

NO EXCISE TAX
REQUIRED

FEB 13 2002

BOB DANTINI, Snohomish County Treasurer

By BOB DANTINI

200202130207

RETURN ADDRESS

KEN ROOT
30901 247TH AVE NE
ARL WA 98223



02/13/2002 09:35 AM Snohomish
P.0004 RECORDED County

Please print neatly or type information
Document Title(s)

ARLINGTON MUNICIPAL AIRPORT AVIGATION
EASEMENT

Reference Number(s) of related documents:

Additional Reference #'s on page ___

Grantor(s) (Last, First, and Middle Initial)

ROOT KENNETH D.

Additional Grantors on page ___

Grantee(s) (Last, First, and Middle Initial)

Additional Grantees on page ___

Legal Description (abbreviated form: i e. lot, block, plat or section, township, range, quarter/quarter)

SECTION 22 TOWNSHIP 33N RANGE 1E WM.

Assessor's Property Tax Parcel/Account Number

NO. 310522 - 001 - 017 - 01

Additional parcel #'s on page ___

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.

*Signature required only if requesting Non-Standard document processing:

*I am requesting an emergency nonstandard recording for an additional fee as provided in RCW 36.18.010. I understand that the recording processing requirements may cover up or otherwise obscure some part of the text of the original document.

Signature of Requesting Party

RECORDER'S NOTE:
PORTIONS OF THIS DOCUMENT
ARE POOR QUALITY FOR SCANNING.

ARLINGTON MUNICIPAL AIRPORT AVIGATION EASEMENT

WHEREAS, KENNETH ROOPE,
Hereinafter called "Grantor", is the owner of that certain parcel of land situated in the
City of Arlington, County of Snohomish, State of Washington, to wit:


hereinafter called "Grantor's Property", and outlined on the attached map.

NOW, THEREFORE, for good and valuable consideration to the Grantor, the receipt and sufficiency of which is hereby specifically acknowledged, the Grantor, its successors and assigns, subject to the provisions herein contained, hereby grants, bargains, sells and conveys unto the City of Arlington, State of Washington, its successors and assigns, the Grantee, for use and benefit of the public, a perpetual easement and right-of-way over that portion of the Grantor's land described above, in the vicinity of Arlington Municipal Airport, for the purpose of the passage of all aircraft ("aircraft" being defined for the purpose of this instrument as any device now known or hereafter invented, used or designated for navigation of, or flight in the air) by whomsoever owned and operated in the air space to an infinite height above the surface of the Grantor's property, together with the right to cause in said air space noise, vibration and all other effects that may be caused by the operation of aircraft landing at or taking off from, or operated at, or on Arlington Municipal Airport, located in Snohomish County, State of Washington; Grantor hereby waives, remises and releases any right or cause of action which Grantor has now, or which Grantor may have in the future against the Grantee, its successors and assigns, or Arlington Municipal Airport, due to such noise, vibration, and other effects that may be caused by the operation of aircraft landing and taking off from, or operating at or on Arlington Municipal Airport, the Grantor further grants that upon said property (A) no use shall be permitted that causes a discharge into the air of fumes, smoke or dust which will obstruct visibility and adversely affect the operation of aircraft or cause any interference with navigational facilities necessary to aircraft operation and (B) no development or construction shall be permitted which will interfere in any way with the safe operation of aircraft in the air space over the land described herein or at or on the Arlington Municipal Airport

To have and to hold said easement and right-of-way and all rights appertaining hereto unto the Grantee, its successors and assigns, until the Arlington Municipal Airport shall be abandoned and shall cease to be used for airport purposes. It is specifically understood and agreed that this easement, its covenants and agreements shall run with the land, which is described herein. The Grantor, on behalf of itself, its successors and assigns, further acknowledges that the easements herein granted contemplate and include

200202130207

all existing and future operations at Arlington Municipal Airport, acknowledging that future aircraft numbers and types will most likely increase and noise patterns may also increase, in that the rights, obligations and covenants herein set forth shall not terminate or vary in the event of changes in the flight volume or noise, traffic patterns, runway lengths or locations or characteristics or type or category of aircraft using the Arlington Municipal Airport, Snohomish County, State of Washington.


KENNETH ROOT

Owner

ACKNOWLEDGMENT

STATE OF WASHINGTON)
)
COUNTY OF Snohomish)


SS.

The foregoing instrument was acknowledged before me by Kenneth Root

this 12th

day of February.

Witness My Hand and Official Seal.



Notary Public

My Commission Expires. 12/7/03



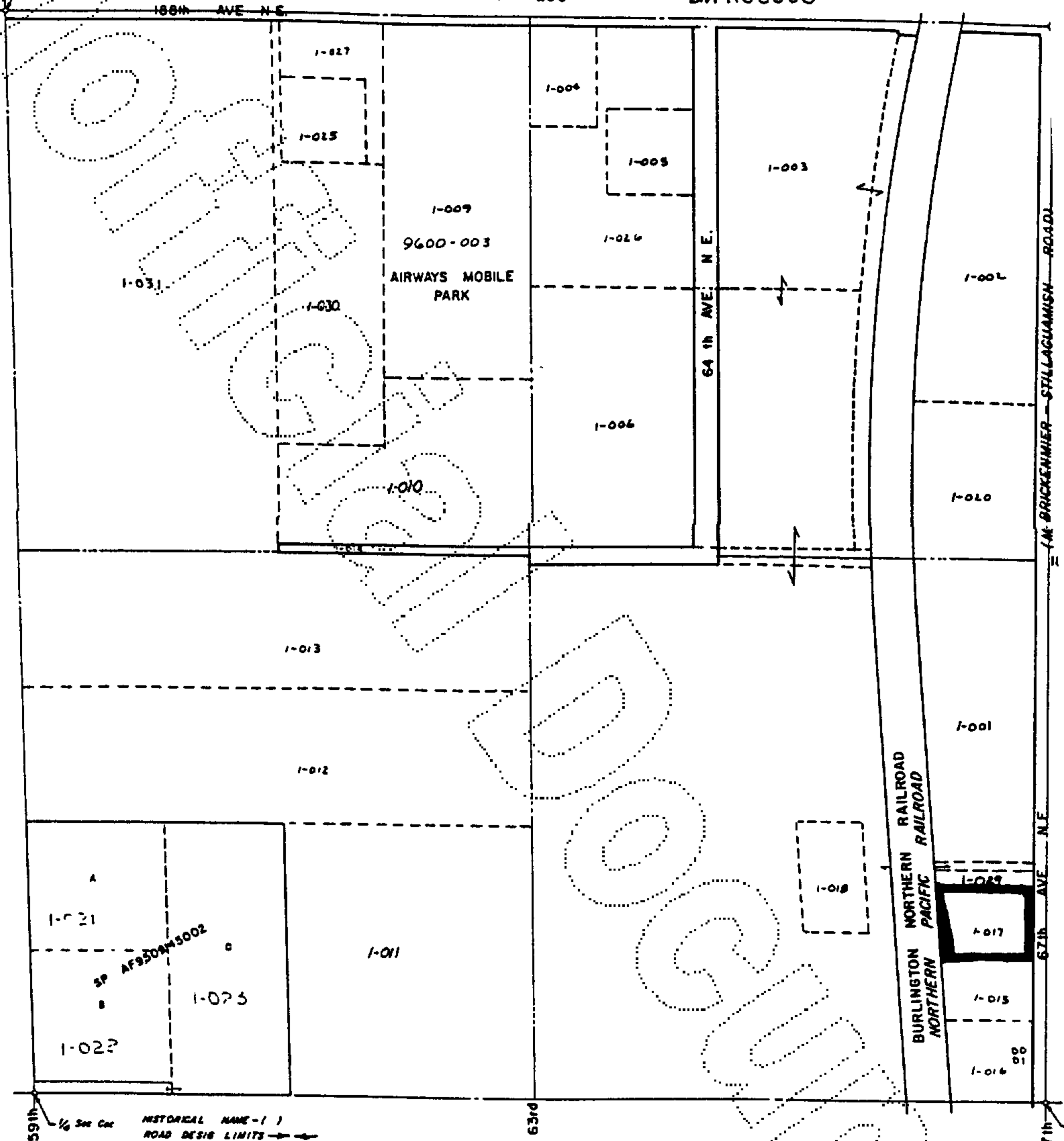
200202130207

N E. 1/4, SEC 22, T.31N, R.5E

1" = 200'

BM 1108000

No survey for this section
Drawn from adjoining sections



Tax Parcel No. 310522-001-017

200202130207