

NO EXCISE TAX
REQUIRED

MAR 07 2005

BOB DANTINI, Snohomish County Treasurer

By BOB DANTINI

After recording return to
Arlington Municipal Airport
18204 59th Dr NE
Arlington, WA 98223



200503070460 4 PGS
03-07-2005 02:47pm \$22.00
SNOHOMISH COUNTY, WASHINGTON

Grantor City of Marysville

Grantee City of Arlington

05 0057

Legal (abbrev) Ptn of N1/2 N1/2 NE1/4 SW1/4 SEC21 TWP31 R05E WM

Tax parcel no 310521-003-006-00

Reference no C-03-073

Said document(s) were filed for
record by Transnation Title as
accommodation only. It has not
been examined as to proper exe-
cution or as to its effect upon title.

ARLINGTON MUNICIPAL AIRPORT AVIGATION EASEMENT

WHEREAS, City of Marysville 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

See "Exhibit A"

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 ("Grantee"), for use and benefit of the public, a perpetual easement and right-of-way over that portion of the Grantor's above-described land starting at 287' Mean Sea Level (MSL), 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. The Grantor further covenants and agrees 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, nor shall any use be permitted which causes 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.

This easement shall be effective and shall inure to the benefit of 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.

GRANTOR CITY OF MARYSVILLE

By *Dennis L. Kendall*
DENNIS KENDALL, MAYOR

ACKNOWLEDGMENT

STATE OF WASHINGTON)
SS
COUNTY OF SNOHOMISH)

I certify that I know or have satisfactory evidence that DENNIS KENDALL is the person who appeared before me, and said person acknowledged that he signed this instrument, on oath acknowledged that he was authorized to execute the instrument, and acknowledged it as the Mayor of the City of Marysville, Washington to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

DATED this 1st day of March, 2005



Grant K. Weed
Grant K. Weed
[Legibly print name of notary]
NOTARY PUBLIC in and for the State
of Washington, residing at Snohomish
My commission expires 11-1-06

EXHIBIT A
CITY OF MARYSVILLE – PARCEL NUMBER 31052100300600

PARCEL DESCRIPTION

The east 660 feet of the north half of the north half of the northeastern quarter of the southwest quarter of Section 21, Township 31 North, Range 5 East, W M .,

EXCEPT the north 150 feet of the east 350 feet,

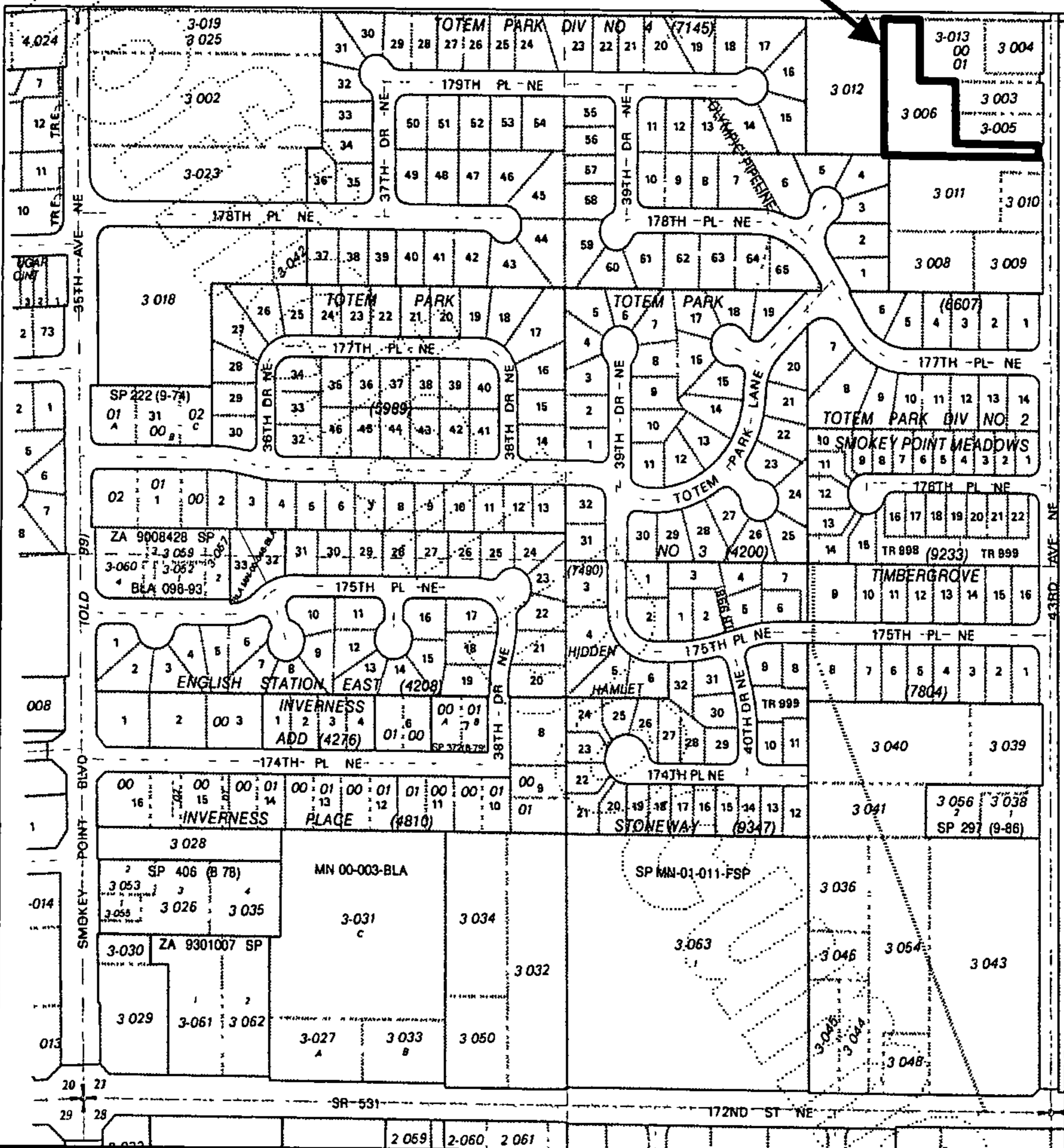
EXCEPT the south 150 feet of the north 300 feet of the east 250 feet,

AND EXCEPT that portion conveyed to Snohomish County for road purposes, by Deed and recorded under Auditor File Number 7611170134,

EXCEPT the west 215 feet thereof

Situated in the County of Snohomish, State of Washington

Subject Parcel



Vicinity Map – Arlington Municipal Airport Avigation Easement

Parcel No. 310521-003-006-00