

202409050053

09/05/2024 03:10 PM Pages: 1 of 5 Fees: \$611.00

Skagit County Auditor, WA

Return Address:

Puget Sound Energy, Inc.

ATTN: Real Estate/ ROW

1660 Park Lane

Burlington, WA 98233

REVIEWED BY
SKAGIT COUNTY TREASURER
DEPUTY BELEN MARTINEZ
DATE 09/05/2024

Please print or type information **WASHINGTON STATE RECORDER'S Cover Sheet** (RCW 65.04)

Document Title(s) (or transactions contained therein): (all areas applicable to your document must be filled in)

1. AMENDMENT OF EASEMENT 2. CONFIRMATION AGREEMENT
3. _____ 4. _____

Reference Number(s) of Documents assigned or released: 202211030027

Additional reference #'s on page _____ of document

Grantor(s) Exactly as name(s) appear on document

1. DAVID NAKANISHI, KIM NAKANISHI
2. _____

Additional names on page _____ of document.

Grantee(s) Exactly as name(s) appear on document

1. PUGET SOUND ENERGY, INC.
2. _____

Additional names on page _____ of document.

Legal description (abbreviated: i.e. lot, block, plat or section, township, range)

PTN BLOCK 290 JULIUS S. POTTER'S PLAT OF FIDALGO CITY; TGW VACATED

STREET & ALLEY

Additional legal is on page 4 of document.

Assessor's Property Tax Parcel/Account Number

☐ Assessor Tax # not yet

assigned P73416, P73425, & P73424

The Auditor/Recorder will rely on the information provided on this form. The staff will not read the document to verify the accuracy or completeness of the indexing information provided herein.

"I am signing below and paying an additional \$50 recording fee (as provided in RCW 36.18.010 and referred to as an emergency nonstandard document), because this document does not meet margin and formatting requirements. Furthermore, I hereby understand that the recording process may cover up or otherwise obscure some part of the text of the original document as a result of this request."

Signature of Requesting Party

Note to submitter: Do not sign above nor pay additional \$50 fee if the document meets margin/formatting requirements

RETURN ADDRESS:
Puget Sound Energy, Inc.
Attention: R/W, Real Estate
1660 Park Lane
Burlington, WA 98233



AMENDMENT OF EASEMENT AND CONFIRMATION AGREEMENT

This Amendment of Easement and Confirmation Agreement ("Agreement" herein) is made and entered into this 5th of September, 2024, by and between **DAVID NAKANISHI and KIM NAKANISHI**, husband and wife ("Grantor"), and **Puget Sound Energy, Inc.**, a Washington corporation ("PSE").

PSE is the holder of certain perpetual easement rights pursuant to those certain easements (the "Easement") from **DAVID NAKANISHI and KIM NAKANISHI, husband and wife** dated October 27, 2022 and recorded under Auditor File Number **202211030027**, in the Real Property Records of Skagit County, Washington, over, under, along, across and through a portion of the following described real property ("Property" herein) in Skagit County, Washington:

See Exhibit "A", attached hereto and by this reference made a part hereof.

The Grantor herein and PSE wish to amend and clarify certain matters regarding the above mentioned easement.

NOW, THEREFORE, for and in consideration of good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto confirm and agree to amend as follows:

Section 1. The Easement, as granted in October 2022, as hereinafter amended, remains in full force and effect.

Section 2. The description of the Property is hereby amended as follows:

See Exhibit "A" attached hereto and by this reference made a part hereof.

Section 3. The description of the Easement Area is hereby amended as follows:

A RIGHT OF WAY TEN (10) FEET IN WIDTH WITH FIVE (5) FEET ON EACH SIDE OF A CENTERLINE DESCRIBED AS FOLLOWS:

THE CENTERLINE OF GRANTEE'S FACILITIES AS NOW CONSTRUCTED, TO BE CONSTRUCTED, EXTENDED OR RELOCATED LYING WITHIN THE ABOVE DESCRIBED PARCEL.

Section 3. This Agreement shall be binding upon and inure to the benefit of Successors and Assignees of both parties.

IN WITNESS WHEREOF, the parties have executed and delivered this Agreement as of the day and year first set forth above.

DATED this 30 day of August, 2024.

OWNER:

PSE:

By: [Signature]
DAVID NAKANISHI

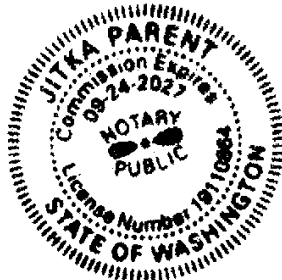
By: [Signature]
Darby M H Broyles,
Supervisor Real Estate

By: [Signature]
KIM NAKANISHI

STATE OF WASHINGTON)
COUNTY OF KING) SS

On this 30th day of August, 2024, before me, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared DAVID NAKANISHI and KIM NAKANISHI, to me known to be the individual(s) 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 hereto affixed the day and year in this certificate first above written.



[Signature]
(Signature of Notary)

JITKA PARENT


(Print or stamp name of Notary)

NOTARY PUBLIC in and for the State of Washington,
residing at KIRKLAND, WA

My Appointment Expires: 09-24-2027

For clarification purposes only:
License Number 19110864

On this 5th day of September, 2024, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared **DARBY MH BROYLES**, to me known to be the person who signed as **Supervisor Real Estate** of Puget Sound Energy, Inc., the corporation that executed the within and foregoing instrument, and acknowledged said instrument to be her free and voluntary act and deed and the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned; and on oath stated that she was authorized to execute the said instruction on behalf of said corporation.



Mary Monson
(Signature of Notary)

Mary Morrison
(Print or stamp name of Notary)
NOTARY PUBLIC in and for the State of
Washington, residing at Anacortes, WA
My Appointment Expires: 4/01/2027

EXHIBIT "A"
(Property Description)

P73416

LOT 1 AND THE NORTH 5 1/2 FEET OF LOT 2, BLOCK 290, JULIUS S. POTTER'S PLAT OF FIDALGO CITY, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 2 OF PLATS, PAGE 77, RECORDS OF SKAGIT COUNTY, WASHINGTON;

TOGETHER WITH THE SOUTH 35 FEET OF CULLUM STREET, AS VACATED BY COUNTY ORDER, ENTERED IN VOLUME 19 OF COMMISSIONERS RECORDS, PAGE 151 UNDER RESOLUTION 5980, LYING EAST OF THE CENTER LINE OF VACATED ALLEY IN SAID BLOCK 290, EXTENDED NORTHERLY, AND WEST OF THE WEST LINE OF LEXINGTON AVENUE AS WOULD ATTACH BY OPERATION OF LAW;

ALSO TOGETHER WITH ALL THAT PORTION OF THE SOUTH HALF OF CULLUM STREET, AS VACATED BY SKAGIT COUNTY, AUGUST 25, 1952 UNDER RESOLUTION 8814, LYING EAST OF THE EASTERLY LINE OF THE ALLEY, EXTENDED NORTHERLY, IN BLOCK 290, AS WOULD ATTACH BY OPERATION OF LAW;

ALSO TOGETHER WITH ALL THAT PORTION OF THE EAST HALF OF VACATED ALLEY IN BLOCK 290 AND LEXINGTON AVENUE VACATED BY SKAGIT COUNTY APRIL 5, 1948 UNDER RESOLUTION 7592, AS WOULD ATTACH BY OPERATION OF LAW;

ALSO TOGETHER WITH ALL THOSE PORTIONS (IF ANY) OF THE VACATED ADJACENT AND ABUTTING STREETS AND ALLEY AS WOULD ATTACH BY OPERATION OF LAW.

P73425

LOTS 24, 25 AND 26, BLOCK 290, JULIUS S. POTTER'S PLAT OF FIDALGO CITY, WASH., ACCORDING TO THE PLAT THEREOF, RECORDED IN VOLUME 2 OF PLATS, PAGE 77, RECORDS OF SKAGIT COUNTY, WASHINGTON; LESS THE EAST 24 FEET OF LOTS 24, 25 AND 26, BLOCK 290 AND VACATED ALLEY AND STREET.

TOGETHER WITH VACATED PORTION OF GRAND AVENUE, CULLUM STREET AND THE ALLEY OF BLOCK 290 ADJACENT AND ABUTTING UPON, AS WOULD ATTACH BY OPERATION OF LAW.

EXCEPT ALL THAT PORTION CONVEYED IN DEED TO SKAGIT COUNTY FOR RIGHT-OF-WAY, RECORDED JANUARY 12, 1948 UNDER AUDITOR'S NO 413263.

P73424

EAST 24 FEET LOTS 24, 25 AND 26, BLOCK 290, JULIUS S. POTTERS PLAT OF FIDALGO CITY, WASH., AS PER PLAT RECORDED IN VOLUME 2 OF PLATS, PAGE 77, RECORDS OF SKAGIT COUNTY, WASHINGTON;

TOGETHER WITH VACATED PORTIONS OF CULLUM STREET AND THE ALLEY OF BLOCK 290 ADJACENT AND ABUTTING UPON, AS WOULD ATTACH BY OPERATION OF LAW.