

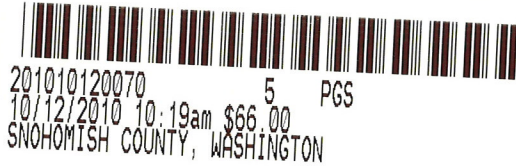
After recording return to:  
Arlington Municipal Airport  
18204 59<sup>th</sup> Dr. NE  
Arlington, WA 98223

**NO EXCISE TAX  
REQUIRED**

**OCT 12 2010**

KIRKE SIEVERS, Snohomish County Treasurer

By KIRKE SIEVERS



Grantor: Public Hospital District No 3 Snohomish County

Grantee: City of Arlington

Legal (abbrev.): SEE ATTACHED SW 1/4, SW 1/4 S21-T31-R05

Tax parcel no.: 31052100303400, 31052100303200,  
31052100305000

Reference no.:

## ARLINGTON MUNICIPAL AIRPORT AVIGATION EASEMENT

WHEREAS, Public Hospital District No 3 Snohomish County  
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.

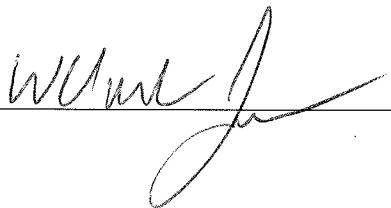
NOW, THEREFORE, for good and valuable consideration to the Grantor, the receipt and sufficiency of which is hereby specifically acknowledged, the Grantor, its successors and assigns, subject to the provisions herein contained, hereby grants, bargains, sells and conveys unto the City of Arlington, State of Washington, its successors and assigns ("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 292' 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. 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, due to such noise, vibration, and other effects that may be caused by the operation of aircraft landing and taking off from, or operating on or near the Arlington Municipal Airport. 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. The Grantor, on behalf of itself, its successors and assigns, further acknowledges that the easements herein granted contemplate and include 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, and 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, City of Arlington, State of Washington.

OWNER:

By: \_\_\_\_\_

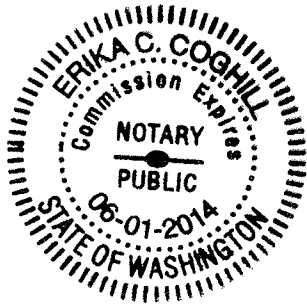


ACKNOWLEDGMENT

STATE OF Washington )  
 )  
COUNTY OF Snohomish ) SS.

The foregoing instrument was acknowledged before me by W. Clark Jones  
\_\_\_\_\_ this 6<sup>th</sup> \_\_\_\_\_

day of October \_\_\_\_\_, 20 10.



Erika Coghil  
\_\_\_\_\_  
NOTARY PUBLIC in and for the  
State of Washington, residing  
at Snohomish  
My commission expires: 6/1/2014  
Name: Erika C. Coghil

**PROPERTY LEGAL DESCRIPTION**

THE WEST 165 FEET OF THE EAST 330 FEET OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M. IN SNOHOMISH COUNTY, WASHINGTON

EXCEPT COUNTY ROAD:

ALSO EXCEPT THAT PORTION THEREOF CONVEYED TO SNOHOMISH COUNTY FOR ROAD PURPOSES BY DEED RECORDED UNDER RECORDING NO. 9303220593

THE EAST 165 FEET OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 21, TOWNSHIP 31 NORTH, RANGE 5 EAST, W.M. IN SNOHOMISH COUNTY, WASHINGTON

EXCEPT THE SOUTH 45 FEET THEREOF FOR ROAD PURPOSES, THE NORTH 27 FEET OF SAID SOUTH 45 FEET BEING CONVEYED TO SNOHOMISH COUNTY BY DEED RECORDED UNDER RECORDING NO. 9303120306



00001201 3730 174TH PL NE 0048100000900 3824 174TH PL NE 3918 174TH PL NE  
00481000001000 00481000001000 00481000001001 3906 174TH PL NE 00934700002100 00

00481000001101 00481000001001 00481000000901 00934700002000  
3724 174TH PL NE 3820 174TH PL NE 3910 174TH PL NE

3809 172ND ST NE  
31052100303400

31052100303200  
3823 172ND ST NE

UNKNOWN UNKNOWN  
31052100305000

31052100303300  
3717 172ND ST NE

31052100305000

3704 172ND ST NE  
31052800205900 31052800206000

3718 172ND ST NE

31052800206100  
3704 172ND ST NE

3305 171ST ST NE  
3911 171ST ST NE  
00930300000020

3532 172ND ST NE  
3704 172ND ST NE  
31052800201304

00930300000100

31052800206200