

After recording, please return to:

Washington State Salmon Recovery Funding Board  
Interagency Committee for Outdoor Education  
P.O. Box 40917  
Olympia, WA 98504-0917



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Skagit County Auditor

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LAND TITLE OF SKAGIT COUNTY

135096-0

Document Title: Deed of Right to Use Land For Salmon Recovery

Grantor: City of Seattle, acting by and through Seattle City Light Department

Grantee: Washington State

Abbreviated Legal: Ptn SW ¼ NE 1/4; Ptn SE ½ NW 1/4; & Govt. Lot 2, All In 11-34-9 E W.M. and fully set forth on pages 2 and 3. Situated in the County of Skagit, State of Washington

Assessor's Property Tax Parcel/Account Numbers: P30886, P30889, and P30890

COMPTROLLER  
OF THE STATE OF WASHINGTON

AUG 02 2011

**DEED OF RIGHT TO USE LAND FOR  
SALMON RECOVERY**

The Grantor, Seattle City Light for and in consideration of monies coming in whole or in part from the Salmon Recovery Funding Board of the State of Washington and in fulfillment of terms of the Project Agreement identified below, conveys and grants to the State of Washington individually and as the representative of the people of the State, the right to use the real property described below forever for salmon recovery and conservation purposes.

Those purposes are described in the Project Agreement entered into between the Grantor and the State of Washington through the Salmon Recovery Funding Board, titled Skagit Floodplain Acquisition and Restoration, Project Number 07-1783P signed by the Grantor on the 19<sup>th</sup> day of May, 2008, and by the Salmon Recovery Funding Board on the 17<sup>th</sup> day of April, 2008, and the application and supporting materials which are on file with the Grantor and the State in connection with the Project Agreement.

The Grantor will not make or permit to be made any use of the real property described in this deed, or any part of it, which is inconsistent with the right to use for salmon recovery and conservation purposes herein granted unless the State, through the Salmon Recovery Funding Board or its successors, consents to the inconsistent use. This consent shall be granted only upon the following conditions, which will ensure other land will be substituted.

The conditions are that the substituted salmon recovery and conservation land must be:  
(1) of at least equal fair market value at the time of change of use and of as nearly as feasible equivalent (2) qualities, (3) characteristics and (4) location for salmon recovery and conservation purposes for which state assistance was originally granted.

The real property covered by this deed is described as follows:

PARCEL "A":

Government Lot 2, and the Southwest 1/4 of the Northeast 1/4 of Section 11, Township 34 North, Range 9 East, W.M.

Situate in the County of Skagit, State of Washington.

PARCEL "B":

That portion of the Southeast 1/4 of the Northwest 1/4 of Section 11, Township 34 North, Range 9 East, W.M., lying between the present East boundary of the Sauk Valley Road No. XCII and the West boundary of the Southwest 1/4 of the Northeast 1/4 of said Section 11, and more particularly described as follows:

Beginning at the center of said Section 11, Township 34 North, Range 9 East, W.M.;  
thence West a distance of 34.4 feet to the East boundary of said Sauk Valley County Road;  
thence along the Easterly boundary of said County road, North 18°30' West 383 feet;  
thence North 32°30' West 275.7 feet;  
thence North 16°00' West 89.9 feet;  
thence North 2°30' East 279 feet;  
thence North 26°00' East 165.7 feet;  
thence North 29°00' West 143.7 feet;  
thence North 89°00' East 294.0 feet to the Northeast corner of said Southeast 1/4 of the Northwest 1/4;  
thence South 0°52' East along the East line of said Southeast 1/4 of the Northwest 1/4 1222.5 feet to the point of beginning.

  
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PARCEL "B" Continued:

TOGETHER WITH a perpetual right-of-way and easement for water line from a spring located approximately 40 feet East of County road along the West line of tract hereinafter described and 600 feet South of the North line of said tract; to go along the pipe line as it existed on September 16, 1960, from said spring to the North line of the tract hereinafter described.

AND AN EASEMENT to enter upon said tract to inspect, repair and maintain said pipe line;

AND AN EASEMENT for the exclusive use of water from said spring and right to enter upon said tract to inspect, maintain, repair and install anything necessary to the appropriation of water from said spring, all as set forth and reserved in Deed from Ben B. Gross, et ux, to William G. Reed, et al, as Trustees of the Simpson Employees Retirement Trust dated September 16, 1960, filed September 22, 1960, as File No. 599052 and recorded in Volume 312 of Deeds, at page 12, covering the following described line:

That portion of the North 1/2 of the Southeast 1/4 of Section 11, Township 34 North, Range 9 East, W.M., lying Easterly of County road,

EXCEPT County road right-of-way;

AND EXCEPT the following described tract:

Beginning at the Northeast corner of the North 1/2 of the Southeast 1/4;  
thence South 742.5 feet;  
thence West 660 feet;  
thence North to a point 20 feet South of the North line of said North 1/2 of the Southeast 1/4;  
thence West parallel with the North line of said North 1/2 of the Southeast 1/4 to intersect with the old County road;  
thence Northerly along said County road to the North line of said North 1/2 of the Southeast 1/4;  
thence East to the true point of beginning.

Situate in the County of Skagit, State of Washington.





Denise Krownbell  
SCL ESA Lands Deed Acceptance ATT D  
February 3, 2011  
Version 1