S ADDITION TO ANACORTES, SKAGIT CO., WASHINGTON," as per plat recorded in Volume 1 of Plats, page 23, records of Skagit County, Washington;
Thence North $0^{\circ}02'18''$ East along the West line of said plat 155.290 feet;
Thence North $89^{\circ}59'58''$ West 147.946 feet to the true point of beginning,

EXCEPT that portion, if any, lying within "K" Avenue,

ALSO EXCEPT that portion conveyed to the City of Anacortes for road, highway and utility purposes by deed recorded July 7, 1980, under Auditor's File No. 8007070009, records of Skagit County, Washington.

Situate in the City of Anacortes, County of Skagit, State of Washington.

PARCEL "B":

That portion of the Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 25, Township 35 North, Range 1 East, W.M., described as follows:

Beginning at the Northwest corner of said Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$;
Thence North $89^{\circ}37'35''$ East 942.670 feet;
Thence due South 132.655 feet to the true point of beginning;
Thence West to a fence line as it existed on July 14, 1978, and as described in Deed recorded August 14, 1978, under Auditor's File No. 885480, records of Skagit County, Washington;
Thence South along said fence to an intersection with the South line of Parcel "C" of Survey recorded March 28, 1978, under Auditor's File No. 876291, records of Skagit County, Washington, projected Westerly;
Thence East along said line to the Southwest corner of said Parcel "C";
Thence due North to the point of beginning.

Situate in the City of Anacortes, County of Skagit, State of Washington.