

EXHIBIT A

Legal Description and Map of Case Area

(5 pages)



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LUMMI PENINSULA CASE AREA DESCRIPTION

THAT PORTION OF THE LUMMI PENINSULA LYING UPLAND OF THE ORDINARY HIGH WATER MARK OF LUMMI BAY, HALE PASSAGE, PORTAGE CHANNEL AND BELLINGHAM BAY, BEING PORTIONS OF SECTIONS 1, 2, 3, 11, TOWNSHIP 37 NORTH, RANGE 1 EAST, W.M.; SECTIONS 11, 12, 13, 14, 24, 25, 26, 27, 34, 35, 36, TOWNSHIP 38 NORTH, RANGE 1 EAST, W.M.; AND SECTIONS 7, 18, 19, 30, TOWNSHIP 38 NORTH, RANGE 2 EAST, W.M., BOUND ON THE EAST BY THE WESTERLY ORDINARY HIGH WATER MARK OF KWINA SLOUGH AND SLATER SLOUGH, AND BOUND ON THE EAST AND NORTH BY THE FOLLOWING DESCRIBED LINE;

BEGINNING AT THE INTERSECTION OF THE NORTH LINE OF SECTION 30, TOWNSHIP 38 NORTH, RANGE 2 EAST, W.M., AND THE NORTHERLY ORDINARY HIGH WATER MARK OF PORTAGE CHANNEL; THENCE NORTHERLY ALONG SAID ORDINARY HIGH WATER MARK OF PORTAGE CHANNEL AND BELLINGHAM BAY TO THE CONFLUENCE WITH KWINA SLOUGH; THENCE NORTHERLY ALONG THE WESTERLY ORDINARY HIGH WATER MARK OF KWINA SLOUGH TO THE CONFLUENCE WITH SLATER SLOUGH; THENCE NORTHERLY ALONG THE WESTERLY ORDINARY HIGH WATER MARK OF SLATER SLOUGH TO THE INTERSECTION OF SAID ORDINARY HIGH WATER MARK AND THE NORTH LINE OF THE FOLLOWING DESCRIBED TRACT, BEING THE NORTH LINE OF THE SOUTH HALF OF SAID SECTION 7, THENCE WESTERLY ALONG THE NORTH LINE OF THE FOLLOWING DESCRIBED TRACT;

THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 1 EAST, AND THE NORTH HALF OF THE NORTH HALF OF LOTS 8 AND 9 OF SECTION 7, TOWNSHIP 38 NORTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, EXCEPT A 2.00-ACRE PARCEL OF LAND WITHIN LOT 9 OF SECTION 7, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE ONE QUARTER SECTION LINE, 408 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 7; THENCE WEST A DISTANCE OF 178 FEET; THENCE SOUTH 290 FEET; THENCE EAST 433 FEET; THENCE NORTH 180 FEET; THENCE WEST 219 FEET TO THE WEST BOUNDARY OF THE COUNTY ROAD; THENCE IN A NORTHWESTERLY DIRECTION ALONG THE WEST SIDE OF SAID COUNTY ROAD 110 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, CONTAINING 41.34 ACRES, MORE OR LESS, AFTER THE ABOVE EXCEPTION.

THENCE NORTHERLY ALONG THE EAST LINE, NORTHWESTERLY ALONG THE SOUTH BANK OF SMUGGLER SLOUGH, AND WESTERLY ALONG THE NORTH LINE OF THE FOLLOWING DESCRIBED TRACT;

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER LYING SOUTH AND WEST OF SMUGGLER SLOUGH IN SECTION 7, TOWNSHIP 38 NORTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, EXCEPT THE FOLLOWING DESCRIBED PARCEL OF LAND: BEGINNING AT THE CENTER OF SECTION 7, THENCE WEST 436 FEET; THENCE NORTH TO THE SOUTH BANK OF SMUGGLER SLOUGH; THENCE SOUTHEASTLY ALONG THE SOUTH BANK OF SMUGGLER SLOUGH TO THE NORTH-SOUTH CENTER LINE OF SAID SECTION 7; THENCE SOUTH TO THE POINT OF BEGINNING, CONTAINING 4.00 ACRES, MORE OR LESS; CONTAINING 26.28 ACRES, MORE OR LESS, AFTER THE ABOVE EXCEPTIONS.

THENCE CONTINUING WESTERLY ALONG THE NORTH LINE, BEING THE NORTH LINE OF GOVERNMENT LOT 4 OF SAID SECTION 7, OF THE FOLLOWING DESCRIBED TRACT TO THE WEST LINE OF SAID SECTION 7;

THE NORTH HALF OF LOT 4, IN SECTION 7, TOWNSHIP 38 NORTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, CONTAINING 17.18 ACRES, MORE OR LESS.

THENCE CONTINUING WESTERLY ALONG THE NORTH LINE, BEING THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 12, OF THE FOLLOWING DESCRIBED TRACT TO THE SOUTHWESTERLY MARGIN OF THE LUMMI SHORE ROAD RIGHT OF WAY;

THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, EXCEPT THAT PARCEL OF LAND DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, SECTION 12, WITH THE SOUTHWESTERLY LINE OF LUMMI SHORE ROAD; THENCE NORTH 49°32' WEST, ALONG THE SOUTHWESTERLY LINE OF LUMMI SHORE ROAD, 451.95 FEET; THENCE SOUTH 40°28' WEST, AT RIGHT ANGLES TO THE LUMMI SHORE ROAD, 385.55 FEET TO THE SOUTH LINE OF THE SAID NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 12, THENCE EAST ALONG THE SOUTH LINE OF THE SAID NORTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 12, 594.06 FEET TO THE POINT OF BEGINNING, CONTAINING 2.00 ACRES, MORE OR LESS. CONTAINING 18.00 ACRES, MORE OR LESS, AFTER THE ABOVE EXCEPTION.

THENCE NORTHWESTERLY ALONG SAID SOUTHWESTERLY MARGIN OF THE LUMMI SHORE ROAD RIGHT OF WAY TO THE NORTH LINE OF FOLLOWING DESCRIBED TRACT, THENCE WESTERLY ALONG THE NORTH LINE OF THE FOLLOWING DESCRIBED TRACT, TO THE EAST MARGIN OF THE HAXTON WAY RIGHT OF WAY;

THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, EXCEPT A 2.00-ACRE PARCEL, MORE OR LESS, DESCRIBED AS: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 12; THENCE EAST 175 FEET TO THE WEST LINE OF THE COUNTY ROAD; THENCE SOUTHEAST ALONG SAID WEST LINE 375 FEET; THENCE WEST 435 FEET TO THE WEST LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER; THENCE NORTH 285 FEET TO THE POINT OF BEGINNING, AND EXCEPT A 2.57-ACRE PARCEL, MORE OR LESS, DESCRIBED AS: BEGINNING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 12; THENCE EAST 175 FEET TO THE WEST LINE OF LUMMI SHORE ROAD; THENCE SOUTHEAST ALONG SAID WEST LINE 375 FEET TO THE TRUE POINT OF BEGINNING; THENCE WEST 435 FEET, MORE OR LESS, TO THE WEST LINE OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER; THENCE SOUTH ALONG SAID WEST LINE 208 FEET; THENCE EAST ALONG A LINE PARALLEL TO THE NORTH LINE OF THIS TRACT TO THE WEST LINE OF SAID LUMMI SHORE ROAD THENCE NORTHWEST ALONG SAID WEST LINE OF LUMMI SHORE ROAD TO THE TRUE POINT OF BEGINNING, AND EXCEPT A 3.00-ACRE PARCEL, MORE OR LESS, DESCRIBED AS: BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 12; THENCE WEST 300 FEET; THENCE NORTH TO THE SOUTH BOUNDARY OF THE COUNTY ROAD; THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE BOUNDARY OF SAID ROAD TO A POINT WHICH BEARS NORTH OF THE POINT OF BEGINNING; THENCE SOUTH TO THE POINT OF BEGINNING, CONTAINING 32.43 ACRES, MORE OR LESS, AFTER THE ABOVE THREE EXCEPTIONS.

THENCE SOUTHERLY ALONG THE EASTERLY MARGIN OF THE SAID HAXTON WAY RIGHT OF WAY TO THE INTERSECTION OF THE NORTH LINE OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 12, THENCE WESTERLY ALONG THE NORTH LINE OF THE SAID SOUTH HALF OF THE NORTHWEST QUARTER TO THE WEST LINE OF THE FOLLOWING DESCRIBED TRACT; THENCE SOUTHERLY ALONG THE WEST LINE OF THE FOLLOWING DESCRIBED TRACT TO THE SOUTH LINE OF THE FOLLOWING DESCRIBED TRACT;

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, AND THOSE PARTS OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER, OF THE NORTH HALF OF THE SOUTHWEST QUARTER, AND OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS: PARCEL A: BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, RUNNING THENCE EAST A DISTANCE OF 587 FEET; THENCE NORTH 1320 FEET; THENCE WEST TO THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12; THENCE SOUTH 1320 FEET TO THE POINT OF BEGINNING, EXCEPT ROAD AND EXCEPT THAT PORTION THEREOF, IF ANY, LYING NORTH OF THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12, PARCEL B: BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, RUNNING THENCE EAST 513 FEET; THENCE SOUTH 660 FEET; THENCE WEST 1833 FEET; THENCE NORTH 660 FEET; THENCE EAST 1320 FEET TO THE POINT OF BEGINNING, EXCEPT ROAD AND EXCEPT THAT PORTION THEREOF, IF ANY, LYING WEST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, SAID TOWNSHIP AND RANGE, AND SOUTH OF THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 11, AND SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12, PARCEL C: BEGINNING AT A POINT 587 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12, RUNNING THENCE SOUTH 2640 FEET; THENCE EAST 2053 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER.

THENCE WESTERLY ALONG THE NORTH LINE OF THE FOLLOWING DESCRIBED TRACT TO THE WEST LINE OF SAID SECTION 12; THENCE SOUTHERLY ALONG THE WEST LINE, BEING THE WEST LINE OF SAID SECTION 12, OF THE FOLLOWING DESCRIBED TRACT;

THAT PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12, THENCE RUNNING SOUTH A DISTANCE OF 660.0 TO POINT OF BEGINNING, THENCE EAST 587.0 FEET, THENCE SOUTH 660.0 FEET, THENCE WEST 587.0 FEET THENCE, NORTH 660.0 FEET TO THE PLACE OF BEGINNING CONTAINING 8.90 ACRES, MORE OR LESS.

THENCE CONTINUING SOUTHERLY ALONG THE WEST LINE OF SAID SECTION 12 TO THE INTERSECTION OF THE WEST LINE OF SAID SECTION 12 AND THE SOUTH MARGIN OF THE KWINA ROAD RIGHT OF WAY;

THENCE WESTERLY ALONG THE SOUTH MARGIN OF THE KWINA ROAD RIGHT OF WAY TO THE WEST LINE, BEING THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 11, OF THE FOLLOWING DESCRIBED TRACT;

THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, AND THOSE PARTS OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER, OF THE NORTH HALF OF THE SOUTHWEST QUARTER, AND OF THE

SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 12, TOWNSHIP 38 NORTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, WHATCOM COUNTY, WASHINGTON, DESCRIBED AS FOLLOWS: PARCEL A: BEGINNING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, RUNNING THENCE EAST A DISTANCE OF 587 FEET; THENCE NORTH 1320 FEET; THENCE WEST TO THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12; THENCE SOUTH 1320 FEET TO THE POINT OF BEGINNING, EXCEPT ROAD AND EXCEPT THAT PORTION THEREOF, IF ANY, LYING NORTH OF THE NORTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12,

PARCEL B: BEGINNING AT THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, RUNNING THENCE EAST 513 FEET; THENCE SOUTH 660 FEET; THENCE WEST 1833 FEET; THENCE NORTH 660 FEET; THENCE EAST 1320 FEET TO THE POINT OF BEGINNING, EXCEPT ROAD AND EXCEPT THAT PORTION THEREOF, IF ANY, LYING WEST OF THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 11, SAID TOWNSHIP AND RANGE, AND SOUTH OF THE SOUTH LINE OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 11, AND SOUTH LINE OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12,

PARCEL C: BEGINNING AT A POINT 587 FEET EAST OF THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 12, RUNNING THENCE SOUTH 2640 FEET; THENCE EAST 2053 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER.

THENCE SOUTHERLY ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 11 TO THE INTERSECTION OF THE SOUTH LINE OF SAID SECTION 11 AND THE SOUTHERLY ORDINARY HIGH WATER MARK OF THE SOUTHWESTERLY RUNNING SLOUGH; THENCE SOUTHWESTERLY ALONG THE ORDINARY HIGH WATER MARK OF SAID SLOUGH, BEING THE NORTH BOUNDARY OF GOVERNMENT LOTS 1, 2, AND 5 OF SECTION 14, TOWNSHIP 38 NORTH, RANGE 1 EAST, W.M., TO THE EASTERLY HIGH WATER MARK OF LUMMI BAY.

EXCEPT THEREFROM THE ARTIFICIAL LUMMI AQUICULTURE DIKE, AND EXCEPT THEREFROM PORTAGE ISLAND LYING SOUTH OF PORTAGE POINT.

SITUATE IN WHATCOM COUNTY, WASHINGTON.

THE ABOVE DESCRIBED AREA IS DEPICTED GRAPHICALLY ON THE ATTACHED LUMMI PENINSULA CASE AREA EXHIBIT MAP FOR FURTHER REFERENCE.



Case Area Boundary

