

# A p p e n d i x A

Permits



# HYDRAULIC PROJECT APPROVAL

Exhibit E  
Washington Department of  
Fish & Wildlife  
PO Box 43234  
Olympia, WA 98504-3234  
(360) 902-2200

Issued Date: November 18, 2024  
Project End Date: November 18, 2025

Permit Number: 2024-4-650+01  
FPA/Public Notice Number: N/A  
Application ID: 36245

PERMITTEE	AUTHORIZED AGENT OR CONTRACTOR
Skagit PUD ATTENTION: Mark Handzlik 1415 Freeway Drive Mount Vernon, WA 98273	Skagit PUD ATTENTION: Wendy LaRocque 1415 Freeway Dr Mount Vernon, WA 98273-2429

**Project Name:** Pipeline Relocation at Cedardale Road

**Project Description:** This project includes the construction (relocation) of approximately 440 linear feet of 8-inch ductile iron water pipeline to facilitate a mandated WSDOT culvert replacement project. The waterline will be relocated in private easements via conventional trenching methods and will cross above a buried culvert which conveys Maddox Creek. The existing 6-inch asbestos cement waterline on Cedardale Road will be properly cut and capped on both sides of the creek within the City of Mount Vernon right of way; the section within WSDOT's project limits will be properly removed and disposed of per Washington State requirements.

## PROVISIONS

- 1. TIMING LIMITATION:** You may begin the project immediately and you must complete the project by 11/18/2025.
- 2. APPROVED PLANS:** You must accomplish the work per plans and specifications submitted with the application and approved by the Washington Department of Fish and Wildlife, entitled "OHWM from CP14019 Pipeline Relocation at Cedardale Road Issued for Permitting.pdf", dated 10/08/2024, except as modified by this Hydraulic Project Approval. You must have a copy of these plans available on site during all phases of the project construction.
- 3. INVASIVE SPECIES CONTROL:** Follow Method 1 for low risk locations (i.e. clean/drain/dry). Thoroughly remove visible dirt and debris from all equipment and gear (including drive mechanisms, wheels, tires, tracks, buckets, and undercarriage) before arriving and leaving the job site to prevent the transport and introduction of invasive species. For contaminated or high risk sites please refer to the Method 2 Decontamination protocol. Properly dispose of any water and chemicals used to clean gear and equipment. You can find this and additional information in the Washington Department of Fish and Wildlife's "Invasive Species Management Protocols", available online at <https://wdfw.wa.gov/species-habitats/invasive/prevention>.
- 4. NOTIFICATION:** You, your agent, or contractor must contact the Washington Department of Fish and Wildlife by e-mail at [HPAapplications@dfw.wa.gov](mailto:HPAapplications@dfw.wa.gov); mail to Post Office Box 43234, Olympia, Washington 98504-3234; or fax to (360) 902-2946 at least three business days before starting work. The notification must include the permittee's name, project location, starting date, and the Hydraulic Project Approval permit number.
- 5. FISH KILL/ WATER QUALITY PROBLEM NOTIFICATION:** If a fish kill occurs or fish are observed in distress at the job site, immediately stop all activities causing harm. Immediately notify the Washington Department of Fish and Wildlife of the problem. If the likely cause of the fish kill or fish distress is related to water quality, also notify the Washington Military Department Emergency Management Division at 1-800-258-5990. Activities related to the fish kill or fish distress must not resume until the Washington Department of Fish and Wildlife gives approval. The Washington Department of Fish and Wildlife may require additional measures to mitigate impacts.

### STAGING, JOB SITE ACCESS, AND EQUIPMENT

- 6. Establish staging areas (used for equipment storage, vehicle storage, fueling, servicing, and hazardous material**



# HYDRAULIC PROJECT APPROVAL

Exhibit E  
Washington Department of  
Fish & Wildlife  
PO Box 43234  
Olympia, WA 98504-3234  
(360) 902-2200

Issued Date: November 18, 2024  
Project End Date: November 18, 2025

Permit Number: 2024-4-650+01  
FPA/Public Notice Number: N/A  
Application ID: 36245

storage) in a location and manner that will prevent contaminants such as petroleum products, hydraulic fluid, sediments, sediment-laden water, chemicals, or any other toxic or harmful materials from entering waters of the state.

- 7. Use existing roadways or travel paths.
- 8. This Hydraulic Project Approval does not authorize the removal of riparian zone vegetation.
- 9. Station and operate equipment used for this project landward of the ordinary high water line.
- 10. If wet or muddy conditions exist, in or near a riparian zone or wetland area, use equipment that reduces ground pressure.
- 11. Check equipment daily for leaks and complete any required repairs in an upland location before using the equipment in or near the water.
- 12. Use environmentally acceptable lubricants composed of biodegradable base oils such as vegetable oils, synthetic esters, and polyalkylene glycols in equipment operated in or near the water.

### CONSTRUCTION-RELATED SEDIMENT, EROSION AND POLLUTION CONTAINMENT

- 13. Protect all disturbed areas from erosion. Maintain erosion and sediment control until all work and cleanup of the job site is complete.
- 14. Straw used for erosion and sediment control, must be certified free of noxious weeds and their seeds.
- 15. All erosion control materials that will remain onsite must be composed of 100% biodegradable materials.

### UTILITY CROSSING

- 16. Align the conduit as perpendicular as possible to the watercourse.
- 17. If construction involves trench excavation:
  - a. Trench widths should be as narrow as feasible to accommodate the pipe/line and achieve the depth specified in the approved plan;
  - b. Excavate trenches in the dry, above the culvert as shown in the approved plans;
  - c. Limit disturbance of the area to the amount needed to complete the project.

### DEMOBILIZATION AND CLEANUP

- 18. Do not relocate removed or replaced structures within waters of the state. Remove and dispose of these structures in an upland area above the limits of anticipated floodwater.
- 19. Upon completion of the project, restore disturbed areas to preproject condition to the extent possible.
- 20. Seed areas disturbed by construction activities with a native seed mix suitable for the site that has at least one quick-establishing plant species.
- 21. Upon completion of the project, remove all materials or equipment from the site and dispose of all excess spoils and waste materials in an upland area above the limits of anticipated floodwater.

LOCATION #1:	Site Name: Pipeline Relocation at Cedardale Road , , WA		
WORK START:	November 18, 2024	WORK END:	November 18, 2025
<u>WRIA</u>	<u>Waterbody:</u>	<u>Tributary to:</u>	
03 - Skagit Lower - Samish	Maddox Creek	Unnamed	



# HYDRAULIC PROJECT APPROVAL

Exhibit E  
Washington Department of  
Fish & Wildlife  
PO Box 43234  
Olympia, WA 98504-3234  
(360) 902-2200

Issued Date: November 18, 2024  
Project End Date: November 18, 2025

Permit Number: 2024-4-650+01  
FPA/Public Notice Number: N/A  
Application ID: 36245

<u>1/4 SEC:</u>	<u>Section:</u>	<u>Township:</u>	<u>Range:</u>	<u>Latitude:</u>	<u>Longitude:</u>	<u>County:</u>
SW 1/4	32	34 N	04 E	48.39203	-122.327349	Skagit

Location #1 Driving Directions

Take Anderson Road Exit and turn east off I-5. Turn right and head south down Cedardale Road. Project is just north of Sickelsteel Lane.

## APPLY TO ALL HYDRAULIC PROJECT APPROVALS

This Hydraulic Project Approval pertains only to those requirements of the Washington State Hydraulic Code, specifically Chapter 77.55 RCW. Additional authorization from other public agencies may be necessary for this project. The person(s) to whom this Hydraulic Project Approval is issued is responsible for applying for and obtaining any additional authorization from other public agencies (local, state and/or federal) that may be necessary for this project.

This Hydraulic Project Approval shall be available on the job site at all times and all its provisions followed by the person (s) to whom this Hydraulic Project Approval is issued and operator(s) performing the work.

This Hydraulic Project Approval does not authorize trespass.

The person(s) to whom this Hydraulic Project Approval is issued and operator(s) performing the work may be held liable for any loss or damage to fish life or fish habitat that results from failure to comply with the provisions of this Hydraulic Project Approval.

Failure to comply with the provisions of this Hydraulic Project Approval could result in civil action against you, including, but not limited to, a stop work order or notice to comply, and/or a gross misdemeanor criminal charge, possibly punishable by fine and/or imprisonment.

All Hydraulic Project Approvals issued under RCW 77.55.021 are subject to additional restrictions, conditions, or revocation if the Department of Fish and Wildlife determines that changed conditions require such action. The person(s) to whom this Hydraulic Project Approval is issued has the right to appeal those decisions. Procedures for filing appeals are listed below.



# HYDRAULIC PROJECT APPROVAL

Exhibit E  
Washington Department of  
Fish & Wildlife  
PO Box 43234  
Olympia, WA 98504-3234  
(360) 902-2200

Issued Date: November 18, 2024

Permit Number: 2024-4-650+01

Project End Date: November 18, 2025

FPA/Public Notice Number: N/A

Application ID: 36245

---

**MINOR MODIFICATIONS TO THIS HPA:** You may request approval of minor modifications to the required work timing or to the plans and specifications approved in this HPA unless this is a General HPA. If this is a General HPA you must use the Major Modification process described below. Any approved minor modification will require issuance of a letter documenting the approval. A minor modification to the required work timing means any change to the work start or end dates of the current work season to enable project or work phase completion. Minor modifications will be approved only if spawning or incubating fish are not present within the vicinity of the project. You may request subsequent minor modifications to the required work timing. A minor modification of the plans and specifications means any changes in the materials, characteristics or construction of your project that does not alter the project's impact to fish life or habitat and does not require a change in the provisions of the HPA to mitigate the impacts of the modification. If you originally applied for your HPA through the online Aquatic Protection Permitting System (APPS), you may request a minor modification through APPS. A link to APPS is at <http://wdfw.wa.gov/licensing/hpa/>. If you did not use APPS you must submit a written request that clearly indicates you are seeking a minor modification to an existing HPA. Written requests must include the name of the applicant, the name of the authorized agent if one is acting for the applicant, the APP ID number of the HPA, the date issued, the permitting biologist, the requested changes to the HPA, the reason for the requested change, the date of the request, and the requestor's signature. Send by mail to: Washington Department of Fish and Wildlife, PO Box 43234, Olympia, Washington 98504-3234, or by email to [HPAapplications@dfw.wa.gov](mailto:HPAapplications@dfw.wa.gov). You should allow up to 45 days for the department to process your request.

**MAJOR MODIFICATIONS TO THIS HPA:** You may request approval of major modifications to any aspect of your HPA. Any approved change other than a minor modification to your HPA will require issuance of a new HPA. If you originally applied for your HPA through the online Aquatic Protection Permitting System (APPS), you may request a major modification through APPS. A link to APPS is at <http://wdfw.wa.gov/licensing/hpa/>. If you did not use APPS you must submit a written request that clearly indicates you are requesting a major modification to an existing HPA. Written requests must include the name of the applicant, the name of the authorized agent if one is acting for the applicant, the APP ID number of the HPA, the date issued, the permitting biologist, the requested changes to the HPA, the reason for the requested change, the date of the request, and the requestor's signature. Send your written request by mail to: Washington Department of Fish and Wildlife, PO Box 43234, Olympia, Washington 98504-3234. You may email your request for a major modification to [HPAapplications@dfw.wa.gov](mailto:HPAapplications@dfw.wa.gov). You should allow up to 45 days for the department to process your request.

## APPEALS INFORMATION

If you wish to appeal the issuance, denial, conditioning, or modification of a Hydraulic Project Approval (HPA), Washington Department of Fish and Wildlife (WDFW) recommends that you first contact the department employee who issued or denied the HPA to discuss your concerns. Such a discussion may resolve your concerns without the need for further appeal action. If you proceed with an appeal, you may request an informal or formal appeal. WDFW encourages you to take advantage of the informal appeal process before initiating a formal appeal. The informal appeal process includes a review by department management of the HPA or denial and often resolves issues faster and with less legal complexity than the formal appeal process. If the informal appeal process does not resolve your concerns, you may advance your appeal to the formal process. You may contact the HPA Appeals Coordinator at (360) 902-2534 for more information.

**A. INFORMAL APPEALS:** WAC 220-660-460 is the rule describing how to request an informal appeal of WDFW actions taken under Chapter 77.55 RCW. Please refer to that rule for complete informal appeal procedures. The following information summarizes that rule.



# HYDRAULIC PROJECT APPROVAL

Exhibit E  
Washington Department of  
Fish & Wildlife  
PO Box 43234  
Olympia, WA 98504-3234  
(360) 902-2200

Issued Date: November 18, 2024  
Project End Date: November 18, 2025

Permit Number: 2024-4-650+01  
FPA/Public Notice Number: N/A  
Application ID: 36245

A person who is aggrieved by the issuance, denial, conditioning, or modification of an HPA may request an informal appeal of that action. You must send your request to WDFW by mail to the HPA Appeals Coordinator, Department of Fish and Wildlife, Habitat Program, PO Box 43234, Olympia, Washington 98504-3234; e-mail to [HPAapplications@dfw.wa.gov](mailto:HPAapplications@dfw.wa.gov); fax to (360) 902-2946; or hand-delivery to the Natural Resources Building, 1111 Washington St SE, Habitat Program, Fifth floor. WDFW must receive your request within 30 days from the date you receive notice of the decision. If you agree, and you applied for the HPA, resolution of the appeal may be facilitated through an informal conference with the WDFW employee responsible for the decision and a supervisor. If a resolution is not reached through the informal conference, or you are not the person who applied for the HPA, the HPA Appeals Coordinator or designee may conduct an informal hearing or review and recommend a decision to the Director or designee. If you are not satisfied with the results of the informal appeal, you may file a request for a formal appeal.

B. FORMAL APPEALS: WAC 220-660-470 is the rule describing how to request a formal appeal of WDFW actions taken under Chapter 77.55 RCW. Please refer to that rule for complete formal appeal procedures. The following information summarizes that rule.

A person who is aggrieved by the issuance, denial, conditioning, or modification of an HPA may request a formal appeal of that action. You must send your request for a formal appeal to the clerk of the Pollution Control Hearings Boards and serve a copy on WDFW within 30 days from the date you receive notice of the decision. You may serve WDFW by mail to the HPA Appeals Coordinator, Department of Fish and Wildlife, Habitat Program, PO Box 43234, Olympia, Washington 98504-3234; e-mail to [HPAapplications@dfw.wa.gov](mailto:HPAapplications@dfw.wa.gov); fax to (360) 902-2946; or hand-delivery to the Natural Resources Building, 1111 Washington St SE, Habitat Program, Fifth floor. The time period for requesting a formal appeal is suspended during consideration of a timely informal appeal. If there has been an informal appeal, you may request a formal appeal within 30 days from the date you receive the Director's or designee's written decision in response to the informal appeal.

C. FAILURE TO APPEAL WITHIN THE REQUIRED TIME PERIODS: If there is no timely request for an appeal, the WDFW action shall be final and unappealable.

Habitat Biologist      Alexander.Richard@dfw.wa.gov  
Alex Richard          360-791-3517

for Director  
WDFW



**DEVELOPMENT SERVICES**  
910 Cleveland Avenue  
Mount Vernon, WA 98273  
(360) 336-6214 -- Office  
PermitTech@mountvernonwa.gov

# ENGINEERING PERMIT

**PERMIT TYPE:** FILL & GRADE PERMIT

**PERMIT #:** ENGR24-0337

**ISSUE DATE:** 02/10/2025

**PARCEL #:** P136031

**PERMIT EXPIRATION:** 02/10/2026

**SITE ADDRESS:** UNKNOWN

<b>OWNER:</b> DRAINAGE DIST #17 C/O WALTNER HERB, 17302 BRITT ROAD MOUNT VERNON, WA 98273	<b>CONTRACTOR:</b> SKAGIT PUBLIC UTILITY DISTRICT NO. 1 1415 Freeway Dr MOUNT VERNON, WA 98273 360-848-4440 <b>CONTRACTOR LICENSE #:</b> N/A
--	---

**THIS PERMIT AUTHORIZES THE BELOW DESCRIBED WORK:**

Waterline relocation at Cedardale Rd prior to WSDOT culvert replacement project

**CONDITIONS AND COMMENTS APPLICABLE TO THIS PERMIT:**

1. Erosion and Sediment control BMP's shall be in place and inspected prior to commencing any construction activity.
2. 1.Work shall be completed per plans and specifications submitted with the application (Exhibit A), except as modified by this Critical Area Permit or other authorized permits. This permit does not authorize the future culvert replacement work to be completed by WSDOT.
3. 2.This application is subject to the applicable requirements contained in the Mount Vernon Municipal Code and Engineering Standards. It is the responsibility of the applicant to ensure compliance with the various provisions contained in these standards and codes.
4. 3.The applicant shall be responsible for complying with any other state or federal statutes or regulations applicable to this project and obtaining necessary permits, which may include but is not limited to Hydraulic Project Approval, Section 401 Water Quality Certifications (WQC), Coastal Zone Management (CZM) Federal Consistency, or authorization from the U.S. Army Corps of Engineers under Section 404 of the Clean Water Act.
5. 4.The applicant shall comply with the conditions of approved established for Hydraulic Project Approval Permit 2024-4-650+01 (Exhibit E).
6. 5.Any person engaged in ground disturbing activity who encounters or discovers historical and/or archeological materials in or on the ground shall:
  - a.Immediately cease any activity which may cause further disturbance;
  - b.Make a reasonable effort to protect the area from further disturbance; and,
  - c.Report the presence and location of the material to the proper authorities in the most expeditious manner possible.
7. 6.Prior to start of any construction activity, the applicant shall install temporary erosion and sedimentation control measures to protect the stream and its associated buffer. The measures shall be inspected and accepted by the Development Services Department prior to start of work.
8. 7.Prior to final inspection, the following standards shall apply:
  - a.Remove all materials or equipment from the site and dispose of all excess spoils and debris to an approved facility.
  - b.Any soils disturbed within the stream buffer area shall be restored and re-vegetated with a mixture of seeds or other vegetation adapted to the site and not containing noxious or invasive species.

9. Out-of-Service Fire Hydrant Marking

In accordance with the 2021 Washington State Fire Code, any fire hydrants rendered out of service during the course of this construction project shall be bagged with a black plastic bag to obscure them from view until such time as they are restored to service.

Any hydrant that will be out of service for more than 4 hours shall be promptly reported to the Fire Department by emailing firemarshal@mountvernonwa.gov with the hydrant number, nearest street intersection, and approximate duration of outage. The Subject line of the email shall read "FIRE HYDRANT OUTAGE NOTIFICATION".

This permit is issued by the Development Review Engineer and shall expire and become null and void if the work authorized by this permit is not commenced within one (1) year from the date of permit issuance. All work is required to comply with the City’s municipal code and Engineering Standards, the WA State Department of Transportation Standard Specifications for Roads, Bridges and Municipal Construction.

By signing this permit I certify I will do all of my own work or use only registered and licensed contractors to do work performed under the permit resulting from this application. I understand that Labor & Industries provides information regarding contractor registration laws (RCW 18.27.110).

By signing this permit I acknowledge I have been made aware that:

1. I am responsible for having all utilities located prior to construction activities commencing.
2. Compliance with all applicable laws is the responsibility of the contractor and property owner completing the work authorized with this permit.
3. The City is not responsible for, and does not authorize work required to comply with Federal, State, County or other local laws, permits or mandates that the City does not have jurisdiction over.

Any person engaged in ground disturbing activity who encounters or discovers historical and/or archeological materials in or on the ground shall:

1. Immediately cease any activity which may cause further disturbance;
2. Make a reasonable effort to protect the area from further disturbance; and,
3. Report the presence and location of the material to the proper authorities in the most expeditious manner possible.

I declare under penalty of perjury under the laws of the State of Washington that all of the statements and answers contained in the materials provided to the City allowing this permit to be issued, is in all respects true, correct, and complete to the best of my knowledge and belief. By affixing my signature below, I certify that I am the owner, or am acting as the Owner’s authorized agent and I will ensure all provisions of laws and ordinances governing the type of work this permit includes will be complied with whether specified herein or not, including calls for inspections.

When signed and dated below, this is your permit. Permission is hereby given to do the above-described work, according to the conditions hereon and according to the approved plans and specifications pertaining thereto, subject to compliance with the ordinances of the City of Mount Vernon.

**BY SIGNING BELOW I HEREBY ACKNOWLEDGE THAT I HAVE READ THIS DOCUMENT, UNDERSTAND ITS CONTENTS AND AGREE TO BE BOUND BY ITS TERMS.**

---

		02/10/2025
Signature of Owner	Date	Development Review Engineer Signature
		Date

# A p p e n d i x B

Easements

9

KATHY HILL  
SKAGIT COUNTY AUDITOR

98 JUL 16 AM 1:19

**RETURN TO:**

Public Utility District No. 1 of Skagit County  
1415 Freeway Drive  
P.O. Box 1436  
Mount Vernon, WA 98273-1436

RECORDED \_\_\_\_\_ FILED \_\_\_\_\_  
REQUEST OF \_\_\_\_\_

**9807160071**

**WATER PIPELINE EASEMENT**

THIS AGREEMENT is made this 14<sup>th</sup> day of June, 1998, between Axthelm & Swett, A Partnership hereinafter referred to as "Grantor", and PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY, WASHINGTON, a Municipal Corporation, hereinafter referred to as "District". Witnesseth:

WHEREAS, Grantor is the owner of certain lands and premises situated in the County of Skagit, and

WHEREAS, the District wishes to acquire certain rights and privileges along, within, across, under, and upon the said lands and premises.

NOW, THEREFORE, Grantor, for and in consideration of mutual benefits and other valuable consideration, receipt of which is hereby acknowledged, conveys and grants to the District, its successors or assigns, the perpetual right, privilege, and authority enabling the District to do all things necessary or proper in the construction and maintenance of a water line, lines or related facilities, including the right to construct, operate, maintain, inspect, improve, remove, restore, alter, replace, relocate, connect to and locate at any time a pipe or pipes, line or lines or related facilities, along with necessary appurtenances for the transportation of water over, across, along, in and under the following described lands and premises in the County of Skagit, State of Washington, to wit:

The East 25 feet of the North 235 feet, and the East 20 feet of the South 162.01 feet of Parcel A of Short Plat 91-025, as recorded in Volume 9, Page 366 of Short Plats, Auditor's File Number 91051290007.  
Parcel No. 29557.

together with the right of ingress to and egress from said lands across adjacent lands of the Grantor; also, the right to cut and/or trim all brush, timber, trees or other growth standing or growing upon the lands of the Grantor which, in the opinion of the District, constitutes a menace or danger to said line or to persons or property by reason of proximity to the line. The Grantor agrees that title to all timber, brush, trees, other vegetation or debris trimmed, cut, and removed from the easement pursuant to this Agreement is vested in the District.

Grantor, its heirs, successors, or assigns hereby conveys and agrees not to construct or permit to be constructed structures of any kind on the easement area without written approval of the General Manager of the District. Grantor shall conduct its activities and all other activities on Grantor's property so as not to interfere with, obstruct or endanger the usefulness of any improvements or other

**9807160071**

BK 184 | PG 0374

facilities, now or hereafter maintained upon the easement or in any way interfere with, obstruct or endanger the District's use of the easement.

The Grantor also agrees to and with the District that the Grantor lawfully owns the land aforesaid, has a good and lawful right and power to sell and convey same, that same is free and clear of encumbrances except as indicated in the above legal description, and that Grantor will forever warrant and defend the title to said easement and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

Any mortgage on said land held by a mortgagee is hereby subordinated to the rights herein granted to the District; but in all other respects the mortgage shall remain unimpaired.

In Witness Whereof, the Grantor hereunto sets his hand and seal this 4<sup>th</sup> day of June, 1998.

SKAGIT COUNTY WASHINGTON  
Real Estate Excise Tax

JUL 16 1998

Amount Paid \$  
By Skagit Co. Treasurer Deputy

James D. Axthelm  
James D. Axthelm, Partner

Russell J. Swett  
Russell J. Swett, Partner

STATE OF WASHINGTON  
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that James D. Axthelm is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Date: June 4, 1998

Deborah D. Rice  
Notary Public in and for the State of Washington

My appointment expires: 09-29-00

STATE OF WASHINGTON  
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that Russell J. Swett is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.

Date: June 4, 1998

Deborah D. Rice  
Notary Public in and for the State of Washington

My appointment expires: 09-29-00

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX  
2024 1324  
JUL 12 2024  
Amount Paid \$ 17.80  
By Skagit Co. Treasurer  
UT Deputy

RETURN TO:  
Public Utility District No. 1 of Skagit County  
1415 Freeway Drive  
Mount Vernon, WA 98273-1436

PUD UTILITY EASEMENT

Reference #: CP 14019  
Grantor: Skagit County Drainage District No. 17  
Grantee: Public Utility District No. 1 of Skagit County  
Short Legal:  
Assessor's Tax Parcel: P136031

THIS AGREEMENT is made this 10 day of JULY, 2024, between **SKAGIT COUNTY DRAINAGE DISTRICT NO. 17**, also known as **SKAGIT COUNTY DRAINAGE AND IRRIGATION IMPROVEMENT DISTRICT NO. 17**, hereinafter referred to as "Grantor(s)", and **PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY, WASHINGTON**, a Municipal Corporation, hereinafter referred to as "PUD." Witnesseth:

WHEREAS, Grantor(s) are the owners of certain lands and premises situated in the County of Skagit, and

WHEREAS, the PUD wishes to acquire certain permanent, perpetual, non-exclusive rights and privileges along, over, within, across, under, through, and upon the said lands and premises.

NOW, THEREFORE, Grantor(s), for and in consideration of good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, conveys and grants to the PUD, its successors or assigns, the perpetual right, privilege, and authority to do all things necessary or proper in the construction, placement, installation, maintenance, use, operation, and retirement of water in a pipe as authorized by Title 54 RCW "Public Utility Districts," provided the PUD's uses and facilities will be designed, installed, and maintained to not interfere with Grantor's drainage district uses at present or in future, which drainage district uses under Title RCW 85 and RCW 87 shall be paramount. The Grantor's drainage district functions and purposes are paramount to the PUD's uses, therefore, should Grantor's need to install, enlarge, modify, or change its uses of the Property consistent with Title 85 RCW or other lawful uses, Grantor shall provide reasonable notice to the PUD (e.g. 180 days), and the PUD shall make provision at the PUD's sole cost and expense to modify their utility crossing to the extent it would interfere with Grantor's uses. The grant includes, subject to the paramount rights of the Grantor, the right to construct, operate, maintain, inspect, improve, remove, restore, alter, replace, change the size of, relocate, connect to, locate and abandon at any time pipe(s), line(s) or related facilities, along with necessary appurtenances for the transportation and control of water in a pipe over, across, along, through, upon, in and under the Easement Area portion of the following described lands and premises (the "Property" herein) in the County of Skagit, State of Washington, to wit:

**PARCEL A:**  
**THE EAST 470.5 FEET OF THE FOLLOWING DESCRIBED PARCEL:**  
**THE NORTH 20 FEET OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 32, TOWNSHIP 34 NORTH, RANGE 4 EAST, W.M, EXCEPT OLD HIGHWAY 99 ALONG THE WEST LINE THEREOF ALSO EXCEPT THE EAST 199 FEET.**

**PARCEL B:**  
**THE SOUTH 8 FEET OF THE SOUTHEAST 1/4 NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 34 NORTH, RANGE 4 EAST, W.M., LYING WEST OF THE CENTER OF BEAVER SLOUGH, AS CONDEMNED IN SKAGIT COUNTY SUPERIOR COURT CAUSE NO. 17539.**

**EXCEPT THAT PORTION CONVEYED TO THE STATE OF WASHINGTON BY DEED RECORDED SEPTEMBER 29, 1977, AS AUDITOR'S FILE NO. 865771, RECORDS OF SKAGIT COUNTY, WASHINGTON.**

**PARCEL C:**  
**THE NORTH 8 FEET OF THE NORTHEAST 1/4 SOUTHWEST 1/4 OF SECTION 32,**  
**TOWNSHIP 34 NORTH, RANGE 4 EAST, W.M., LYING WEST OF THE CENTER OF**  
**BEAVER SLOUGH, AS CONDEMNED IN SKAGIT COUNTY SUPERIOR COURT CAUSE NO.**  
**17539.**  
**EXCEPT THAT PORTION CONVEYED TO THE STATE OF WASHINGTON BY DEED**  
**RECORDED SEPTEMBER 29, 1977, AS AUDITOR'S FILE NO. 865771, RECORDS OF SKAGIT**  
**COUNTY, WASHINGTON.**

**SITUATE IN THE COUNTY OF SKAGIT, STATE OF WASHINGTON**

**SKAGIT COUNTY TAX PARCEL NO. 340432-3-002-0001 (P136031)**

The PUD's rights shall be exercised only on that portion of the Property, called the Easement Area, described as follows:

**A 20 FEET WIDE WATERLINE EASEMENT FOR SKAGIT COUNTY PUD #1 OVER,**  
**UNDER, AND ACROSS SKAGIT COUNTY PARCEL NUMBER P136031 IN THE**  
**SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 32, TOWNSHIP**  
**34 NORTH, RANGE 4 EAST, W.M. AND THE NORTHEAST QUARTER OF THE**  
**SOUTHWEST QUARTER OF SAID SECTION 32, MORE PARTICULARLY DESCRIBED AS**  
**FOLLOWS:**

**BEGINNING AT THE SOUTHEAST CORNER OF PARCEL A OF SHORT PLAT NO 91-025**  
**AS RECORDED UNDER AUDITOR'S FILE NUMBER 9105290007; THENCE SOUTH 16**  
**FEET MORE OR LESS TO THE NORTH LINE OF LOT D OF SHORT PLAT NUMBER 1-86**  
**AS RECORDED UNDER AUDITOR'S FILE NUMBER 8603070013; THENCE WEST ALONG**  
**THE NORTH LINE OF SAID LOT D A DISTANCE OF 20 FEET; THENCE NORTH 16 FEET**  
**MORE OR LESS TO THE SOUTH LINE OF PARCEL A OF SHORT PLAT 91-025; THENCE**  
**EAST ALONG THE SOUTH LINE OF SAID PARCEL A DISTANCE OF 20 FEET TO THE**  
**TRUE POINT OF BEGINNING; CONTAINING 320 SQUARE FEET MORE OR LESS AS**  
**DEPICTED IN EXHIBIT A.**

Grantor(s) authorizes the PUD, its contractor/sub-contractors, consultants, agents, successors or assigns, the right of ingress and egress from said lands of the Grantor(s). The Grantor(s) also gives the PUD permission to cut, trim and/or remove all timber, trees, brush, or other growth standing or growing upon the lands of the Grantor(s) in the described easement for the purposes of the activities listed above, as well as the right to cut, trim and/or remove vegetation which, in the opinion of the PUD, constitutes a menace or danger to said pipe(s), line(s) or related facilities, and/or to persons or property by reason of proximity to the line. The Grantor(s) agrees that title to all brush, other vegetation or debris trimmed, cut, and removed from the easement pursuant to this Agreement is vested in the PUD.

Following initial installation, repair, maintenance or extension of its facilities, the PUD shall, to the extent reasonably practicable, restore landscaping, surfaces and portions of the Property affected by the PUD's work to the condition existing immediately prior to such work. The PUD shall use good faith efforts to perform its restoration obligations under this paragraph as soon as reasonably possible after the completion of the PUD's work.

Grantor(s), their heirs, successors, or assigns hereby conveys and agrees not to construct or permit to be constructed structures of any kind on the easement area without written notice to and coordinated approval of the General Manager of the PUD, which approval shall not be unreasonably withheld for any and all drainage district purposes under Title 85 RCW or Title 87 RCW. Grantor(s) shall conduct any other activities on Grantor's property so as not to interfere with, obstruct or endanger the usefulness of any improvements or other facilities, now or hereafter maintained upon the easement or in any way interfere with, obstruct or endanger the PUD's use of the easement. Fences constructed across the easement area shall have gates or removable sections installed not less than twelve feet wide.

The PUD agrees to indemnify Grantor from and against liability incurred by Grantor as a result of the negligence of the PUD or its contractors in the exercise of the rights herein granted, but nothing herein shall require the PUD to indemnify the Grantor for that portion of any such liability attributable to the negligence of the Grantor.


The Grantor(s) also agree and warrant that the Grantor(s) lawfully own the land aforesaid, has a good and lawful right and power to sell and convey same, that same is free and clear of encumbrances

except as indicated in the above legal description, subject to provisions (1) – (8) listed in that Subdivision Guarantee from Guardian Northwest Title & Escrow Company, Guarantee No.: 000012604 dated September 14, 2023, and that Grantor(s) will warrant and defend the title subject to said provisions to said easement and the quiet possession thereof against the lawful claims and demands of all persons whomsoever, subject to any limitations of authority in Title 85 RCW.

The rights herein granted shall continue until such time as the PUD terminates such right by written instrument. No termination shall be deemed to have occurred by the PUD's failure to install its systems on the easement area.

The PUD shall have the right to assign, apportion, or otherwise transfer any or all of its rights, benefits, privileges, and interests arising in and under this easement to any public or private utility.

In Witness Whereof, the Grantor(s) hereunto sets his hand and seal this 10 day of July, 2024.

  
Signature

Chair \_\_\_\_\_  
Print Title \_\_\_\_\_  
Brian Waltner, Chair \_\_\_\_\_  
Print Name \_\_\_\_\_

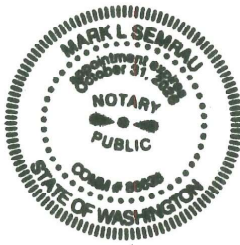
STATE OF WASHINGTON  
COUNTY OF SKAGIT

I certify that I know or have satisfactory evidence that Brian Waltner is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath stated that he was authorized to execute the instrument and acknowledged it as the Chair of Skagit County Drainage and Irrigation District No. 17 to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

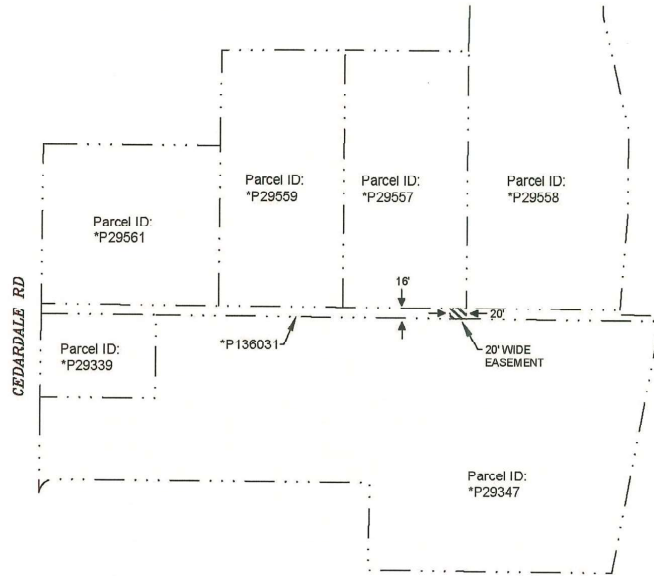
Date: JULY 10, 2024

(Signature) Mark Semrau  
Notary Public in and for the State of Washington

(Printed Name): Mark Semrau  
My appointment expires: October 31, 2026



EXIIBIT A  
DEPICTION OF EASEMENT AREA



LEGEND:

	PARCEL LIMITS (PROPERTY LINE)
	EASEMENT

DATE:	02.05.2024				
DESIGNED BY:	K. LAFLEUR				
ATCO CONTACT:	360.853.6418 kateryna.buxton@atcotelecom.com				
NOT TO SCALE	<table border="1"> <tr> <td>N</td> <td rowspan="2">↑</td> <td rowspan="2">SIGNATURE: <i>Kateryna La Fleur</i></td> </tr> <tr> <td>↑</td> </tr> </table>	N	↑	SIGNATURE: <i>Kateryna La Fleur</i>	↑
N	↑	SIGNATURE: <i>Kateryna La Fleur</i>			
↑					



 <small>ATCO COMMUNICATIONS SERVICES, LLC</small> <a href="http://www.atcotelecom.com">www.atcotelecom.com</a>		PERMITS EASEMENT LAND SURVEY RIGHT OF WAY
		360.563.9000 708 FIRST STREET SNOHOMISH, WA 98290

Current Legal Description: Parcel P136031

THE WEST 470.5 FEET OF THE EAST 669.5 FEET OF THE NORTH 20 FEET OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 SECTION 32 TOWNSHIP 34 NORTH RANGE 4 EAST W.M. TOGETHER WITH A TRACT OF LAND 8 FEET WIDE LYING ALONG AND ADJOINING THE SOUTH LINE OF THE SE1/4 NW1/4 OF SAID SECTION, DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST LINE OF SAID SE1/4 AND EXTENDING EAST TO THE CENTER OF BEAVER SLOUGH, PER SKAGIT COUNTY COURT CAUSE NO. 17539. ALSO TOGETHER WITH A TRACT OF LAND 8 FEET WIDE LYING ALONG AND ADJOINING THE NORTH LINE OF THE NE1/4 OF SW1/4 OF SAID SECTION, DESCRIBED AS FOLLOWS: BEGINNING AT THE WEST LINE OF SAID NE1/4 AND EXTENDING EAST TO THE CENTER OF BEAVER SLOUGH, PER SKAGIT COUNTY COURT CAUSE NO. 17539.



202403190043

03/19/2024 02:04 PM Pages: 1 of 4 Fees: \$306.50  
Skagit County Auditor

SKAGIT COUNTY WASHINGTON  
REAL ESTATE EXCISE TAX

20249940  
MAR 19 2024

Amount Paid \$ 571.08  
Skagit Co. Treasurer  
By KO Deputy

RETURN TO:  
Public Utility District No. 1 of Skagit County  
1415 Freeway Drive  
Mount Vernon, WA 98273-1436

**PUD UTILITY EASEMENT**

THIS AGREEMENT is made this 19<sup>th</sup> day of March, 2024, between SCF PROPERTIES I, LLC, a Washington Limited Liability Company, hereinafter referred to as "Grantor(s)", and PUBLIC UTILITY DISTRICT NO. 1 OF SKAGIT COUNTY, WASHINGTON, a Municipal Corporation, hereinafter referred to as "Skagit PUD". Witnesseth:

WHEREAS, Grantor(s) are the owners of certain lands and premises situated in the County of Skagit, and

WHEREAS, Skagit PUD wishes to acquire certain rights and privileges along, within, across, under, and upon the said lands and premises.

NOW, THEREFORE, Grantor(s), for and in consideration of mutual benefits and other valuable consideration, receipt of which is hereby acknowledged, conveys and grants to the Skagit PUD, its successors or assigns, the perpetual right, privilege, and authority to do all things necessary or proper in the construction and maintenance of water, sewer, electrical, and communication lines and/or other similar public service-related facilities. This includes the right to construct, operate, maintain, inspect, improve, remove, restore, alter, replace, change the size of, relocate, connect to and locate at any time pipe(s), line(s) or related facilities, along with necessary appurtenances for the transportation and control of water, sewer, electrical, and electronic information on facilities over, across, along, in and under the following described lands and premises in the County of Skagit, State of Washington, to wit:

**LOT 3 OF BOUNDARY LINE ADJUSTMENT SURVEY LU 11-023, APPROVED FEBRUARY 3, 2012, AND RECORDED MAY 3, 2012 AS SKAGIT COUNTY AUDITOR'S FILE NO. 201205030014, BEING A PORTION OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 32, TOWNSHIP 34 NORTH, RANGE 4 EAST, W.M.**

**TOGETHER WITH THE SOUTH 10 FEET OF THE FOLLOWING DESCRIBED TRACT:**

**THE NORTH 130 FEET OF THE WEST 190 FEET OF THAT PORTION OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 32, TOWNSHIP 34 NORTH, RANGE 4 EAST W.M., DESCRIBED AS FOLLOWS:**

**BEGINNING AT A POINT OF THE NORTH LINE OF SAID SUBDIVISION WHICH IS 315 FEET WEST OF THE NORTHEAST CORNER THEREOF; THENCE WEST TO THE NORTHWEST CORNER OF SAID SUBDIVISION; THENCE SOUTH 470 FEET; THENCE EAST TO A POINT WHICH IS 396 FEET WEST OF THE EAST LINE OF SAID SUBDIVISION; THENCE NORTHEASTERLY IN A STRAIGHT LINE TO THE POINT OF BEGINNING;**

**EXCEPT THE WEST 16 FEET FOR ROAD;**

**AND EXCEPT RIGHT-OF-WAY DRAINAGE DISTRICT NO. 17;**

**AND EXCEPT THAT PORTION THEREOF CONVEYED TO THE STATE OF WASHINGTON FOR HIGHWAY PURPOSES BY DEED RECORDED MAY 31, 1956 UNDER AUDITOR'S FILE NO. 536757;**

**AND EXCEPT THAT PORTION THEREOF CONVEYED TO THE STATE OF WASHINGTON FOR HIGHWAY PURPOSES BY DEED RECORDED OCTOBER 13, 1972 UNDER AUDITOR'S FILE NO. 775414.**

**SITUATE IN THE COUNTY OF SKAGIT, STATE OF WASHINGTON**

**SKAGIT COUNTY TAX PARCEL NO. 340432-0-007-0316 (P29347)**

on the easement described as follows (See Exhibit A – Easement Map):

**A 20 FEET WIDE WATERLINE EASEMENT FOR SKAGIT COUNTY PUD #1 OVER, UNDER AND ACROSS SKAGIT COUNTY ASSESSOR PARCEL NO. P29347, MORE PARTICULARLY DESCRIBED AS FOLLOWS:**

**BEGINNING AT THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 34 NORTH, RANGE 4 EAST, W.M. THENCE NORTH 89° 51' 22" EAST ALONG THE NORTH LINE OF SAID SOUTHWEST QUARTER A DISTANCE OF 718.78 FEET;  
THENCE SOUTH 00° 08' 38" EAST A DISTANCE OF 8 FEET TO THE NORTH LINE OF LOT D OF SHORT PLAT No 1-86 AS RECORDED UNDER AUDITOR'S FILE NUMBER 8603070013 RECORDS OF SKAGIT COUNTY, WA AND THE TRUE POINT OF BEGINNING;  
THENCE SOUTH 00° 03' 21" EAST A DISTANCE OF 257 FEET;  
THENCE SOUTH 89° 51' 22" WEST A DISTANCE OF 130 FEET;  
THENCE NORTH 00° 08' 38" WEST A DISTANCE OF 20 FEET;  
THENCE NORTH 89° 51' 22" EAST 109.95 FEET;  
THENCE NORTH 00° 03' 21" WEST A DISTANCE OF 237 FEET TO THE NORTH LINE OF SAID LOT D;  
THENCE NORTH 89° 51' 22" EAST A DISTANCE OF 20 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 7,340 SQUARE FEET, MORE OR LESS.**

Grantor(s) authorizes the District the right of ingress and egress from said lands of the Grantor(s). The Grantor(s) also gives Skagit PUD permission to cut, trim and/or remove all timber, trees, brush, or other growth standing or growing upon the lands of the Grantor(s) in the described easement for the purposes of the activities listed above, as well as the right to cut, trim and/or remove vegetation which, in the opinion of Skagit PUD, constitutes a menace or danger to said pipe(s), line(s) or related facilities, and/or to persons or property by reason of proximity to the line. The Grantor(s) agrees that title to all brush, other vegetation or debris trimmed, cut, and removed from the easement pursuant to this Agreement is vested in Skagit PUD.

Following the initial installation, repair or extension of its facilities, Skagit PUD shall, to the extent reasonably practicable, restore landscaping and surfaces and portions of the Property affected by the Skagit PUD's work to the condition existing immediately prior to such work. Skagit PUD shall use good faith efforts to perform its restoration obligations under this paragraph as soon as reasonably possible after the completion of the Skagit PUD's work.

Notwithstanding the foregoing, or any rights granted elsewhere herein, Grantor shall have the right to approve the location and design of any and all above-grade facilities and/or appurtenances constructed, operated, or maintained by Grantee, and in any way related to the easement rights granted herein.

Grantor(s), their heirs, successors, or assigns hereby conveys and agrees not to construct or permit to be constructed structures of any kind on the easement area without written approval of the General Manager of Skagit PUD. Grantor(s) shall conduct their activities and all other activities on Grantor's property so as not to interfere with, obstruct or endanger the usefulness of any improvements or other facilities, now or hereafter maintained upon the easement or in any way interfere with, obstruct or endanger Skagit PUD's use of the easement.

The Grantor(s) also agree to and with Skagit PUD and warrant that the Grantor(s) lawfully own the land aforesaid, has a good and lawful right and power to sell and convey same, that same is free and clear of encumbrances except as indicated in the above legal description, and that Grantor(s) will forever warrant and defend the title to said easement and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

Any mortgage on said land held by a mortgagee is hereby subordinated to the rights herein granted to Skagit PUD; but in all other respects the mortgage shall remain unimpaired.

In Witness Whereof, the Grantor(s) hereunto sets his hand and seal this 19th day of March, 2024.

GRANTOR:

SCF PROPERTIES I, LLC

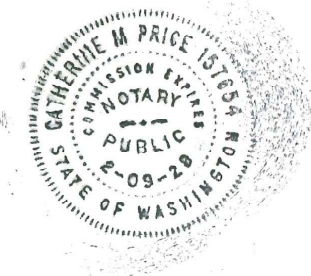
BY: [Signature]  
Thomas Sicklesteel

ITS: Managing Member

STATE OF WASHINGTON )  
 ) ss  
COUNTY OF Skiagit )

On this 19th day of March, 2024, before me, the undersigned, a Notary Public in and for the State of Washington, personally appeared Thomas Sicklesteel, to me known to be the person who signed as the Managing Member, of SCF PROPERTIES I, LLC, a Washington limited liability company, that executed the within and forgoing instrument, and acknowledged said instrument to be his free and voluntary act and deed and the free and voluntary act and deed of SCF PROPERTIES I, LLC, for the uses and purposes therein mentioned; and on oath stated that he was authorized to execute said instrument on behalf of said entity.

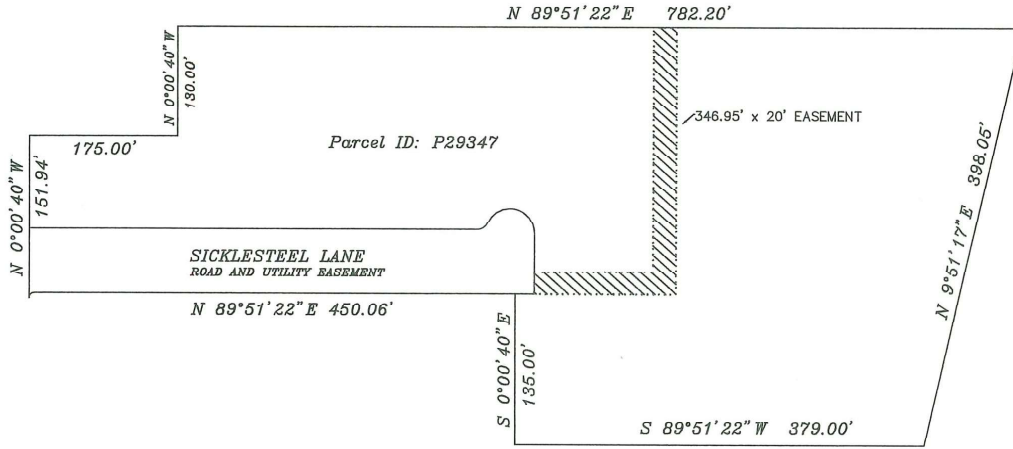
Witness my hand and official seal hereto affixed the day and year first above written.



Catherine M. Price  
NOTARY PUBLIC in and for the State of Washington  
residing at Skiagit County therein  
My appointment expires 02/09/2028  
Catherine M. Price

[The remainder of this page is intentionally left blank.]

EXHIBIT A  
DEPICTION OF EASEMENT AREA

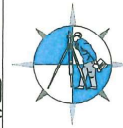


LEGEND:

	CENTER LINE
	PARCEL LIMITS (PROPERTY LINE)
	EASEMENT



DATE:		01.04.2024
DESIGNED BY:		K. LAFLEUR
ATCO CONTACT:		360.853.6418 kateryna.buxton@atcotelecom.com
SCALE:	N ↑	SIGNATURE: <i>Kateryna La Fleur</i>
1" = 140'		



PERMITS  
EASEMENT  
LAND SURVEY  
RIGHT OF WAY

360.563.9000  
708 FIRST STREET  
SNOHOMISH, WA  
98290

# A p p e n d i x C

Inadvertent Discovery Plan



1415 Freeway Drive  
Mount Vernon, WA 98273-1436

tel: (360) 424-7104

www.SkagitPUD.org

*"Owned by the people we serve."*

## **Contractor Inadvertent Discovery Plan**

### **I. Protocol**

In the event that human remains and/or cultural or archaeological resources (see section II below) are encountered during the course of project construction, the following actions shall be taken:

- A. The contractor shall immediately stop work at and adjacent to the site of discovery, call back all haul trucks in transit containing loads of site soils, move any land-altering equipment to a reasonable distance from the discovery, completely secure the site, and contact Skagit PUD.
- B. If the discovery consists of cultural or archaeological items that do not include human remains, Skagit PUD shall notify the following parties:
  - 1) A professional archaeologist
  - 2) The Department of Archaeology and Historic Preservation (DAHP) (Rob Whitlam 360-890-2615)
  - 3) Swinomish Indian Tribal Community (Josephine Jefferson, 360-466-7352)
  - 4) Upper Skagit Tribe (Scott Schuyler, 360-982-8218)
  - 5) Samish Indian Nation (Jackie Ferry, 360-726-3399)
  - 6) Stillaguamish Tribe (Kerry Lyste, 360-657-3687 ext. 14)

If the discovery consists of human remains, the District shall immediately contact the following parties:

- 1) The Skagit County Sheriff's Department (non-emergency line: 360-416-1911) and the Skagit County Coroner, (Hayley L. Thompson 360-416-1996) to determine if the remains are forensic in nature.
  - 2) If the remains are not forensic in nature, Skagit PUD shall contact DAHP (Rob Whitlam 360-890-2615 and Lance Wollwage 360-890-2616); who will take the lead on determining the appropriate method of treatment for the remains and will consult with the affected tribes.
- C. Skagit PUD shall issue a written order to the contractor to cease all construction operations at the location of the potential cultural resources find. The order shall contain the following:

- 1) A clear description of the work to be suspended.
- 2) Any instructions regarding issuance of further orders by the contractor for material services.
- 3) Guidance as to action to be taken on the subcontracts.
- 4) Any suggestions to the contractor as to minimization of its costs.
- 5) Estimated duration of the temporary suspension.

The work suspension order shall be effective until such time as a qualified archaeologist can be called by Skagit PUD to assess the significance of the potential cultural resources and make recommendations to the State Historical Preservation Officer. If the archaeologist, in consultation with the State Historic Preservation Officer, determines that the potential find is a significant cultural resource, Skagit PUD shall extend the duration of the work suspension order, in writing, and the contractor shall suspend work at the location of the find.

## **II. Protected Cultural or Archaeological Resources**

Cultural material that may be protected by law could include but is not limited to:

- Buried layers of black soil with layers of shell, charcoal, and fish and/or mammal bones.
- Buried cobbles that may indicate a hearth feature;
- Non-natural sediment or stone deposits that may be related to activity areas of people;
- Stone, bone, shell, horn, or antler tools that may include projectile points, scrapers, cutting tools, wood working wedges or axes, and grinding stones;
- Stone tools or stone flakes;
- Perennially damp areas may have preservation conditions that allow for remnants of wood and other plant fibers; in these locations there may be remains including fragments of basketry, weaving, wood tools, or carved pieces; and
- Human remains.